



## **NOTES**

- **December Council Agenda Briefing**
- **Active Futures Physical Activity Plan**

**Held in the Council Chamber  
Tuesday 8 December 2009  
commencing at 5.30pm**

Present:

Mayor J Best (Chair)

Councillors:

V Lawrance	Civic Ward
I Hasleby	Civic Ward
P Best	Como Beach Ward
G Cridland	Como Beach Ward
C Cala	McDougall Ward
R Wells, JP	McDougall Ward
R Grayden	Mill Point Ward (until 7.40pm)
B Skinner	Mill Point Ward
S Doherty	Moresby Ward
K Trent, RFD	Moresby Ward

Officers:

Mr C Frewing	Chief Executive Officer
Mr S Bell	Director Infrastructure Services
Mr M Kent	Director Financial and Information Services (until 7.40pm)
Ms V Lummer	Director Development and Community Services
Mr R Bercov	Strategic Urban Planning Adviser
Ms D Gray	Manager Financial Services
Mr S Camillo	Manager Environmental Health (from 5.48pm – 6.40pm)
Mr R Kapur	Manager Development Services (until 6.55pm)
Mr P McQue	Manager Governance and Administration
Mr M Taylor	Manager City Environment (until 6.55pm & 7.40pm – 8.15pm)
Ms S Watson	Manager Community Culture Recreation (6.00pm - 6.55pm & 7.40pm – 8.15pm)
Mr M Hunt	Recreation Development Co-Ordinator (6.00pm -6.55pm & 7.40pm – 8.15pm)
Ms T Wilkes-Jones	City Environment Co-Ordinator (until 6.55pm & 7.40pm – 8.15pm)
Mrs K Russell	Minute Secretary

Apologies

Cr T Burrows	Manning Ward - Leave of Absence
Cr L P Ozsdolay	Manning Ward – Leave of Absence

Consultant

Ms J Powell Jill Powell and Associates (from 7.43pm)

Gallery

There were 20 members of the public present and no member of the press.

### OPENING

The Mayor opened the Agenda Briefing at 5.30pm and welcomed everyone in attendance.

### DECLARATIONS OF INTEREST

The Mayor reported having received Declarations of Interest in relation to the following items:

- Cr Grayden for Agenda Items 10.2.2 and 15.1.1;
- Cr Ozsdolay for Agenda Items 10.2.2 and 15.1.2; and
- Cr Doherty for Agenda Item 10.2.2.

### DEPUTATIONS

#### Opening of Deputations

The Mayor opened Deputations at 5.33pm

#### DECLARATION OF INTEREST : CR GRAYDEN : ITEM 15.1.1

Cr Grayden declared an interest in this item and left the Council Chamber at 5.33pm.

<b>Ms Ann Choong, South Perth Primary School Council</b>	<b>Confidential Agenda Item 15.1.1</b>
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Ms Choong spoke on report Item 15.1.1 (*Motion passed at the Special Electors Meeting to Discuss ROW15 held 16 November 2009*) and gave a powerpoint presentation on the following points:

- Confidentiality of report at Item 15.1.1
  - ▶ Electors are entitled to know
  - ▶ Basis of claim of confidentiality
  - ▶ What was asked of the lawyers?
  - ▶ What was the substance of the advice?
  - ▶ What recommendations are being made to Council?
- Who has enforceable rights?
  - ▶ School/DET – Yes
  - ▶ Local community/individuals – Rights conferred on subdivision and prescriptive
  - ▶ City of south Perth – Has the City investigated this comprehensively?
- Can the City assert or fund enforcement of these rights?
  - ▶ Prescriptive or other cause(s) of action
  - ▶ City's interest in ROW15
    - City supported and maintained ROW for over 40 years
    - City as the representative of the community
  - ▶ Section 3.1(1) of the *Local Government Act*
    - The general function of a local government is to provide for the good government of persons in its district.
- Providing certainty - Options
  - ▶ Make the report on this matter public
  - ▶ Bring an action in its own right
  - ▶ Fund an action
  - ▶ Work with parties who hold an interest – including local community and school/DET
  - ▶ Inform and engage community and Electors

#### Close of Deputations

The Mayor closed Deputations at 5.47pm

**Note:** Manager Environmental Health & Regulatory Services arrived at 5.48pm

DECEMBER COUNCIL REPORTS

The Chief Executive Officer presented a brief summary of the following December 2009 Council Reports. Questions and points of clarification were raised by Members and responded to by the officers.

**8.5.1. Conference Delegate**

This report summarises Cr Trent's attendance at the National Local Roads and Transport Congress 2009 held in Queensland between 8 and 10 November 2009.

**10.0.1 Policy P355 'Consultation for Planning Proposals'**

This report considers a further review of Policy P355 since its adoption at the June 2009 meeting and recommends new procedures be trialled until July 2010.

**Note:** Manager Community, Culture and Recreation and Recreation Development Co-ordinator joined the meeting at 6.00pm.

**10.0.2 Retrospective Additions, 10 Anthony Street, South Perth**

This application for retrospective approval of additions to a Single House is again referred to Council for consideration having been refused three times previously.

Additions comprise:

- (a) Steps constructed over an access easement; and
- (b) Rear fencing greater than 1.8 metres in height.

**10.0.3 Parking Permits**

The purpose of this report is to provide Council with a position regarding the implementation of parking permits for ratepayers and electors in the Commercial and Business precincts.

**10.0.4 Review of Collier Park Golf Course Lease**

This report recommends a future leasing strategy for the Golf Course and reviews progress towards the Feasibility Study and Business Plan.

**10.1.1 Canning Bridge Rail Station Study - Vision**

The Department of Planning in partnership with the Cities of Melville and South Perth have engaged GHD to prepare a strategic "Vision" for the Canning Bridge Rail Station Precinct. The purpose of this report is to seek Council endorsement to advertise the strategic "vision".

**10.1.2 Annual Electors Meeting**

This report presents the Minutes of the Annual Electors meeting held on 30 November 2009.

**10.2.1 City of South Perth 'Active Futures 2010 - 2014' Physical Activity Plan**

The purpose of this report is to seek Council endorsement of the actions and strategies of the 'Active Futures 2010 - 2014 Physical Activity Plan'.

**10.2.2 Funding Assistance - Round Two**

This report relates to applications received in the Community Development Funding Assistance Program - Round Two.

**10.2.3 Proposed Upgrade to George Burnett Leisure Centre**

This report outlines a submission to the Infrastructure Australia Funding Scheme seeking grant funding for extensions and upgrades to George Burnett Leisure Centre.

**10.3.1 Naming of Right-of-Way 109**

This report deals with a request to consider initiating the "naming process" of Right-of-Way No.109

**10.3.2 Closure of Portions of Bradshaw and Conochie Crescent, Manning**

This report considers initiating the closure of portions of Bradshaw Crescent and Conochie Crescent Road Reserves, Manning.

**Note:** Manager Environmental Health and Regulatory Services retired at 6.40pm

**10.3.3 Tourist Accommodation 53 South Perth Esplanade and 1) Ferry Street, South Perth**

Planning approval is requested for additions / alterations to an existing Tourist Accommodation.

**10.3.4 Four Multiple Dwellings 93 South Perth Esplanade, South Perth (Major Dev. Briefing 2.12.09)**

Four Multiple Dwellings on this site were previously approved by Council at its May 2008 meeting. This report deals with significant changes to the approved design, and therefore a new application has been lodged.

**10.3.5 Cloisters Foreshore**

This report deals with Tenders for the Installation of Erosion Protection and Revegetation on the Cloisters Foreshore south of Canning Bridge.

**10.4.1 Annual Tender – Brick Paving**

This report considers submissions received for the 'Supply and Laying of Brick Paving'.

**10.4.2 Sir James Mitchell Park Deck Construction and Landscaping**

This report outlines the assessment of Tenders received for the construction of a deck, promenade and landscaping adjacent to the car park at the eastern end of the South Perth Esplanade, within Sir James Mitchell Park.

**10.5.1 Applications Approved under Delegated Authority**

This report details applications for planning approval determined under delegated authority for November.

**10.5.2 Use of Common Seal**

This report provides details on the use of the Common Seal for November, 2009.

**10.5.3 Strategic Plan**

This report provides the *draft* Strategic Directions 2010-2015 (*that will form the basis of the Strategic Plan*) and seeks approval to advertised for public comment for a period of 45 days.

LATE REPORT ITEMS

Late Report Items 10.6.1 – 10.6.3 circulated at the commencement of the Agenda Briefing.

**10.6.1 Financial Management Accounts for November 2009**

This report summarises the Financial Management Accounts for November 2009.

**10.6.2 Statement of Funds, Investments and Debtors at 30 November 2009**

This report presents a statement summarising the effectiveness of treasury management for the month of November 2009.

**10.6.3 List of Payments**

This report lists the accounts paid under delegated authority for November 2009.

MEETING CLOSED TO THE PUBLIC

The Mayor closed the Briefing to the public at 6.55pm to allow for discussion on *Confidential* item 15.1.1 and to then hear a presentation on the City of South Perth draft Physical Activity Plan.

The following officers and the public gallery left the Council Chamber at 6.55pm.

- Manager Development Services
- Manager City Environment
- Manager Community Culture and Recreation
- Recreation Development Co-ordinator
- City Environment Co-ordinator

The Chamber doors were closed at 6.56pm

CONFIDENTIAL REPORT ITEMS

DECLARATION OF INTEREST : CR GRAYDEN : ITEM 15.1.1

Cr Grayden declared an interest in Agenda Item 15.1.1 and left the Council Chamber at 6.56pm

**15.1.1 Motion from Special Electors Meeting 16 November 2009 Re Right-of-Way 15**

A discussion was held in relation to the officer recommendation and 'where to from here'.

**15.1.2 City of South Perth Australia Day Citizen of the Year Awards**

**15.1.3 Infrastructure Studies**

**Note:** This part of the Briefing concluded at 7.40pm.

Cr Grayden did not return to the Council Chamber. He retired from the meeting at 7.40pm.

MEETING ADJOURNED

The meeting was adjourned at 7.40pm for a 3 minute break.

MEETING RESUMED

The meeting resumed at 7.43pm with all those present before the meeting was closed to the public returning to the Council Chamber, with the exception of the Director Financial and Information Services and the Manager Development Services.

**City of South Perth "Active Future 2010-2014" Physical Activity Plan**

The Manager Community Culture and Recreation introduced the consultant Jill Powell. Ms Powell commenced her presentation by stating: "A healthy city is one that improves its environment and expands its resources so that people can support each other in achieving their highest potential... A healthy city is conscious of health as a municipal issue and is striving to improve it. Any city can be healthy if it is committed to health" (WHO, 1995)"

She then spoke on the following topics:

- Objectives of the Physical Activity Plan
  - The development of measurable objectives, strategies and actions that are clear and provide an equitable strategy for the enhancement of the community's lifestyle and health within the City;

- A clear understanding of the current and future community needs of the residents of the City;
  - The identification of gaps in service and facilities and how services may be better accessed by residents;
  - The variables that will influence any action that will be taken in the future, and;
  - An action plan for the next five years
- Base Information
    - Previous reports and plans adopted by the City of South Perth and State and Federal Governments
    - City of South Perth social demography
    - Participation Statistics and Trends
    - Facility Inventory and Assessment
  - Participation – South Perth
    - The Exercise, Recreation and Sport Survey (ERASS) is a national survey undertaken by ABS for the past 5 years the last survey was conducted in 2007 with total of 16,400 respondents
    - The top-ten physical activities in 2007, in terms of total participation rate, were walking, aerobics/fitness, swimming, cycling, running, tennis, bushwalking, golf, outdoor football and netball.
    - The City of South Perth does not directly provide for aerobics fitness, swimming, netball and bush walking;
    - Cycling, running and walking are all activities that are provided for;
    - The City provides for tennis (3 clubs), golf (2 golf courses) and football (2 clubs).
    - There is minimal space available to cater for additional sports but Sir James Mitchell Park could be used for Junior sports.
  - Community consultation
    - Random Community Survey structured around three key areas of inquiry (1000 delivered - 21% return rate):
      - Demographics
      - Physical Activity
      - Facilities
    - Focus Groups with specific community groups:
      - Seniors
      - Youth
      - Families with Children
      - Education
      - People with Disabilities
      - Sporting Groups
    - The primary form of activity was in keeping with numerous Physical Activity studies with Walking being the highest participation rate at 52% Aerobics Gym 15% and cycling 9%.
    - Activities that people would like to participate in but were currently unavailable in South Perth included:
      - Swimming/Water activities,
      - Gym and fitness classes,
      - Dancing classes,
      - Hydrotherapy,
      - Yoga,
      - Pilates,
      - Tai Chi

*(It should be noted that Yoga, Pilates, Tai Chi and dancing are provided at the George Burnett Leisure Centre. It is assumed that people do not know about the availability rather than the activities not being available)*

- Suggestions made to improve opportunities to be Physically active included:
  - Improve and increase number of Cycleways including placement of drink fountains along the cycle way
  - An indoor heated pool
  - Improve, and repair footpaths
  - Addition of a gymnasium and classes at GBLC
  - Path from Waterford to Shelley Bridge
  - More advertising of what is available
- Physical Activity Vision
  - The City of South Perth is committed to providing the tools and resources to enable individuals to be part of an active community.”
  - This is in keeping with the Our Vision Ahead 2009 being:
  - We belong to an engaged and cohesive community that is linked by vibrant local centres and shared spaces. We live and travel in ways that nurture our environment, and our housing and amenities meet the diverse needs of a changing society.”
- Strategic Themes

Strategic Theme 1 Active People

- To increase physical activity participation levels
- To increase usage rates of sport and recreational facilities
- Improve the ability to access facilities and services within the community
- To provide a wide range of recreational and sporting opportunities, inclusive of all population groups
- eg. *Coordinate with other agencies (eg DoT, DoP, South Metro Public Health, local businesses) to promote incentives to walk/cycle in the City thus encouraging increased levels of physical activity.*

Strategic Theme 2 Promotions

- To provide a coordinated approach to the marketing and promotion of programs and services within the City
- To explore alternative methods to “get the message” across
- eg *Develop a consistent branding for all of the City’s facilities and services to identify the City as the major local provider of opportunities for community participation*

Strategic Theme 3 Active Places

- To build a sense of community
- To promote and support healthy physical activity choices in South Perth
- To provide safe environments for physical activity and active living  
eg. *George Burnett Leisure Centre Expansion*

Strategic Theme 4 Active Partnerships

- To improve collaboration between Government and Non-Government agencies  
eg. *Discuss partnering opportunities with Curtin University Health Promotion students.*

Strategic Theme 5 Policy

- To ensure that City policies support and encourage physical activity.
- That programs and services are appropriately priced to ensure that all sectors of the community can participate  
Eg *Ensure that the City’s Disability and Access Plan is considered in the planning of any built facility*

- **Implications**

- The strategies identified have implications for a range of departments including Planning, Seniors, Health, Rangers, Community Safety, Disability access, Club Development, Travelsmart etc;
- The need to increase the community's Physical Activity have numerous benefits in creating community, reducing negative lifestyles and ensuring sound community development;
- Thank you to the project team and the funding agencies for the opportunity to assist in increasing Physical Activity in the City of South Perth.

Following the presentation questions and points of clarification were raised by Members and responded to by the Consultant.

**Closure**

The Mayor thanked the Consultant for her presentation and closed the Briefing at 8.15pm



## NOTES

### MAJOR DEVELOPMENT CONCEPT FORUM

- **Karawara Community Vision**
- **4 Multiple Dwellings - 93 South Perth Esplanade**  
**Held in the Council Chamber**  
**Wednesday 2 December 2009 at 5.30pm**

#### Present

Mayor J Best (Chair)

#### Councillors

V Lawrance	Civic Ward
P Best	Como Beach Ward
L P Ozsdolay	Manning Ward
C Cala	McDougall Ward
R Grayden	Mill Point Ward
B Skinner	Mill Point Ward

#### Officers

Ms V Lummer	Director, Development and Community Services
Mr R Bercov	Strategic Urban Planning Adviser
Mr R Kapur	Manager, Development Services
Mr R Mellor	Travelsmart / Roadwise Officer
Mrs G Fraser	Senior Strategic Planning Officer
Ms N Cecchi	Planning Secretary (Notes)

#### Apologies

Cr I Hasleby	Civic Ward
Cr G Cridland	Como Beach Ward
Cr T Burrows	Manning Ward
Cr R Wells, JP	McDougall Ward
Cr S Doherty	Moresby Ward
Cr K Trent, RFD	Moresby Ward
Mr C Frewing	Chief Executive Officer

#### Presenters

Mr Frank Arangio	Director, Development Planning Strategies
Ms Kasia Betka	Associate, Development Planning Strategies
Ms Susan Quay	Business Manager, Creating Communities Australia Pty Ltd
Mr Marcello Carbone	Carbone & Robinson Design
Mr Dean Robinson	Carbone & Robinson Design

#### Gallery

There were no members of the public present.

## OPENING

The Mayor opened the Concept Forum at 5.35pm and welcomed everyone. He then outlined the purpose of the briefing and introduced the presenters.

### **1. Karawara Community Vision**

Mr Frank Arangio, Director, Development Planning Strategies, introduced the project by outlining the role of Development Planning Strategies and Creating Communities Australia. Ms Kasia Betka, Associate, Development Planning Strategies, and Ms Susan Quay, Business Manager, Creating Communities Australia Pty Ltd, outlined the key elements of the study as follows:

- The project brief:
  - DPS and CCA commissioned to review the design principles and Town Planning Scheme No. 6 provisions that apply to Karawara.
  - For the purpose of this study Karawara estate is bounded by Jackson Road, Kent Street, Manning Road, Gillon Street and Abjornson Street.
  - The design of Karawara is uniquely different from the more conventional designs of other suburbs. It was designed in the 1970s using the “Radburn” planning principles.
  - The design of Karawara is characterised by:
    - Separation of vehicular and pedestrian traffic;
    - Large areas of open space connected by pedestrian accessways;
    - Houses designed to face both the roads and POS areas with low or open style fencing.
  - In recent years, the area has undergone a series of planning changes in response to shifting community expectations and changing demographics, and include:
    - Removal of previous special fencing requirements;
    - Relaxation of setback requirements adjacent to open spaces;
    - Relaxation of the original “Radburn” principles in the design of the newer subdivision area in the eastern portion of the estate in the late 1990s (Collier Gardens).
  - In 2006 Council resolved to initiate Amendment No. 8 to modify existing Scheme provisions for Karawara and introduce certain design objectives.
  - Since then, Planning Officers have identified the need for additional research into possible wider and more innovative development options for Karawara, having regard to its history and subdivision design.
  - The project will consist of 2 phases:
    1. Community / Stakeholder consultation phase - Explain the unique design of the Karawara estate and advise residents and landowners how to be involved in the future design and development process;
    2. Planning phase - Design option and preparation of Scheme Amendment documentation.
- Consultation phase:
  - Project awareness - Information packs.
  - Targeted stakeholder consultation.
  - Public consultation / awareness:
    - Community information line;
    - Enquiry email;
    - Enquiry / issues register;
    - Council website “precinct studies”.
  - The purpose of the project information sheet is to describe the aim of the project and the background to “Radburn” design / layout, encourage community input, and describe how to have a say.
  - The project survey form seeks input on satisfaction levels living in Karawara; open space reserves and pedestrian accessways; amenities, appearance, function, safety, uses, and opportunities for change to design and redevelopment. Mailed to over 1,000 participants.

- The key stakeholders include Property owners, Tenants, Department of Housing, Association of Residents and Ratepayers of Karawara (ARROK), Moorditch Keila Aboriginal Group, Curtin University Student Housing, Curtin Primary School, Kensington Police, Neighbourhood Watch, Waterford Shopping Centre management, Jehovah Witness Church, ANY OTHERS?
- Two workshops are proposed:
  - Workshop #1 – 6pm, 9 December 2009:** *Outcome* – Determine level of support to modify existing design principles and TPS provisions, redevelopment options;
  - Workshop #2 – February / March 2010:** *Outcome* – “Test” and determine preferred design option(s).
- Amendment No. 8 “preliminary consultation” process:
  - CoSP to invite written comment from the landowners and stakeholders on the proposed amendment (Clause 9.8(3) - 21 days);
  - DPS and CCA to process preliminary submissions;
  - DPS and CCA to recommend whether or not Amendment 8 should be pursued in some form.
- Planning phase:
  - Once the public consultation phase is completed, the outcomes / submissions will be reported on to Council and analysed by the team.
  - The team will then:
    - Examine full potential of the “Radburn” design principles in Karawara;
    - Provide advice to Council as to whether these should be retained and protected or abandoned in favour of standard R-Codes setbacks;
    - Recommend which (if any) POS areas should be closed and divided amongst adjoining properties;
    - Recommend any other special actions to be taken.
  - Timing:
    - The initial public consultation phase will commence in December and is anticipated to run until February;
    - The planning phase will then commence in late February;
    - The project is scheduled for completion around May / June 2010.

During and following the conclusion of the presentation, Council Members raised questions and points of clarification which were responded to by the presenters and City officers in relation to the following issues:

- Residents’ participation in the project, in view of the fact that they are not invited to the Stakeholders Workshop.
- Expected level of return of the survey - 20% is accepted as being a successful outcome.
- The results of the City’s recent visioning project should be taken into account - Tim Muirhead, Sandra Watson and Helen Doron-Wu could provide more detail on this.
- Stakeholders should include the Lady Gowrie Centre and Rugby Club.
- Current level of antisocial behaviour, particularly around Bunderra Close, is unacceptable - Needs to be addressed by Homeswest in a coordinated approach to all of their properties in Karawara and Manning.
- Budget allowing, the project should learn from experiences of other “Radburn” estates elsewhere around the world.

The Mayor thanked the presenters for addressing the briefing, which concluded at 6.25pm, and announced a five-minute break prior to commencement of the second presentation.

**2. Proposed 4 Multiple Dwellings - 93 South Perth Esplanade**

Mr Marcello Carbone and Mr Dean Robinson provided a brief history of the development and an overview of the proposal, which included the following:

- Site survey – Location zoned R80;
- Basement (Car park) / Ground floor plans;
- Floor plans 1 to 3;
- Roof plan - Service deck;
- Elevations;
- Section A-A;
- Ground floor / Levels 1 and 2 / Level 3 plot ratio;
- Overshadow plan.

At the conclusion of the presentation, Council Members raised questions and points of clarification which were responded to by the presenters and City officers in relation to the following issues:

- Wall boundaries;
- Building design;
- Neighbour consultation;
- Planning issues – Amended plans to address plot ratio, height, setback and parking requirements (Not seeking Council discretion);
- Sustainability aspect of design – Trying to achieve 8-star rating;
- Grey water system;
- Basement to be constructed during summer – Dewatering system (Swan River Trust).

**3. Closure**

The Mayor thanked the presenters for addressing the briefing and closed the Concept Forum at 6.40pm.



# NOTES

## MAJOR DEVELOPMENT CONCEPT FORUM

- Four x 4 Storey Multiple Dwellings - No. 63 South Perth Esplanade, South Perth.
- Change of Use No. 26 Banksia Terrace, South Perth.

**Held in the Council Chamber**

**Wednesday 3 February 2010 at 5.30pm**

Present

Mayor J Best (Chair)

Councillors

I Hasleby	Civic Ward
V Lawrance	Civic Ward
P Best	Como Beach Ward
G Cridland	Como Beach Ward (from 5.55pm)
T Burrows	Manning Ward
L P Ozsdolay	Manning Ward
C Cala	McDougall Ward
R Grayden	Mill Point Ward
B Skinner	Mill Point Ward
S Doherty	Moresby Ward
K Trent	Moresby Ward

Officers

Mr R Kapur	Manager, Development Services
Ms N Cecchi	Planning Secretary (Notes)

Apologies

Cr R Wells, JP	McDougall Ward
Ms V Lummer	Director, Development and Community Services

Presenter

Adrian De Lucia	Design Wise Concepts
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Gallery

There were 4 members of the public present.

### OPENING

The Mayor opened the Concept Forum at 5.30pm and welcomed everyone in attendance. He then outlined the purpose of the briefing, introduced the presenter and reported that the item listed for discussion relating to a proposal at No. 26 Banksia Terrace had been withdrawn by the applicant.

#### **1. Proposed Four × 4 Storey Multiple Dwellings - Lot 7 (No. 63) South Perth Esplanade, South Perth**

Mr Adrian De Lucia provided a brief history of the concept which is the same as the development approved by Council in 2007, however the building licence has since lapsed. He then presented an overview of the proposal, which included the following:

- Site plan;
- Plot ratio;
- Fencing elevations;
- Floor plans - Ground level + car park, Level 1 + car park, Level 2, Level 3 + roof plan;
- Setout plans - Ground level, Car park (Ground level / Level 1), Levels 1 and 2, Level 3, Roof terrace;
- Elevations 1 and 2, 3 and 4, 5 and 6.

At the conclusion of the presentation, Council Members raised questions and points of clarification which were responded to by the presenter and City officers in relation to the following issues:

- Information on working drawings requested;
- Roof terrace - Pergola;
- Sustainability - Acoustically rated;
- Northern sunlight;
- Side setback variation - Council discretion;
- Minor special conditions, e.g. clothes drying area screened;
- Developer currently processing neighbour consultation - None at this stage, and all comments received during first DA taken into consideration;
- Plot ratio - 5 Ferry Street (9 multiple dwellings approved April 2009) and 63 South Perth Esplanade amalgamated to form 1 lot.

#### **2. Change of Use No. 26 Banksia Terrace, South Perth**

*Note: Change of use - No. 26 Banksia Terrace, South Perth (Item withdrawn by the applicant).*

#### **3. Closure**

The Mayor thanked the presenter for addressing the briefing and closed the Concept Forum at 6.00pm.



# NOTES

## Concept Forum

### Governance Training

(Role of Council / Councillors)

Held in the Council Chamber

Tuesday 9 February 2010 at 5.30pm

#### Present

Mayor J Best (Chair)

#### Councillors

V Lawrance	Civic Ward
P Best	Como Beach Ward
G Cridland	Como Beach Ward
L P Ozsdolay	Manning Ward
C Cala	McDougall Ward
R Grayden	Mill Point Ward (until 7.20pm)
B Skinner	Mill Point Ward
S Doherty	Moresby Ward
K Trent	Moresby Ward (until 7.30pm)

#### Officers

Mr C Frewing	Chief Executive Officer
Mr S Bell	Director Infrastructure Services
Mr M Kent	Director Financial and Information Services
Ms V Lummer	Director Development and Community Services
Mr P McQue	Manager Governance and Administration

#### Apologies

Cr I Hasleby	Civic Ward
Cr T Burrows	Manning Ward
Cr R Wells, JP	McDougall Ward

#### Presenter

Mr Mike Horabin Principal, Australian Institute of Company Directors

#### OPENING

The Mayor opened the Concept Forum at 5.40pm and welcomed everyone in attendance. He then outlined the purpose of the briefing and introduced Mike Horabin.

**1. The Role of Council and the Councillor**

- Explain features of good governance
- Outline key duties and responsibilities of Councillors
- Explain the consequences of breach of Councillors’ duties
- Know the rights of Councillors
- Identify the regulatory frameworks
- Know the role of the State Government and State Minister for Local Government

**Laws**

- *Local Government Act*
- *Trade Practices Act*
- OH&S, Competition law
- Internal rules of a Council /organisation; policies

**Utopia City Council**

- The perfect Authority defined
- The perfect Councillor
- The perfect Mayor
- The perfect CEO
- The perfect Council Meeting

**Framework for Analysing the Councillor’s role: Tricker model**

	<i>Compliance roles</i>	<i>Performance Roles</i>
External Role	Provide accountability	Strategy formulation
Internal Role	Monitoring and supervising	Policy making
	Past and present orientated	Future orientated

**What does a Council do?**

- The principal role of the Council is to set policies for the local area under their governance
- The Council also:
  - Develops strategic plans for implementing those policies
  - Sets long term financial plans and a shorter term budget
  - Consults with community
  - Manages itself and its own performance
  - Delegates responsibility for implementing to the CEO

**What are the key functions of these roles?**

- Councillor
  - Governance
  - Service delivery
  - Supporting the community
- Mayor
- CEO

**Councillors’ Duties and Responsibilities**

- Fiduciary duties
- Act honestly
- Act with due diligence
- Safeguard information
- Not misuse position
- Consequences of breach of duty

**Messages to take away**

- Local government is big business
- Understand the key relationships
- Prevention is the best medicine
- Set and demand high standards
- So little time, focus on the big things
- Review your performance regularly
- Governance is the systems, rules and processes by which an organisation is directed and managed.
- Boards formulate, Management execute, Directors decide
- Boards / Councils work on the business, Managers work in the business
- Strategy has to be comprehensible, appropriate, sustainable, feasible and accountable

**7 Key Responsibilities of Council**

- Values and Ethics
- Strategy
- Employ Chief Executive Officer
- Performance monitoring
- Compliance
- Risk
- Constituents

**2. Closure**

The Mayor thanked the presenter for addressing the briefing and closed the Concept Forum at 8.25pm.



**NOTES**

**Concept Forum**

**Water Sensitive Urban Design**

**Held in the Council Chamber**

**Wednesday 10 February 2010 at 5.30pm**

Present

Mayor J Best (Chair) until 6.00pm

Councillors

I Hasleby	Civic Ward
V Lawrance	Civic Ward
P Best	Como Beach Ward
G Cridland	Como Beach Ward
L P Ozsdolay	Manning Ward (until 6.45pm)
C Cala	McDougall Ward
S Doherty	Moresby Ward
K Trent	Moresby Ward

Officers

Mr C Frewing	Chief Executive Officer
Mr S Bell	Director Infrastructure Services
Ms V Lummer	Director Development and Community Services
Mr R Mellor	Travelsmart/Roadwise Officer

Apologies

Cr T Burrows	Manning Ward
Cr R Wells, JP	McDougall Ward
Cr R Grayden	Mill Point Ward
Cr B Skinner	Mill Point Ward

OPENING

The Mayor opened the Concept Forum at 5.35pm, welcomed everyone in attendance and then outlined the purpose of the briefing.

## 1. **Water Sensitive Urban Design**

The Director Infrastructure Services gave a powerpoint presentation on the following topics:

### **Background – Increased Environmental Awareness**

- There is growing awareness of the environmental issues affecting the health and wellbeing of the Swan and Canning Rivers;
- The State Government will soon start to move towards regulating stormwater discharge to the Swan and Canning Rivers and establish strict water quality targets to be met by local government authorities;
- Urban development produces and transports many contaminants to receiving water bodies such as the Swan and Canning Rivers;
- Typical urban catchments pollutant export rates are:
  - Total phosphorus 20 kg / ha / yr
  - Total nitrogen 1 kg / ha / yr
  - Others – heavy metals, oil and grease, litter, sediment etc

### **Statutory Guidelines**

The WA State Government has recognised the need for integrated water cycle management and WSUD to integrate more efficiently land and water planning through policy statements such as:

- State Water Plan (2007);
- State Water Strategy (2003);
- Government Response to the Irrigation Review (2005);
- A Blueprint for Water Reform in Western Australia (2006);
- State Planning Policy No 2 Environment and Natural Resources (2003);
- State Planning Policy No 2.9 Water Resources (2006).

### **What is WSUD?**

- WSUD is a multi-pronged approach to managing stormwater;
- WSUD integrates land-use planning with water management;
- Using an holistic approach, WSUD aims to blend urban infrastructure with a site's natural features to reduce negative impacts on the natural water cycle and protect the health of aquatic ecosystems.

### **How does WSUD work (Treatment Train)**

- WSUD treatments collect, treat and use stormwater at 'source';
- WSUD measures aim to mimic the natural processes of small and frequent runoff (or rain) events. Smaller events are of greater environmental significance as they frequently cause enough runoff to carry pollutants into the City's waterways from the 'first flush';
- WSUD measures can form a 'treatment train' that works with or replaces conventional stormwater infrastructure such as pipes, kerb, gutters and drains;
- A treatment train means that you may have a combination of WSUD treatments such as a swale drain, leading to a gross pollutant trap, that then discharges to a wetland area.

### **Key Principals of WSUD**

- Protect the built environment from flooding and water logging;
- Protect natural systems;
- Retain, use and infiltrate stormwater at source;
- Protect and Improve Water Quality;
- Convey stormwater in natural systems or systems that mimic natural drainage processes;
- Provide liveable communities; and
- Water Conservation

**WSUD - Principle 1 - Protect the Built Environment from Flooding and Water Logging**

- Safe passage of excess runoff from large rainfall events;
- Retain and detain excess runoff from large rainfall events in public open space and multiple use corridors;
- Safely convey excessive groundwater to the nearest watercourse;
- Provide protection in large storm events for built infrastructure.

**WSUD Principle 2 - Protect Natural Systems**

- Protect valuable natural ecosystems
- Retain native vegetation;
- Retain / restore natural waterways;
- Retain / restore wetlands and buffers;
- Maintain natural/existing water balance;
- Use vegetated overland flow paths;
- No direct discharge to Conservation Category Wetlands or their buffers.

**WSUD Principle 3 - Retain (use & infiltrate) Stormwater at Source**

- Use rainfall on-site or as high in the catchment as possible;
- Recharge the groundwater table;
- Maximise use of pervious surfaces;
- Infiltrate rainfall onsite and within road reserves;
- Use flush kerbs or kerb breaks on roads and car parks;
- Plant trees with large canopies over impervious surfaces;
- Minimise use of piped drainage systems

**WSUD Principle 4 - Protect Water Quality**

- Implement non-structural controls, including education and awareness programs;
- Policy, regulation and enforcement
- Implement best management practice on-site;
- Install structural controls at or near source;
- Undertake regular and timely maintenance of infrastructure and streetscapes;
- Minimise the use of exotic plants;
- Use in system management measures;
- Restore wetland buffers and waterway riparian zones.

**WSUD Principle 5 - Convey in Natural Systems or Systems that mimic natural drainage processes**

- Incorporate stormwater management systems within public open space and multiple use corridors;
- Accommodate large and infrequent storm events within floodplains and public open space;
- Convert existing drains into living streams;
- Create riffles and pools and use native vegetation in living streams;
- Create habitat diversity to support a healthy, ecologically functioning waterway.

**WSUD Principle 6 - Provide Liveable Communities**

- Maintain aesthetic, social, cultural and heritage values by protecting natural water bodies;
- Design systems that do not increase the risk of mosquitoes, midges and algal blooms;
- Design structural systems that adequately manage risk of public injury or loss of life;
- WSUD design approach to road layout, lot layout and streetscape;
- Incorporate art within stormwater systems located within public spaces; and
- Plan and develop high quality urban areas in accordance with sustainability principles

### **WSUD Principle 7 - Water Conservation**

- Reduction in potable water demand;
- Use of stormwater as a valuable resource through the capture and reuse for non potable purposes (i.e. flushing toilets, garden irrigation);
- Use of stormwater for groundwater recharge and irrigation purposes;
- Emphasis on water efficiency and being ‘water-wise’;
- Education and awareness campaigns

### **Stormwater Treatment – Historical Approach**

- Interconnected network of drainage pits and pipes and drainage basins / sumps;
- Drainage systems designed to maximise collection and conveyance to downstream areas of the catchment;
- Little or no consideration given to water quality;
- High capital, replacement and maintenance costs;
- Uncontrolled discharge to natural and artificial waterbodies;
- Artificial lakes / waterbodies excavated into groundwater;
- Fenced drainage sumps constructed in Public Open Space areas thereby impacting use for recreation purposes.

### **Stormwater Treatments – Best Practice Approach**

- Emphasis on water quantity and water quality;
- Reduce stormwater runoff and flow velocities;
- Maximise infiltration and treatment at source based on the ‘treatment train’ principle;
- Use natural drainage systems where possible;
- Use public open space for stormwater attenuation for large flood events (i.e. 100 year);
- Minimise changes to the natural water balance;
- Integrate stormwater treatment into the urban landscape;
- Provide structural and non-structural solutions;
  - Structural Solutions – Stormwater Pollutant Traps, Soak Wells, Swales and Bio-Retention systems, Sediment Basins, Constructed wetlands etc.
  - Non-Structural Solutions – Policy / Statutory Framework, Education and Awareness, management measures, street sweeping etc.

### **Why does the City need a Policy?**

- The impact of urbanisation on the water cycle and natural environment occurs as there is a large increase in impervious surfaces (i.e. roads, roofs, and driveways etc). For example, for a medium density development, 80 to 90% of the lot will be impervious.
- Stormwater which previously infiltrated the natural ground now collects and travels along the path of least resistance (pipe drainage systems and gutters) to a point of discharge (waterways).
- The flow rate and velocity is increased, the level of pollutants and frequency of pollutant concentration events is high (as smaller rain events which generate enough runoff to move settled pollutants from a site are more frequent).
- In order to protect and improve the quality of our waterways, the City needs to adopt a WSUD Policy to help manage these frequent, high polluting rainfall events that occur in our ever developing urban area.
- In addition, the City needs a WSUD Policy to guide developers and builders in the proper way to manage stormwater on building sites.

### **Who does the Policy apply to?**

Applies to all developments of the following type:

- Subdivision developments greater than five lots;
- Commercial Development;
- Industrial Development;
- Tourist Development;
- Public Buildings;
- Single dwellings, dual occupancies, Multiple Use Developments, building alterations and additions;

In addition, WSUD applies to the City's Operations – not discriminatory!!

### **City's response to WSUD?**

- Retrofit drainage systems with inline treatments such as Gross Pollutant Traps, infiltration pits etc;
- Reduce the number of drainage outlets that discharge stormwater directly to the Swan and Canning Rivers;
- Increase the frequency of water quality monitoring / testing;
- Incorporate native landscaping into the City's streetscapes in the form of rain gardens;
- Implement measures in parks and reserves to collect, treat, store and reuse stormwater;
- More intensive use of porous paving;
- Review the street sweeping program to ensure that areas with high pollutant loads are maintained appropriately;
- Removal of drainage sumps in POS areas and construction of below ground storage tanks as appropriate to allow for parks and reserves to be more usable;
- Consideration of rainwater tanks at public buildings to supplement water supply.

### **Demonstration Project – Collier Park Golf Course**

In 2009, Infrastructure Services engaged a Consultant to undertake an investigation at Collier Park Golf Course to determine:

- the feasibility of harvesting stormwater from the local drainage system;
- whether it is possible to treat and store stormwater in a lake / wetland system to a sufficient quality for aquifer recharge to enable extraction; and
- whether reuse of treated stormwater during the drier months of the year was possible.

The study concluded that:

- There will be improved water quality of stormwater discharge to the Canning River;
- There will be improved visual amenity and aesthetics within the golf course due to the storage of stormwater within the artificial lakes;
- There will be increased biodiversity conservation and enhancement through the creation of additional habitat areas;
- There will be increased stormwater flow and flood mitigation benefits through the capture / extraction of a proportion of the existing stormwater flow volume;
- There will be improvements to flood design levels and the level of service provided by existing City infrastructure, through the extraction of a proportion of the existing stormwater flow volume; and
- There will be reduced direct bore irrigation utilisation and savings in annual water costs – estimated reduction in groundwater extraction 22.7ML/year.

At the conclusion of the presentation, Council Members raised questions and points of clarification which were responded to by City officers.

***Member Comments on Presentation***

- WSUD – Principles / initiatives could be applied to developments in exchange for benefits
- Use of water on street verges
- Members generally happy with direction of presentation principles.

***Where to From Here?***

- Draft Policy to be presented to Council in March 2010;
- Action Plan to be prepared for the 2010 / 2011 financial year; and
- Demonstration Project at Collier Park Golf Course to be implemented (subject to Council approving funding in the 2010/2011 Annual Budget).

**2. Closure**

The Deputy Mayor thanked officers for the presentation and closed the Concept Forum at 7.00pm.

## **DELEGATE'S REPORT**

### **WALGA South East Metropolitan Zone**

The attached Table of contents was considered by the South East Metropolitan Zone at its meeting held on 25 November 2009 at the Town of Armadale. The recommendations of the Zone were considered by the State Council at its meeting on 2 December 2009.

Council's delegates to the WALGA South East Metropolitan Zone are Mayor James Best and Cr Kevin Trent.

#### **STATE COUNCIL AGENDA**

##### **KEY ISSUES FOR DECISION**

##### **Item 4.1 State – Local Government Partnership Agreement**

The agenda provides background and context for the proposed Local Government Partnership Agreement. The Agreement has been presented to the Zone previously in draft form. The current Partnership Agreement as framed, represents the agreement reached during negotiations with State Government.

##### ***The WALGA Recommendation is:***

*That the following core requirements for negotiating a formal strategic, operational and consultative relationship be endorsed:*

- *FORMALISED MEETINGS: at least two per annum, involving the Premier, Treasurer and Minister for Planning, Transport and Local government, one of which must be focused on Local Government input to the State Budget.*
- *CONSULTATION: an express commitment to proper and appropriate consultation, including the development of a formal framework around legislation, regulation and administrative and operational guidelines.*
- *COST SHIFTING: acknowledgement of mutual commitments under thripartie "Intergovernmental Agreement on Intergovernmental Relations (2006)" and an express willingness to seek to honour and enhance those commitments through this agreement.*
- *COUNCIL OF AUSTRALIAN GOVERNMENTS (CoAG): acknowledgement of the appropriate roles of State and Local government in the processes of CoAG and seek to establish an agenda of mutual interest and appropriate supporting frameworks to maximize the effectiveness of Western Australia's participation.*

##### **Officer Recommendation**

The recommendation be supported.

##### **Zone Decision**

The WALGA recommendation was adopted with the addition of *Deputy Premier* to be included under the heading *Formalised Meetings*.

## MATTERS FOR DECISION

### **Item 5.1 Development of a new State / Local Government Framework Agreement for the Provision of Public Library Services in WA**

The agenda provides background and context for the proposed State/Local Government Framework Agreement for the provision of public libraries. The Agreement has been presented to the Zone previously in draft form. The current Agreement as framed, represents the agreement reached during negotiations with State Government.

#### ***The WALGA Recommendation is:***

*That:*

1. *the draft State/Local Government Framework Agreement for the Provision of Public Library Services in Western Australia be endorsed subject to:*
  - (a) *State government Funding for 2009/2010 being maintained at \$6.5 million;*
  - (b) *a funding agreement for 2010 – 2012 being developed which reflects the quantum of funding required to ensure appropriate levels of resourcing and reform of public library services, in accordance with the Strategic Library Partnership Agreement Steering committee business case developed in advance of the State Budget 2010 / 2011; and*
  - (c) *the Strategic Library Partnership Agreement Steering Committee establishes an Individual Agreement subcommittee, to address issues tabled through the consultation process to date.*
3. *the Individual Agreement Template and funding Agreement be presented for State Council endorsement no later than June 2010.*
4. *the Minister for Culture and the Arts be requested to expedite the current legislative amendments to the Library Board Act 1951; and include an additional amendment to enable the establishment of committees with delegated authority under the Act.*

#### **Officer Recommendation**

The recommendation be supported.

#### **Zone Decision**

The WALGA recommendation was adopted with the words *be endorsed* in recommendation 1 being replaced with the words *subject to*>

### **Item 5.2 Proposed Energy Legislation Bill – WALGA Interim submission**

The proposal relates to amendments to the Electricity Act 1945 and Energy Operators (Powers) Act 1979 in relation to the management of vegetation under and around overhead powerlines. The amendments principally relate to powerlines in country areas. The objective of the amendments is to ensure that electricity network operators have management plans for the inspection and control of vegetation near their powerlines.

#### ***The WALGA Recommendation is:***

*That the interim submission by WALGA to Energy Safety on the proposed amendments to the Electricity Act 1945 and the Energy Operators Powers) Act 1979 that relate to vegetation management be endorsed.*

#### **Officer Recommendation**

The recommendation be supported.

#### **Zone Decision**

The WALGA recommendation was adopted.

### **Item 5.3 Local Government Transport and Roads Framework 2009 – 2014**

**The Local Government Transport and Roads Framework** is the result of a number of related documents being combined into one document. The draft Framework has been the subject of Local Government and related agency consultation. The Framework contains the following five areas:

Road Safety  
Asset Management and Local Road Funding  
Metropolitan and Regional Urban Transport Solutions  
Mobility and Access for Regional Western Australians; and  
Freight Management

***The WALGA Recommendation is:***

*That the Local government Transport and Roads framework 2009 – 2014 be endorsed.*

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted.

### **Item 5.4 Utility Providers Code of Practice – WALGA Interim Submission**

WALGA has made a submission in relation to the Utility Providers Code of Practice as part of industry consultation conducted by the Utility Providers Service Committee.

***The WALGA Recommendation is:***

*That the interim submission into the Review of the Utility Providers Code of Practice be endorsed.*

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted.

### **Item 5.5 2008 Annual General meeting Minutes**

The Minutes from the 2008 Annual General Meeting are now included in the Agenda with a recommendation that the resolutions past at the meeting be referred to the various policy teams for action.

***The WALGA Recommendation is:***

*That the resolutions of the Western Australia Local Government Association annual General Meeting of 8 August 2009 be noted and referred to the Policy Teams for action.*

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted.

### **WALGA President's Report**

A copy of the WALGA President's Report for November/December is attached.

**Delegates:**                    **Mayor James Best - Delegate**  
   **Cr Kevin Trent - Delegate**  
   **Mr Cliff Frewing - Chief Executive Officer**

**7 December 2009**

# **WALGA South East Metropolitan Zone**

**Meeting 25 November 2009**

## **Agenda Items**

### **WALGA STATE COUNCIL AGENDA**

#### **4. KEY ISSUES FOR DECISION**

- 4.1 State Government Partnership Agreement

#### **5. MATTERS FOR DECISION**

- 5.1 Development of a new State/Local Government Framework Agreement for the Provision of Public Library Services in WA
- 5.2 Proposed Energy Legislation Bill - WALGA Interim Submission
- 5.3 Local Government Transport and Roads Framework 2009-2014
- 5.4 Utility Providers code of Practice - WALGA Interim Submission
- 5.5 2008 Annual General Meeting Minutes

#### **6. MATTERS FOR NOTING/INFORMATION**

- 6.1 Structural and Funding Reform of Public Library Services Business Case
- 6.2 Pre-Budget Submission to the Western Australian Government
- 6.3 Water Resource Legislation discussion Paper Released for Comment
- 6.4 Community Resource Centres
- 6.5 Report on Key Activities, Environment and Waste Policy Team
- 6.6 Report on Key Activities, Governance and Strategy Policy Team
- 6.7 Report on Key Activities, Infrastructure Policy Team
- 6.8 Report on Key Activities, Planning and Community Development Policy Team



**WALGA**

## **WALGA PRESIDENT'S REPORT**

**September/October 2009**

### **LOCAL GOVERNMENT WEEK**

Feedback from the Convention has been very positive, with high levels of satisfaction reported with the speaker program, networking opportunities and supplier displays.

We have already begun planning next year's convention, and trying to imagine the operating context for the sector in August 2010 is very difficult given the potential for amalgamations to be taking place at the time of the Convention.

This could make next year's convention one of the most significant ever held.

Notwithstanding, we will continue to develop a quality program with the ambition of promoting better Local Government.

### **DEVELOPMENT ASSESSMENT PANELS**

The State Government has recently released a discussion paper on the establishment of Development Assessment Panels.

It proposes that all major metropolitan infrastructure and development projects valued at more than \$2million will be assessed and approved by expert panels under plans for a new streamlined approvals process.

In regional areas, commercial, retail and infrastructure projects worth more than \$1million would also be referred to the new development assessment panels which would operate throughout the State.

WALGA is developing a sector response, utilising direct input from Local Governments and mobilising a reference group of elected members and appropriate professionals.

Submissions close on 2 November 2009.

## **2009 TRANSPORT AND ROADS FORUM**

The 2009 Transport and Roads Forum was held in conjunction with the Local Government Convention. Approximately 250 people attended from State and Local Government and feedback from the Forum was positive. The Forum incorporates the Local Government Road Safety Awards and I would like to congratulate Local Governments who won Awards for their important road safety initiatives.

## **REPORT ON LOCAL ROAD ASSETS AND EXPENDITURE**

The Report on Local Government Road Assets and Expenditure 2007/08 has been sent to all Councils. The Report presents road asset and expenditure data at an individual Local Government and Regional Road Group level, and I would encourage all Councils to have a look at their information. The Report once again highlights the shortfall in the cost of maintaining the local road network in its current condition.

## **TELEVISION ADVERTISING**

Our new television adverts have hit the small screen, promoting the wide range of services provided by Local Government that are often taken for granted by the community.

These ads will build on the excellent results achieved by our initial campaign, which took recognition of the sector from a low 16% of the population to 52% in the space of the last 3 years.

We will maintain our community surveying to track the impacts of these latest ads, which will be increasingly important in the lead up to local elections and the campaign for Constitutional Recognition.

## **CONSTITUTIONAL RECOGNITION**

This issue continues its incremental progress at the national level, with the ALGA appointing lobbyists CPR Consulting to develop strategy and branding for the campaign.

Local Governments across the nation have given a strong indication that this is a high priority agenda for the sector and it is likely to consume a significant percentage of ALGA's financial reserves before the issue gets to the point of a final Commonwealth referendum commitment.

The first stage of the strategy is approaching completion, with scoping of the strategy, a logo and tag line approved by the ALGA Board in September.

The importance of Constitutional Recognition has taken a new level of significance with the "Pape Case" creating doubt as to the Constitutional validity of Commonwealth payments to Local Government, such as Roads to Recovery (R2R) and Commonwealth Infrastructure Program (CIP), not to mention any other direct funding proposals that ALGA or the Commonwealth might be considering.

The pursuit of Constitutional Recognition has long been a goal of the sector and although the current federal government has indicated support for a referendum on

the question, it is still going to require considerable effort to get it to the starting line, let alone convince a majority of voters in a majority of States that it should succeed.

## **LOCAL GOVERNMENT AMALGAMATIONS**

The Minister's extended deadline for amalgamation submissions (30 September) has now arrived. It is expected that all 139 Local Governments will have made submissions, ranging from "leave us alone" to "make us the centre of the universe".

The process going forward will involve some consideration of the proposals by the Minister's Steering Committee, resulting in a report with recommendations to the Minister likely early in the New Year.

We anticipate that the Minister will consider the recommendations, brief Cabinet on his intentions and then give some direction to the Local Government Advisory Board, with some amalgamations being established by July 2010 to coincide with the new financial year.

Two questions that remain to be answered are:

- Will the submissions from Local Governments provide enough amalgamations to satisfy the State's expectations for a reduced number of entities?
- Will the State provide the resources to process and support amalgamations to ensure their success?

We hope so.

## **BIODIVERSITY PROJECTS END**

It is with much disappointment that I have to advise you that two of the Associations most successful grant funded projects, the Perth Biodiversity Project (PBP) and the South West Biodiversity Project (SWBP) - are coming to an end.

Local Governments, through their activities as land managers and decision makers within the land use planning process have a key role in the retention, protection and management of biodiversity within the internationally significant biodiversity hotspot that is the South West Region of our State.

To assist Local Governments in understanding and fulfilling their biodiversity conservation roles and responsibilities, the Projects were developed by the Association, commencing in 2001 (PBP) and 2005 (SWBP). The projects were made possible due to funding received from the Commonwealths Natural Heritage Trust, Caring for Our Country and National Action Plan for Water Quality and Salinity, via the Swan and the South West Catchments Councils respectively.

The Australian Government now seeks to purchase outcomes for its environmental priorities under a new model. The State Government has instigated and responded to its own NRM review, but has still not made any decisions as to the expenditure of the \$30m allocated for NRM for 2009/10. These two situations have combined to put the funding and governance models as we have known, into disarray.

The engagement of the projects with a broad number of stakeholders at community, regional, Local Government and State level is well known. It is very frustrating that, despite the efforts of the Association and a number of key stakeholders at the Local

Government and State agency level, the momentum and projects objectives will soon dissipate. Over the years we have seen the evolution of both the PBP and the SWBP, both aiming to better improve the involvement of the sector in NRM, to integrate NRM into landuse planning and to raise the capabilities of our members in this most critical of endeavours.

## **2010 – YEAR OF WOMEN IN LOCAL GOVERNMENT**

The LGMA has declared 2010 to be its “Year of Women in Local Government”. I would like to support this initiative and seek your feedback on any activities being undertaking in support of this initiative so that WALGA can assist in promoting and recognising these activities and the people involved.

## **YOUR SIGNIFICANT LOCAL ACHIEVEMENT**

There are some fantastic things happening in local communities around the State that I see as I visit Councils and Zones during the course of the year. WALGA's media, communications and events unit is keen to cover and promote your local achievement, whether it is a new facility, an event or activity, a plan or process. Let us know about it.

## **PRESIDENT'S CONTACTS**

During the August – October period, contacts that have occurred or are scheduled to take place prior to the October State Council meeting are as follows:

### **Federal Government Relations**

#### **Meetings with:**

- Mr Marcus James, General Mgr, Regional Development Policy, Dept of Infrastructure

### **State Government Relations**

#### **Meetings with:**

- Hon Eric Ripper MLA, Leader of the Opposition and Mr Paul Papalia MLA, Shadow Minister for Local Government
- Hon Donna Faragher MLC, Minister for the Environment and Hon John Castrilli MLA, Minister for Local Government
- Mrs Margaret Quirk MLA, Shadow Minister for Police; Emergency Services; Road Safety
- Mr Michael Sutherland MLA, Member for Mt Lawley

### **Local Government Relations**

#### **Meetings with:**

- Local Government Reform Steering Committee
- Mr Peter Wilkins, Deputy Ombudsman and Mr Kim Lazenby, Assistant Ombudsman
- Freight & Logistics Council
- LGIS Board
- Finance & Services Committee

- ALGA Board
- Lord Mayor's Distress Relief Fund AGM
- Mr Ian Cowie, Mayor Olwen Searle, City of Gosnells
- State Advisory & Main Roads/WALGA Liaison Committee
- Ms Shirley In't Veld, Managing Director, Mr Tony Narvaez, General Manager Strategy & Business Development, Mr Peter Winner, Corporate Relations Manager, Verve Energy
- Visit to Shire of Mukindudin, Mr Trevor Smith, CEO and Cr Gary Shadbolt, Shire President
- Visit to Shire of Yilgarn, Mr Peter Clarke, CEO and Cr Romolo Patroni, Shire President
- Visit to Shire of Coolgardie, Mr Anthony Nottle, CEO and Cr David Bergmeier, Shire President
- Visit to Shire of Westonia, Mr Bill Price, CEO and Cr Louis Geier, Shire President
- Visit to Shire of Pingelly, Mr Stuart Hopley, CEO and Cr David Freebairn, Shire President
- Visit to Shire of Wickpin, Mar Alan Leeson, CEO and Cr Steve Martin, Shire President
- Visit to Shire of Lake Grace, Mr Jim Fraser, CEO and Cr Andrew Walker, Shire President
- Visit to Shire of Kent, Mr Allan Wright, CEO and Cr Catherine Crosby, Shire President
- Jardine Lloyd Thompson Pty Ltd, Chartis Group (formerly AIG) Europe Office and QBE Insurance operatives in London
- Chartis Group operatives in New York

#### **Conferences / Workshops / Public Relations**

- Nationals Business Breakfast
- Launch PPB/SWBP Launch
- ROMAN II Contract signing
- Cocktail Party, Dept Regional Development & Lands/Royal Agricultural Society of WA

#### **Zone Meetings**

- Avon Midland Country Zone
- Pilbara Country Zone

**DELEGATES' REPORT**

**Rivers Regional Council Ordinary General Meeting**

The Rivers Regional Council Meeting was held at the City of Mandurah on Thursday, 17 December 2009 commencing at 6.00 pm.

The agenda (Copy of Table of Contents attached) contained a number of routine items with the exception of the following:

**Item 15.7 Draft Waste Strategy for Western Australia**

The Draft Waste Strategy for Western Australia was launched on Wednesday 16 September 2009 at the State 'Waste and Recycle Conference' by the Waste Authority Chairman, Mr Barry Carbon. The Waste Avoidance and Resource Recovery Act 2007 established a Waste Authority (WA), previously the Waste Board and required the Waste Authority to develop a long term waste strategy for Western Australia

It has been agreed between Officers who participated in the workshop in November, that each member Council support the RRC submission and in the correspondence to the Waste Authority each Council has the opportunity to provide any specific issues in regards to their Local Government.

The Municipal Waste Advisory Council (MWAC) has also developed a submission on behalf of all Local Governments. All Local Governments have also been requested to endorse MWAC's submission.

**Rivers Regional Council recommendation:**

Council Receive and Endorse the submission date 10 December 2009 to the Waste Authority

**Officer's Comment:**

City of South Perth officers have contributed to the development of the draft Strategy and are satisfied with the direction contained in the document. A copy of the draft Strategy was circulated to all councillors with Bulletin No 4 dated 5 February 2010.

**The Rivers Regional Council Resolution:**

*Council Receive and Endorse the submission dated 10 December 2009 to the Waste Authority (Attachment 2).*

The City's delegates Crs Trent and Cala attended the meeting, together with Cr Wells who attended as an observer.

3 February 2010

**RIVERS REGIONAL COUNCIL  
ORDINARY MEETING  
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## **DELEGATES' REPORT**

### **Perth Airports Municipalities Group Inc.**

### **Annual General Meeting and Ordinary General Meeting 17 December 2009**

The Perth Airports Municipality Group Inc (PAMG) held its Annual General Meeting followed by its Ordinary General Meeting at the Shire of Mundaring on Thursday 17 December 2009 commencing at 7.00 pm.

#### **Annual General Meeting**

The Annual General Meeting agenda (Copy of Table of Contents attached) contains a number of routine items with the exception of the following:

#### **Item 7 - Treasurers Report**

The Treasurer, Mr Cole outlined the components of the report and the notes relating to payments and write-offs. For the benefit of new delegates, Mr Cole then gave an overview of the items that were not called to account such as the Secretary's time and salary.

Mr Cole provided an overview of the duties the Secretary undertook for the Group which equated to several thousands of dollars in salary but reimbursement was only sought for the physical expenses such as stationery and the Secretary's attendance to the AMAC Conference (support to Chair and taking of notes for the Group).

#### **Item 8 - Election of Office Bearers**

Nominations were called for the following positions Chairperson, Deputy Chairperson, Committee Delegate, Treasurer and Secretary.

At the meeting the following nominations were elected to the positions:

- Chairperson - Mayor of Belmont (Cr Glenys Godfery)
- Deputy Chairperson - Elected Member, Shire of Mundaring (Cr Tony Cuccaro)
- Committee Delegate - Elected Member, City of South Perth (Cr Travis Burrows)
- Treasurer - CEO, City of Belmont (Mr Stuart Cole)
- Secretary - Administration Officer, City of Belmont (Ms Leslie Howell)

#### **Presentations:**

##### **Perth Airport:**

Mr Brad Geatches, Chief Executive Officer of the Westralia Airports Corporation, presented the PAMG an overview of the Perth Airports performance over the last twelve months and the impact of the Global Financial situation. His presentation key discussion points were:

- Domestic Growth up 6.2%, International growth up 4.2%
- General Aviation up 15%

- Last 12 months increased presence of low cost carriers – market stimulation through competition – choice is keeping prices low
- Major Carriers have been hit harder
- Low cost carriers mostly servicing Asian countries
- Gathering momentum on investments i.e. \$100m spent so far on domestic precinct, lounge upgrades for 2010, refurbishment of international forecourt
- Phase 1 International Terminal expansion completion due early 2012
- Terminal WA – detailed design phase, natural light, heat and sun problems overcome by raked ceiling design (East-West facing building).
- State and Federal governments have agreed to fund major arterial roads to Perth Airport
- Increased and improved awareness of Aboriginal traditional land owners and climate change
- Grass roots campaign for local community and to continue to look for and support worthy community causes
- Foodbank WA – Entered into 7 year sponsorship deal worth \$1m and State distribution centre on airport land

#### **Jandakot Airport:**

Mr John Fraser, Managing Director, Jandakot Airport Holdings, gave an overview of the years events with the key points being:

- \$100m work of infrastructure works planned with 50% (of cost) completed
- Anticipating approval of 2009 draft master plan soon
- 220 rare plants in area 1A to be relocated to Precinct 5
- Helicopter training is now included in ANEI endorsed by ASA
- Secondary road access
- Rehabilitation of areas 7 and 8 to create a green corridor
- New road links to Kwinana Freeway and Ranford Road
- 4th runway proposed
- CASA directive over last 4 months to cap the number of aircraft in any one circuit and at any time of day to 6 aircraft per circuit – significant affect on the airport
- Also, the Class D airspace (upper boundary 4500ft) could also significantly reduce number of aircraft movements
- Aviation White Paper - communication and planning implications for Local Governments and Airports

#### **Ordinary General Meeting**

The Ordinary General Meeting agenda (Copy of Table of Contents attached) contains a number of routine items and presentations as follows:

#### **Presentations:**

##### **Air Services Australia:**

Mr Richard Dudley, Airservices Australia's General Manager Corporate & International Affairs presented the rationale behind the West Australian Route Review Project (WARRP) and the subsequent outcomes. The key points of Mr Dudley's presentation were:-

- Review undertaken because of increases in air traffic, flight routes not integrated, didn't cover contact points, safety and environment.
- WARRP is misunderstood as being a Perth based project where in fact it is a Western Australian wide project.

- Aircraft positioning, route commencement and culmination points needed to be plotted for the basis of the review.
- Environment doesn't just mean noise, it also means emissions.
- More surveillance, radar analog to digital from next week.
- Delays are better managed now than pre-WARRP
- Routes restricted in Perth largely because of Military airspace restrictions (either permanent restrictions or as required)
- RAF now trying to minimise when they are using certain airspace – need good separation.
- The situation is complex with 3 airports (Pearce Airbase, Perth Airport and Jandakot Airport) and airspace restrictions.
- Safety is paramount and pre-WARRP 40 breakdowns of separation – some significant.
- When redefining flight paths, ASA don't just consider specific groups of noise but the whole of the WA and Perth community.
- ASA is to comply with 1999 standards for community and transport consultation and S160 of the Environment Act.
- ASA did not breach any criteria of the standards or the Act contrary to community opinion.
- Mr Dudley advised that it did not do everything right with the WARRP consultation in that the information disseminated for comment was too technical for its audience. There should have been a higher level oversight of the project. Assumption that no response meant information accepted and all okay.
- Mr Dudley advised that RNP (Required Navigation Performance) approaches to be incorporated into all flight path designs and lead to significant reduction in noise through aircraft avionics and satellite accuracy for continuous descent flight patterns. There were significant savings to be had in noise reduction, emissions reduction and fuel use during takeoffs and landings.
- Prior to the introduction in Perth of RNP extensive and exhaustive community consultation will take place prior to progressing (lesson learnt from WARRP).

### **Perth Airport Proposed Closure of Runway**

Ms Alana Pham, Westralia Airports Corporation, Executive Officer gave an overview of the proposed closure of the main runway (03/21) to allow for resurfacing works. The key points being:-

- Works undertaken every 20 years
- Best time to do the work is February to ensure suitable weather for the work (dry conditions needed) and also quieter travel period
- Approximately 9 weeks work and further time in June for grooving work to be on the surface to assist with water drainage and tyre traction
- Three options provided to stakeholders. Majority preference for Option 1 which embodied the least disruption to services i.e. 9 weeks duration, 7:00 am-7:00 pm, 6 days per wk (excl Sundays), no further impact on community at night, 06/24 runway used during the day, no change to international evening services.

#### **Delegates:**

**Cr Haselby**

**Cr Burrows (Deputy)**

**Technical Officer, Manager Environmental Health & Regulatory Services, Sebastian Camillo**

**17 December 2009**



# Perth Airports Municipalities Group Inc.

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# Perth Airports Municipalities Group Inc.

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#### Attachments

1. Minutes – Ordinary General Meeting – 20 August 2009
2. Response to Jandakot Airport Preliminary Draft Master Plan 2009
3. Letter – Westralia Airports Corporation - Alternative Runway Use

## **DELEGATE'S REPORT**

### **WALGA South East Metropolitan Zone**

The attached Table of contents was considered by the South East Metropolitan Zone at its meeting held on 27 January 2010 2009 at the Shire of Serpentine-Jarrahdale. The recommendations of the Zone were considered by the State Council at its meeting on 5 February 2010.

Council's delegates to the WALGA South East Metropolitan Zone are Mayor James Best and Cr Kevin Trent.

#### **Election of Chairman and Deputy Chairman**

Cr Henry Zelones, JP [City of Armadale] was again elected Chair of the Zone. Mayor James Best was elected Deputy Chair.

#### **State Council Representatives**

Mayor James Best and Cr Henry Zelones, JP were elected as Zone representatives to the WALGA State Council. Cr Kevin Trent and Cr John Bissett [Town of Victoria Park] were elected as Deputies.

#### **WALGA ZONE AGENDA**

##### **General Business**

##### **Item 6.1 Proposed Amendment to the Local Government Financial Management Regulations - Road Improvement Charge**

###### ***The WALGA Recommendation is:***

*Request the State Government to amend the Financial Management Regulations 1996 to include a road improvement charge*

###### **Officer Comment**

The Shire of Serpentine-Jarrahdale has proposed that Financial Management Regulations be amended to allow a Local Government to levy a service charge on property owners in relation to 'A road Improvement Charge'. Service charges are currently allowed for functions such as television and radio rebroadcasting, underground electricity, property surveillance and security and water.

The Shire suggests that the current funding allocation to Local Governments is not sufficient and leaves a funding gap for Local Governments to meet and the amendment will allow additional revenue to be levied from property owners to help meet the funding shortfall.

At this stage it is not believed there is sufficient information contained in the item to justify the need for a service charge to be added to those already existing to allow Local Governments to raise revenue for this purpose. Unless this justification is provided it is suggested that the item be not supported at this time.

**Officer Recommendation**

That unless justification can be provided to support the proposal to amend the Financial Management Regulations to permit a Road Improvement Charge, the recommendation not be supported.

**Zone Decision**

*Request the State Government to amend the Financial Management Regulations 1996 to allow a mechanism to charge ratepayers a road improvement levy.*

**STATE COUNCIL AGENDA**

## KEY ISSUES FOR DECISION

**Item 4.1 Deferral of Royalties for Regions Country Local Government Fund Payment 2009/10****The WALGA Recommendation is:**

*That the Association writes to the Premier, Treasurer, Minister for Regional Development and Minister for Local Government requesting that the State Government commit to:*

- 1. a "catch-up" payment of \$97.5 million (in 2009/10 dollars) for Local and Regional infrastructure to meet the commitments made under the Country Local Government Fund during the current term of Government; and*
- 2. a clear schedule for future payments to Local Governments and Regional Organisations of Councils to enable effective project management and planning.*

**Officer Comment**

The WALGA recommendation refers to a deferral in payments to Local Governments of funding previously committed to regional organisations of councils as part of the Country Local Government Fund. It is not clear that the deferral means that the funding will be deferred indefinitely or whether a catch-up in funding is intended. Local Government is looking for greater clarity and more certainty regarding funding from this source.

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted

**Item 4.2 Local Government Reform****The WALGA Recommendation is:**

That:

- 1. the Association continue to seek clarification on the State Government's position and process.*
- 2. the written input of Local Governments be collated and provided to the Minister for Local Government for a response at the Local Government Reform forum to be held on 9 February 2010.*

**Officer Comment**

Recent correspondence and statements by the Minister for Local Government seems to be sending mixed messages to the Local Government sector and greater clarity is sought in relation to the State Government's position and processes in relation to Local Government Reform.

As a consequence of the mixed messages received, WALGA has arranged a Local Government Reform forum to be held on 9 February 2010 at which the Minister has been invited to address those present on this subject.

WALGA has also invited comment from Local Governments on this topic so that a response can be provided to the Minister at the forum.

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted

**Item 4.3 Development Assessment Panels - Local Government Submission to State Government****The WALGA Recommendation is:**

*That the interim representative submission made to the State Government on the proposal to introduce Development Assessment Panels in WA, be endorsed as the Local Government position.*

**Officer Comment**

The issue of the proposal to create Development Assessment Panels would be well known to elected members. The industry was invited to provide comment to the State Government on the details contained in a discussion paper entitled *Implementing Development Assessment Panels in WA* by November 2009. The City responded to this invitation and this agenda item refers to the WALGA submission. The WALGA submission is consistent with the City position.

It is noted that a representative from the Department of Planning Ms Robyn Barrow will be making a deputation at this evening's Zone meeting on this topic [Zone Agenda item 3.2].

Note: During the course of the deputation by Ms Robyn Barrow referred to above, reference was made to the following:

- Approximately 175 submissions were received by the Department of Planning and the contents of the submissions were being analysed by the Department.
- The financial/class criteria was being reviewed as submissions were generally of the view that the \$2M threshold was far too low. In addition, there was a view that there should be no distinction in values between country and metro area.
- It was noted that the DAPs do not apply to group dwellings with ten or fewer individual housing units, single residential properties or modifications to residential properties.
- The balance of technical to Local Government representation on the panel is being reviewed, although no changes in the panel representation are anticipated. Panel members will be appointed for a period of two years.

- 
- Resource implications - member fees are envisaged to be paid for Local Government member representation involving sitting and travelling fees. The Department is currently modelling fees for planning development applications that could be levied to provide funding for the increased costs.
- The Department is working on a response to all the submissions and drafting new regulations which will be released for public comment.
- The Amendment Bill to the *Town Planning Development Act* providing the head of power to accommodate DAPs has already been read twice in Parliament.

The President of WALGA, Bill Mitchell urged Local Governments present to write to their local members expressing concern at the proposal to introduce DAPs and to forward each member a copy of the WALGA submission. This has since been done.

#### **Officer Recommendation**

The recommendation be supported.

#### **Zone Decision**

The WALGA recommendation was adopted

### MATTERS FOR DECISION

#### **Item 5.1 Rating of Vacant Land - Options to Discourage the Holding of Undeveloped Land**

##### **The WALGA Recommendation is:**

*That the following actions be endorsed to discourage the holding of undeveloped land:*

1. *encourage Local Governments to consider developing incentive planning policies to encourage development including the use of covenants;*
2. *encourage Local Governments to utilise differential rating on vacant land; and*
3. *WALGA advocate to the State Government to:*
  - a. *amend land tax legislation to provide a disincentive to hold vacant land; and/or*
  - b. *amend the Local Government Act 1995 to enable differential rating based on the time the land remains undeveloped.*

##### **Officer Comment**

The item refers to property owners - particularly developers holding on to vacant land after subdivision for excessive periods of time prior to commencing development on that land. The proposal involves providing greater capacity for Local Governments to differentially rate vacant land which has not been developed after a certain period of time.

This is not a particularly important issue for the City as we do not have large holdings of vacant land that has not been developed for long periods of time. The issue is certainly more of a concern for outer metropolitan Local Governments in particular and amendment to the legislation, together with other proposed initiatives would provide greater flexibility for Local Governments to address this problem if thought necessary.

#### **Officer Recommendation**

The recommendation be supported.

#### **Zone Decision**

The WALGA recommendation was adopted

## **Item 5.2 Inquiry into Deep Sewerage**

### **The WALGA Recommendation is:**

*That the Association:*

- 1. write to the Chair of the Standing Committee on Environment and Public Affairs, Hon Brian Ellis MLC and other Committee members thanking them for the thorough Inquiry into the issue of deep sewerage across the State and the consideration given to Local Government issues.*
- 2. write to the Minister for Water, Hon Dr Graham Jacobs and the Minister for Environment, Hon Ms Donna Faragher, requesting immediate implementation of the recommendations within Report 18 of the Standing Committee on Environment and Public Affairs Inquiry into Deep Sewerage and allocation in the next State budget to finance this implementation.*
- 3. write to the Chief Executive Officer of the Water Corporation, requesting greater priority be given to the Infill Sewerage Program following the recommendations and findings of the Committee Report.*

### **Officer Comment**

The issue of the outstanding backlog of the Deep Sewerage Infill Program has been a significant issue for Local Government for a long period of time. Like many other State programs, the Infill Sewerage Program has been the subject of funding cutbacks and projects have been deferred.

Local Government is concerned of the environmental impacts of the deferral and particularly in relation to leaching within the Swan/Canning catchment area.

WALGA has embarked on a lobbying program to acquaint State Members of the importance of this issue and has sought funding commitments in next year's State budget from the Minister for Water and Minister for the Environment and the Water Corporation

### **Officer Recommendation**

The recommendation be supported.

### **Zone Decision**

The WALGA recommendation was adopted

## **Item 5.3 Natural Resource Management Policy Statement**

### **The WALGA Recommendation is:**

- 1. That the Natural Resource Management Policy Statement and the commitments therein be endorsed; and*
- 2. That the Natural Resource Management Policy Background Paper be noted.*

### **Officer Comment**

WALGA has developed a Natural Resource Management Policy Statement which is contained in the attachments at page 31 of the State Council Agenda. The policy is very detailed [probably too detailed] but has undergone a thorough process of consultation with stakeholders. It is assumed that the draft policy would have been presented to Natural Resource Management committees which have had City membership.

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted

**Item 5.4 Policy Statement on the Waste Levy and Strategic Waste Funding****The WALGA Recommendation is:**

*That the statement of policy as described in the attached document entitled "Policy Statement on the Waste Levy and Strategic Waste Funding (November 2009)" be endorsed.*

**Officer Comment**

WALGA has developed a Policy Statement on the Waste Levy and Strategic Waste Funding Policy Statement which is contained in the attachments at page 56 of the State Council Agenda. The policy is very detailed but has undergone a thorough process of consultation with stakeholders.

The review of the policy was initiated as a result of the actions taken by the Minister for the Environment who proposed a significant increase in the Waste Management Levy to fund the administrative functions of the Department of Environment and Conservation. The revised policy is consistent with the City view on the use of the funds collected by the levy and at clause 2(a) of the policy, opposition is made to the use of the levy as follows:

*Local Government strongly opposes the application of the levy to non waste management related activities such as funding State Government core activities. Local Government supports funds from the levy being applied to strategic waste management activities.*

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted

**Item 5.5 Submissions to the Social Housing Taskforce****The WALGA Recommendation is:**

*That the interim Local Government submission to the Social Housing Taskforce be endorsed.*

**Officer Comment**

The State Government released a report by the Social Housing Taskforce in October 2009 with recommendations to address WA's acute housing shortage. WALGA formed a taskforce to review the social housing report which consisted of a range of stakeholders including WALGA and Urban Development Institute of Australia representatives.

The WALGA interim submission is contained within the State Council Agenda Attachments at page 62 and contains seven recommendations to the Social Housing Taskforce. One of the key recommendations is that the Social Housing providers should provide homes rather than houses and this would result in higher densities and more high rise buildings for residential purposes, presumably in inner metropolitan areas where greater public transport infrastructure exists.

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted

**Item 5.6 Additional Consultation on Compliance and Enforcement Legislation Road Traffic**

**The WALGA Recommendation is:**

*That Local Government:*

1. *does not condone the illegal overloading of vehicles;*
2. *supports an amendment to the Road Traffic (Vehicles) Bill 2009 to enable the continued use of concessional mass loading scheme of up to 10% for grain, from paddock to grain receival points, with penalties for non compliance in order to support rural agricultural communities; and*
3. *request that State Government further consult the Local Government Sector on any proposed amendments to the Road Traffic (Vehicles) Bill 2009 before introduction to Parliament, as well as on any future mass concessional loading schemes following the Main Roads WA review of the success of the 2009 / 2010 Harvest Mass Management Scheme.*

**Officer Comment**

The proposal involves amendments to the Road Traffic [Vehicles] Bill 2009 to allow the continuation of the concessional mass loading scheme for grain. The proposal also seeks a commitment from the State Government to consult with the Local Government sector on any further amendments to the legislation. The amendments do not affect the City, but should be supported as the matter is of considerable importance to country Local Governments.

**Officer Recommendation**

The recommendation be supported.

**Zone Decision**

The WALGA recommendation was adopted

**Delegates:**

**Mayor James Best - Delegate**  
**Cr Kevin Trent - Delegate**  
**Mr Cliff Frewing - Chief Executive Officer**

**28 January 2010**

# **WALGA South East Metropolitan Zone**

**Meeting 25 November 2009**

## **Agenda Items**

### **WALGA STATE COUNCIL AGENDA**

#### **4. KEY ISSUES FOR DECISION**

- 4.1 Deferral of Royalties for Regions Country Local Government Fund Payment
- 4.2 Local Government Reform
- 4.3 Development Assessment Panels - Local Government Submission to State Government

#### **5. MATTERS FOR DECISION**

- 5.1 Rating of Vacant Land - Options to Discourage the Holding of Undeveloped Land
- 5.2 Inquiry into Deep Sewerage
- 5.3 Natural Resource Management Policy Statement
- 5.4 Policy Statement on the Waste Levy and Strategic Waste Funding
- 5.5 Submission to the Social Housing Taskforce
- 5.6 Additional Consultation on Compliance and Enforcement Legislation Road Traffic [Vehicles] Bill 2009

#### **6. MATTERS FOR NOTING/INFORMATION**

- 6.1 Better Local Government Manual
- 6.2 Clearing of Native Vegetation Regulations
- 6.3 State Road Funds to Local Government Agreement
- 6.4 Report on Key Activities, Environment and Waste Policy Team
- 6.5 Report on Key Activities, Governance and Strategy Policy Team
- 6.6 Report on Key Activities, Infrastructure Policy Team
- 6.7 Report on Key Activities, Municipal Waste Advisory Council
- 6.8 Report on Key Activities, Planning and Community Development Policy Team



# WALGA

## PRESIDENT'S REPORT

February 2010

### LOCAL GOVERNMENT REFORM FORUM

Announcements regarding the next stage of the State Government's Local Government Reform program have caused anxiety and confusion in the sector. This has occurred because of the apparent conflict between the Minister's verbal assurances of a voluntary process and the written correspondence Councils have received where 'No opt-out clauses' are proposed for Regional Transition Groups.

There is also concern on the following issues:

- Can the sector be assured this process continues to be voluntary?
- What financial incentives and assistance are available to Councils in joining Regional Transition Groups or Regional Collaborative Groups?
- If a Local Government determines not to participate in a Regional Transition Group, will the Minister respect that decision, or will he take further action such as referring a proposal involving that Local Government to the LGAB?
- Can a Local Government request to be included in a Regional Collaborative Group rather than a Regional Transition Group?
- Will the Steering Committee's Interim and Final reports be made public?

The Reform Forum is designed to enable the Minister to address these issues for the sector and provide the sort after clarity that is currently lacking.

Arrangements for the forum are:

Date: Tuesday, 9 February

Venue: Ascot Racecourse, Grandstand Rd, Ascot

Time: 10:00 am morning tea and registration for 10:30 am start

All Local Governments are encouraged to send delegates to the forum.

### WA GRAIN FREIGHT NETWORK REVIEW

The Minister for Transport, Hon. Simon O'Brien MLC, released the Strategic Grain Network Committee (SGNC) Report into the viability of the narrow gauge rail network in Western Australia. The Report was considered on 18 January 2010 by WA State Cabinet, and the following funding commitments were announced by the Minister:

- That the WA State Government would fund a 50 per cent share of the \$43.5 million (total) required to complete the re-sleepering of the Avon to Albany rail line. The Minister's statement says the discussions will be sought with the Federal Government to seek similar funding.
- \$500,000 to start project development and pre-construction activities on a proposed Chester Pass Road upgrade, a key north-south regional road route linking Albany and the Southern Wheatbelt.
- \$6.9 million for a Transition Assistance Package for the current harvest to keep grain running on what, at present, are uneconomic lines.

A copy of the Strategic Grain Network Committee Report can be found on the WALGA website.

The Strategic Grain Network Committee, chaired by Professor Fred Affleck of the WA Freight and Logistics Council, included representatives from Co-operative Bulk Handling (CBH), the Australian Railroad Group, WestNet Rail, the WA Farmers Federation, the Pastoralists and Graziers Association, WALGA and representatives from Federal and State Government agencies.

The Report contains a number of findings in relation to local road infrastructure management and funding, seen as critical in developing a strategic, integrated grain freight network. WALGA's position was that any mooted closure of rail lines would require an appropriate level of investment in the upgrade and maintenance of State and Local roads to ensure that they meet the freight task. The need for road investment is acknowledged in the Report's findings with samples of State and Local roads identified as requiring investment through new funding arrangements, quarantined from current funds.

WALGA through its membership of the Freight and Logistics Council will discuss and pursue the broader implementation of the Report's findings, in particular those relating to local road management and investment. The Local Government Grain Freight Infrastructure Working Group will meet in late January to discuss the Report's findings and develop a response for consideration and feedback with Local Government.

## **STUDY INTO RATEABILITY OF STATE AGREEMENTS**

The Study into Rateability of State Agreements has been completed and considered by the State Government

The Premier has recently written to the Association advising that the Government will now implement a policy to exclude rates concession clauses from future State Agreements and remove the clause from current State Agreements on a case-by-case basis. The Premier stated in his correspondence that this is an important issue for the State, and believes that this proactive approach will contribute to the sustainability of our regions and the resources industry.

The Department of State Development will be briefing Local Governments on the future application of this policy.

This is a pleasing result for the sector albeit the Study has taken a long time to be completed.

## **DEVELOPMENT ASSESSMENT PANELS**

The Government proposed the establishment of 16 development assessment panels across the State, with each one to be comprised of a mix of independent experts and elected members. The Panels are to have the power to determine development applications of a certain type and value for development approval, instead of the relevant decision making authority.

In order to prepare a representative Local Government response to the State Government, the Association sought feedback from member Councils through questionnaires and Info-pages, as well as detailed statistical data from a sample group of Local Governments.

An Advisory Committee comprised of elected members, CEOs and senior officers undertook research on planning principles and the role of Local Government; and gave consideration to DAP models and operations in other jurisdictions.

The resultant submission expresses the sectors concern at the apparent lack of knowledge of the Local Government development assessment process displayed in the DoP *Discussion Paper: Implementing Development Assessment Panels in Western Australia*, and recommends:

1. That the Minister for Planning and the Department of Planning be advised that Local Government is strongly opposed to the introduction of Development Assessment Panels in WA in the form proposed in the Discussion Paper as they will not deliver any of the purported benefits and will be detrimental to approval timeframes, increase costs for applicants and further marginalize community interests.
2. That the State Government work with WALGA and Local Governments to further investigate and develop opportunities to align with the DAF Leading Practice Model, particularly in terms of:
  - An Appropriate Model for Independent Panels
  - Objective Rules and Tests
  - Introduction of Assessment Tracks
  - A single Point of Assessment
  - Appropriate Delegation to Professional Staff; and
  - Performance Reporting

The Department of Planning is currently considering the submissions made on DAPs. At the time of this report WALGA has not received any further advice from the Department on the next steps.

## **ROYALTIES FOR REGIONS**

The State Government has “deferred” \$62.5 million of funding to Local Governments and \$35.0 million of funding to Regional Organisations of Councils due to be paid in May 2010 under the Country Local Government Fund.

It is unclear when the “deferred” payments will be made in order to “catch-up” the previously promised total funding.

There is need for greater certainty and clarity concerning this significant funding stream to Local Governments and Regional Organisations of Councils, outside of the metropolitan area, in order to support effective asset management planning, project management and governance arrangements.

## **ELECTIONS – MEETING WITH MINISTER, HON NORMAN MOORE**

WALGA President Bill Mitchell and Manager Local Government Advisory Services, James McGovern met with the Minister for Electoral Affairs, Hon Norman Moore on 17 Thursday December 2009 to discuss the WA Electoral Commission's role in conducting the October 2009 Local Government elections.

The WAEC are aware of distribution problems, (especially in Fremantle), but little could be done as the problem occurred after prompt delivery of materials to Australia Post.

They emphasised the heavy workload associated with conducting 70 postal and 2 in-person elections, and agreed there needs to be a review of candidate profile/advertising material to ensure there is improved 'truth in advertising'. *(There were numerous allegations in this regard but few adjudged to be false, misleading or defamatory in accordance with Local Government Act 1995 and Election Regulations).*

The Commission claims to be open-minded about the prospect of removing their monopoly on postal elections, believing they will retain the majority of postal elections. Other points discussed included:

- Candidates' profile information - apparently designed to minimise cost, the WAEC are aware of some problems however do not believe any Candidates were disadvantaged;
- WAEC will assess its performance based on feedback from the recent survey/questionnaire that was sent to all Councils for whom they conducted elections; and
- Election costs – again the WAEC emphasised that only direct costs are passed on specifically to Local Governments. Group costs such as vote counting are apportioned across all Councils.

WALGA has surveyed all Local Governments requesting feedback on the conduct of the 2009 Local Government elections and is currently collating the feedback. The results of the feedback will be presented to the sector through a future State Council agenda item.

## **SUSTAINABLE PROCUREMENT**

As part of its commitment to sector sustainability the Association is developing a 'Sustainable Procurement Process' for Local Governments.

The process is designed to assist Local Governments to achieve the highest level of environmental and economic sustainability in their procurement processes, and to capitalise on 'whole of life' purchasing efficiencies.

At present the project is at consultation draft stage, and is being reviewed by sector specialists for applicability and accuracy. Its aim is to develop a set of sustainability criteria that Local Governments can embed in their purchasing processes, from internal purchasing level (stationery, IT equipment etc) to large tenders. The criteria have been developed so that they can be used as part of the tendering process for both products and services.

To ensure that the process is applicable, the Association will also be applying it to its own purchasing practices, both internal and external and through its preferred supplier network, with the intention of ensuring that, over the next six to ten years, all purchasing through WALGA meets exacting environmental, social and economic sustainability targets.

## **TOODYAY BUSHFIRE APPEAL**

The Lord Mayor's Distress Relief Fund is now focusing its efforts on raising funds to assist the people directly affected by this ordeal.

Councils who wish to contribute financially to the Lord Mayor's Distress Relief Fund can do so by:

- contacting Ms Fiona Rust at the City of Perth  
[fiona.rust@cityofperth.wa.gov.au](mailto:fiona.rust@cityofperth.wa.gov.au),
- visit the City of Perth Council House,
- visit any Bankwest Branch, or
- send postal contributions to: the Toodyay Bushfire Appeal, c/o City of Perth, GPO Box C120, Perth WA 6839.

The Lord Mayor's Distress Relief Fund is a registered charitable body and has approval of the ATO for tax deductibility of contributions.

## **LEGAL WORKSHOP – 12 FEBRUARY**

The Legal Services Workshop originally scheduled for Friday, 4 December will now be held on Friday, **12 February** at the Joondalup Resort.

Date: Friday, **12 February**

Time: 9.30am – 4.30pm

Venue: Joondalup Resort

Cost: \$280 – Full Workshop (five sessions and lunch; golf not including),  
or \$65 – Single Session

The full day workshop will incorporate presentations by representatives from law firms on WALGA's new legal panel and will provide expert legal advice on a range of important topics including: planning changes; employment contracts; climate change; and even how to brief your lawyer. Full day registrations will have the opportunity to take advantage of heavily discounted prices to play the Joondalup Resort's golf course on Saturday, **13 February**.

*For further information, please contact Marketing and Events Officer, Emily Ward on 9213 2097 or email [eward@walga.asn.au](mailto:eward@walga.asn.au)*

## **COUNCILLOR TRAINING**

The launch of the on-line "Getting Started" course for elected members is imminent, and this will see the beginning of new era in convenient, user oriented, training delivery by the Association. However, don't let this diminish your enthusiasm for existing training opportunities, such as the one-day seminar for all newly elected Councillors on Monday, **15 February**.

The seminar will be a combination of practical insights into the role of Elected Members and their relationship with executive staff and provide an introduction to key areas of competency such as planning procedures, financial reporting and governance.

While the seminar is aimed at new Elected Members, existing Councillors are also welcome to attend to revisit the practical material and hear the guest speakers.

Date: Monday, **15 February**.  
Time: 9:30 am – 5:00 pm  
Venue: Goldsworthy Room, Sheraton Hotel, 207 Adelaide Tce, Perth  
Cost: \$220 inc GST- includes meals and Sundowner

*For further information or to register, please contact Marketing and Events Officer, Emily Ward on 9213 2097 or email [eward@walga.asn.au](mailto:eward@walga.asn.au)*

## **YEAR OF WOMEN IN LOCAL GOVERNMENT**

2010 is the Year of Women in Local Government and provides an opportunity for us to focus on the important roles played by women in the sector and how these can be enhanced into the future.

All Local Governments are encouraged to embrace this theme during 2010 and to let the Association know of any events or activities undertaken to highlight women in Local Government, so that we can afford due recognition to your efforts.

All information should be directed to Kate Murray ([kmurray@walga.asn.au](mailto:kmurray@walga.asn.au)) at the WALGA office.

## **PRESIDENT'S CONTACTS**

During the December – February period, contacts that have occurred or are scheduled to take place prior to the February State Council meeting are as follows:

### **Federal Government Relations**

#### **Meetings with:**

- Regional Development Australia Meeting with Hon Maxine McKew, Parliamentary Secretary for Infrastructure, Transport, Regional Development & Local Government

### **State Government Relations**

#### **Meetings with:**

- Hon John Castrilli MLA, Joint Liaison Meeting WALGA/LGMA/Dept of Local Government
- Hon Colin Barnett MLA, Premier
- Hon Ken Travers MLC Member for North Metropolitan Region
- Hon Norman Moore MLC Minister for Mines and Petroleum; Fisheries; Electoral Affairs

## **Local Government Relations**

### **Meetings with:**

- Mr Malcolm Petrie, National Local Government Coordinator, Caring for our Country
- Council Briefing - City of Melville
- Mr Gerry McCarron, Mr Larry Smith, Department of Corrective Services
- Visit to City of Bayswater, Ms Francesca Lefante CEO and Mayor Terry Kenyon
- Lord Mayor's Distress Relief Fund Committee x 3
- Dr Paul Vogel, Chair, Environment Protection Authority
- Ms Wendy Newman CEO, Ms Wendy Williams and Mr Russell Cook, Board Members, Wheatbelt Development Commission
- Signing of Library Framework Agreement
- Approvals & Related Reforms Briefing by Robyn Barrow A/Executive Director, Strategic Policy & Research, Department of Planning

## **Conferences / Workshops / Public Relations**

- City of Gosnells Annual Dinner
- City of Armadale Annual Civic Dinner
- Australia Day Council Lunch
- Hon Kevin Rudd MP, Australia Day Reception at Perth Town Hall

## **Zone Meetings**

- Kimberley Country Zone
- South Metropolitan Zone
- Australia Day Citizenship & Awards Ceremony
- South East Metropolitan Zone
- Great Eastern Country Zone
- Central Country Zone
- Central Metropolitan Zone

City of South Perth  
**Town Planning Scheme No. 6**

**Report on Submissions**  
**Amendment No. 15**  
**Removal of Restrictive Covenants affecting Density**



**Civic Centre**

Cnr Sandgate Street and South Terrace  
SOUTH PERTH WA 6151

Monday to Friday: 8.30am to 5.00pm  
Enquiries: Gina Fraser, Senior Strategic Planning Officer  
Telephone: 9474 0778  
Facsimile: 9474 2425  
Email: [ginaf@southperth.wa.gov.au](mailto:ginaf@southperth.wa.gov.au)  
Web: [www.southperth.wa.gov.au](http://www.southperth.wa.gov.au)

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

**CITY OF SOUTH PERTH  
TOWN PLANNING SCHEME NO. 6  
AMENDMENT NO. 15**

**REPORT ON SUBMISSIONS**

**AMENDMENT PROPOSALS**

Amendment No. 15 to the City of South Perth Town Planning Scheme No. 6 was initiated for the purpose of inserting a new clause in the Scheme Text which will have the effect of extinguishing or varying restrictive covenants which restrict the permissible number of dwellings to less than the number permitted by Town Planning Scheme No. 6.

**STATUTORY POSITION TO DATE**

At its May 2009 meeting, the Council resolved to initiate Amendment No. 15 to facilitate the removal of restrictive covenants that conflict with the residential density coding prescribed by the Scheme. At the same meeting, the Council endorsed the draft Amendment for advertising purposes. Council's report on the Amendment proposals fully describes the background to, and the reasons for, the Amendment. This report was forwarded to the Environmental Protection Authority (EPA) for assessment and the Western Australian Planning Commission for information on 29 May 2009.

The Amendment proposals were advertised for a period of more than 42 days, between 7 July and 21 August 2009 and submissions were received during this period.

**ADVERTISING OF AMENDMENT NO. 15**

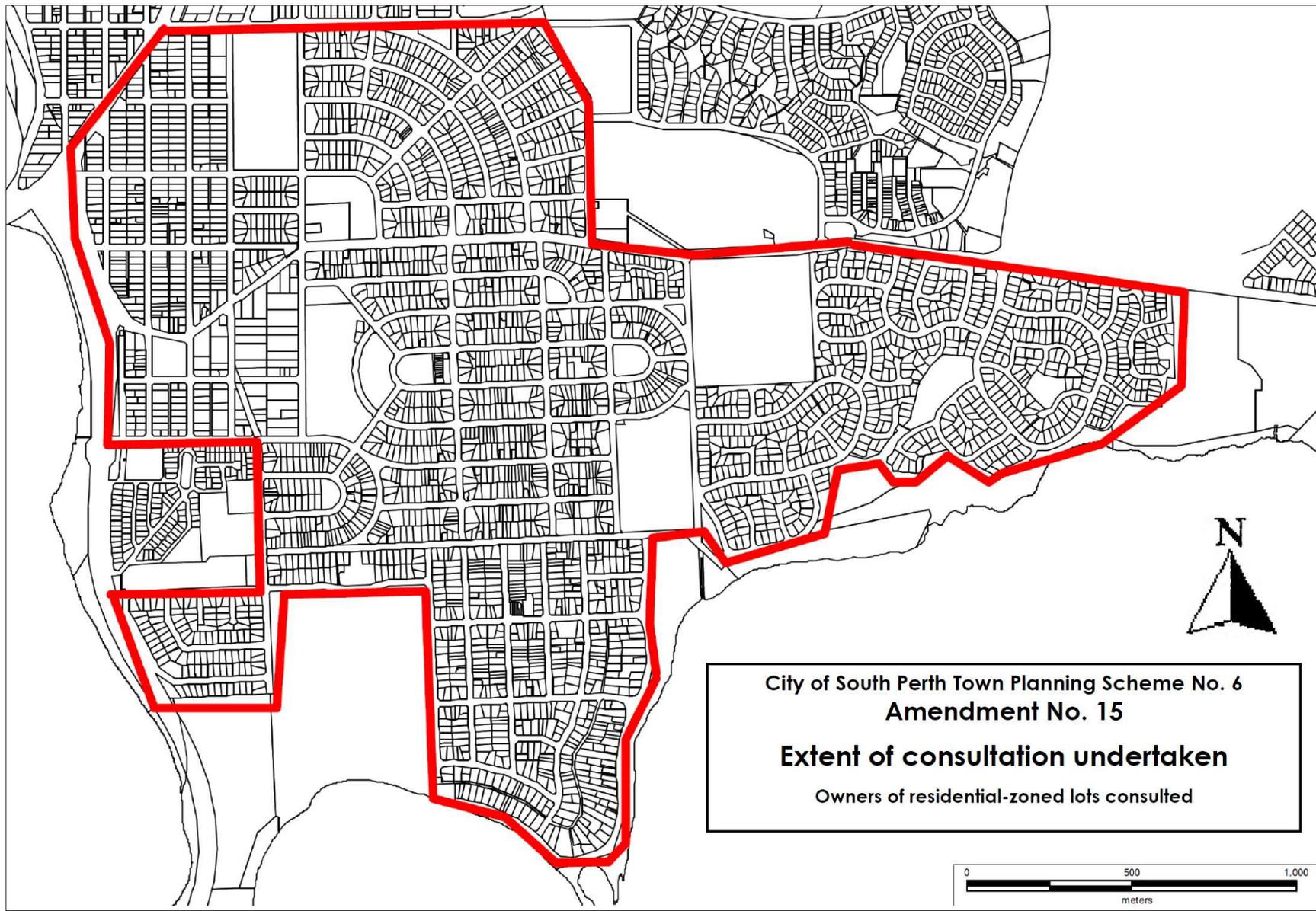
**Clearance from EPA**

The required clearance from the Environmental Protection Authority was received on 22 June 2009.

**Methods of advertising**

- Community consultation period of not less than 42 days: The consultation period commenced on Tuesday 7 July, with publication of the first of two newspaper notices, and concluded on Friday 21 August 2009, a period of 46 days.
- Southern Gazette newspaper: Notices were published in two issues of the 'City Update' column, on 7 and 21 July 2009.

**Diagram 1: Extent of mail consultation undertaken**



- Display Notices: The statutory notice and the Amendment document were displayed for inspection at the Civic Centre customer foyer, City's Libraries and Heritage House and on the web site. The web site facilitates written submissions by means of an electronic response form.

In addition to the above, Notices advising that Amendment No. 15 is available for inspection and inviting comment, were individually addressed and mailed to 3,049 landowners within Manning, Salter Point and Waterford where restrictive covenants are known to exist. The extent of this mail-out is shown in Diagram 1, above.

The Council further resolved that the following footnote be included by way of explanation on any notice circulated concerning Amendment No. 15:

*"This draft Scheme Amendment is currently only a proposal. The Council welcomes your written comments and will consider these before recommending to the Minister for Planning whether to proceed with, modify or abandon the proposal. The Minister will also consider your views before making a final decision."*

## **SUBMISSIONS ON AMENDMENT NO. 15**

### **General description of submissions**

During the 46-day advertising period, a total of 58 submissions were received. A summary of the submitters' comments, together with the Council's response and recommendations, are contained in the attached Schedule of Submissions.

Diagram 2 Origin of Submissions, below, indicates the spread of submissions received. All of the submissions came from within the area of the mail-out described above.

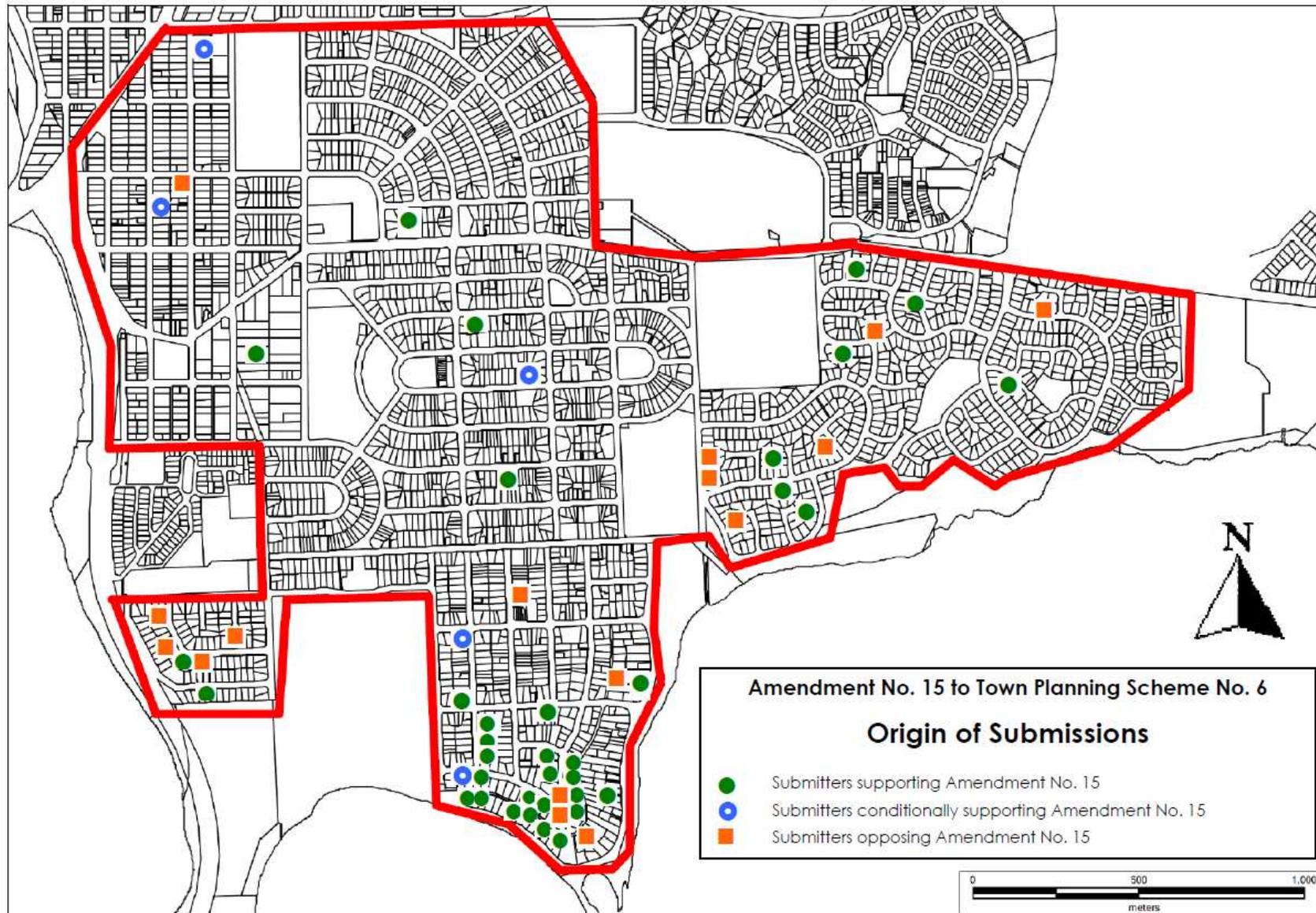
The actual numbers of submissions is not the most important factor in assessing the response from the community. While numbers do give an indication of the strength and extent of interest, the actual comments are equally important. In the following assessment, comments have been extracted from submissions and treated with equal status, no matter how many times they were expressed by different submitters.

The submissions have been categorised and numbered as follows:

- Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15;
- Submissions 2.1 to 2.5 conditionally supporting Amendment No. 15; and
- Submissions 3.1 to 3.16 opposing Amendment No. 15.

In the accompanying Schedule of Submissions, the submitters' comments and Council's responses to, and recommendations on, each individual comment are fully provided. ***The following very brief summary of submitters' comments should not be taken as a full description of the comments, but should be read in conjunction with the full discussions contained in the Schedule of Submissions.***

Diagram 2: Origin of Submissions



The submitters' main issues are summarised below. In those instances where the submitters comment has led to a 'unique' response, the Council response is provided immediately after the submitters' comments. In all other instances, the Council response is not provided on each comment individually, but collectively in the sections titled: "Determination of Submissions and Concluding Action".

**Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15**

Submitters who unconditionally support the Amendment raised the following issues:

1. Support is given without explanation.
2. Removal of covenants is a progressive approach by the Council, encouraging older areas to be rejuvenated by construction of newer housing.
3. Need to eliminate conflicting development entitlements. While restrictive covenants limit development, the Town Planning Scheme No. 6 permits redevelopment on appropriate sites.
4. Legal removal processes already exist, so Amendment No. 15 is not introducing a new process, but is merely simplifying it.
5. Knowledge and experience of process - several residents describe the onerous processes that they have followed in the past, to remove their restrictive covenants.
6. Intrusion into individual privacy - getting to know neighbours while door-knocking is pleasant, but getting to know their financial arrangements is embarrassing and intrusive.
7. Increased density helps support the principles of 'Liveable Neighbourhoods'.
8. Precedent has been set in this issue by other Councils.
9. Relaxation on building height is requested in addition to the removal of restrictive covenants.

**Submissions 2.1 to 2.5 conditionally supporting Amendment No. 15**

Submitters who conditionally support the Amendment raised the following issues:

1. Amendment No. 15 is supported provided that TPS6 densities are not exceeded.
2. Amendment No. 15 is supported provided that new development respects local character.

**Council's Response:** *Having regard to all of the relevant considerations, the Council recommends that:*

- (a) *the comments be **UPHELD** to the extent that the design of each proposal is currently assessed according to normal development process with due regard to local streetscape character; and*
- (b) *Amendment No. 15 **not** be modified in this regard.*

3. Amendment No. 15 is supported provided that street parking congestion does not increase.

**Council's Response:** *Having regard to all of the relevant considerations, the Council recommends that:*

- (a) *the comments be **UPHELD** to the extent that parking is currently being managed within the submitters' area; and*
- (b) *Amendment No. 15 **not** be modified in this regard.*

4. Before making a decision, the City should ascertain the number of affected properties.

### **Submissions 3.1 to 3.16 opposing Amendment No. 15**

Submitters who oppose the Amendment raised the following issues:

1. Increased density will be detrimental to amenity for a number of stated reasons which are discussed fully in the Schedule of Submissions, including:
  - General objection of density increase
  - Reflection of community needs
  - Increase in cheap rental housing
  - Some areas should be 'quarantined'
  - Concern regarding speculative development and transient population
  - Increase in traffic
  - Heritage aspects of restrictive covenants
  - Building Height Limits
  - Retention of large lots in perpetuity
  - Irreversible change to character of the area
  - Disturbance from redevelopment
  - Need to maintain a range of lot sizes
  - Retention of single house character in perpetuity

**Council's Response:** *Having regard to all of the relevant considerations discussed throughout item (1) of the objecting submissions, the Council recommends that:*

- (a) *the comments be generally **NOT UPHELD**; however*
- (b) *those submissions suggesting the exclusion of the western portion of Waterford and the St Lucia portion of Salter Point from the general extinguishment clause, are **UPHELD**; and*
- (c) *Amendment No. 15 be **modified** to include a new Schedule 9 titled 'Areas from Clause 4.11 Removal of Restrictive Covenants Affecting*

*Density', depicting the St Lucia portion of Salter Point and the western portion of Waterford as being excluded areas.*

2. Local government should not interfere in private legal arrangements.
3. Increased traffic in certain streets.
4. Restrictive covenant not in conflict with R-Codes, as claimed by the City.
5. Poor communication by the City.
6. Motive of financial gain by the City.
7. Objection based on professional knowledge.

## **CONCLUSION**

The proposed Amendment No. 15 has been widely advertised by a number of means, as discussed in this report. The number of submissions received, being 58, indicates considerable interest within the community as to the outcome of this Amendment.

While the number of submissions in support of, and conditionally in support of, the Amendment (total of 42) far exceeds the number of submissions opposing it (16), many complex and compelling arguments are raised both for and against the proposal. The Schedule of Submissions identifies the main grounds of support and opposition as expressed by the submitters, and provides the City's response to each.

Over many years, the City has received repeated requests from a number of different residents to support a Scheme Amendment such as the current Amendment No. 15, but the City did not accede to those requests. It was understood that State government examinations into the matter concluded that local government should not become involved in private legal arrangements such as restrictive covenants. This is a strong argument currently being put by some of the submitters opposing Amendment No. 15. However, more recently, the City has acknowledged that the matter should be considered again, and that community opinion should again be sought.

The resulting Scheme Amendment process has shown that despite earlier findings, it appears to be commonly accepted, both by the Western Australian Planning Commission and by many other local governments, that the Town Planning Scheme is a legitimate tool that can be used to assist in the removal of restrictive covenants which prohibit the construction of more than one dwelling on land restricted by the covenant. The *Transfer of Land Act* defines such a restriction as a '*single dwelling covenant*'.

Considerable confusion has been created by the *Transfer of Land Act* and the *Town Planning and Development Act* concurrently providing different processes for the removal of restrictive covenants. The process set out in the *Transfer of Land Act* requires owners to apply to the Supreme Court. The current more stringent process was introduced through amendment to that Act in 1999. The resulting *Transfer of Land Regulations 2004* contain details of the process. At the present time, this is the only process available to the residents of the City of South Perth.

However, since Planning legislation was introduced in 1928 via the *Town Planning and Development Act*, the option has been available for local governments to include restrictive covenant extinguishment provisions in their Town Planning Schemes. The reluctance of many Councils to follow this path has resulted in an attitude of many, that it is not correct to do so, even though this Act has provided a legitimate process since 1928, for the extinguishment of restrictive covenants. More recently, with the advent of the Model Scheme Text, standard provisions are offered for guidance by the Western Australian Planning Commission for any local government to use if they wish to facilitate the extinguishment of restrictive covenants. The current replacement legislation, the *Planning and Development Act 2005*, retains this option. It can only be concluded that with such recent confirmation, it is reasonable and acceptable for local governments to include extinguishment provisions in a local Planning Scheme and therefore, in the City's Town Planning Scheme No. 6 as now proposed.

After examining the 58 submissions received on Amendment No. 15, the City recommends modification to its original proposal. Some submitters have suggested that certain parts of the City should be permitted to retain their 'single dwelling covenants' so as to preserve the existing character of particular areas for as long as possible. The St Lucia portion of Salter Point, for example, is currently coded R15 which precludes more than a single dwelling on all but one lot within that area; however, residents have pointed out the possibility of changes to either the R-Codes or the City's current or future Town Planning Schemes, or both, which could open the area to greater development. This situation would be strongly opposed by the majority of the St Lucia residents, and they see the restrictive covenants as another layer of 'protection'.

Another area suggested by submitters as warranting this further 'protection' is the western portion of Waterford. This estate grew incrementally and is now proud of its character as a quality, modern single house suburb. While some 28 lots within Waterford are capable under the current R20 coding of being further developed, the majority of lots are too small (for as long as the R-Codes require a minimum land area of 900 sq. metres for two Grouped Dwellings). Of the 28 larger lots, only one property owner lodged a submission, that being in support of Amendment No. 15.

Within the two areas described above, there was not a strong mandate from residents to remove restrictive covenants. Consequently, the City supports those submitters who request that these two areas be excluded from the proposed clause 4.11(1) which would be introduced by Amendment No. 15 and facilitate the removal of covenants elsewhere throughout the City.

**DETERMINATION OF SUBMISSIONS**

Having regard to the preceding comments, Council recommends that submissions supporting Amendment No. 15 be **generally UPHELD**, and submissions opposing Amendment No. 15 be **generally NOT UPHELD**. However, those opposing submissions suggesting that certain portions of the City be 'quarantined', are **UPHELD**.

**CONCLUDING ACTION**

IT IS RECOMMENDED that:

- (a) Amendment No. 15 to the City of South Perth Town Planning Scheme No. 6 **be adopted with modification.**
- (b) The Council of the City of South Perth under the powers conferred upon it by the *Planning and Development Act 2005* hereby amends the above Town Planning Scheme by:
  - (i) inserting a new Clause 4.11 immediately after clause 4.10, as follows:

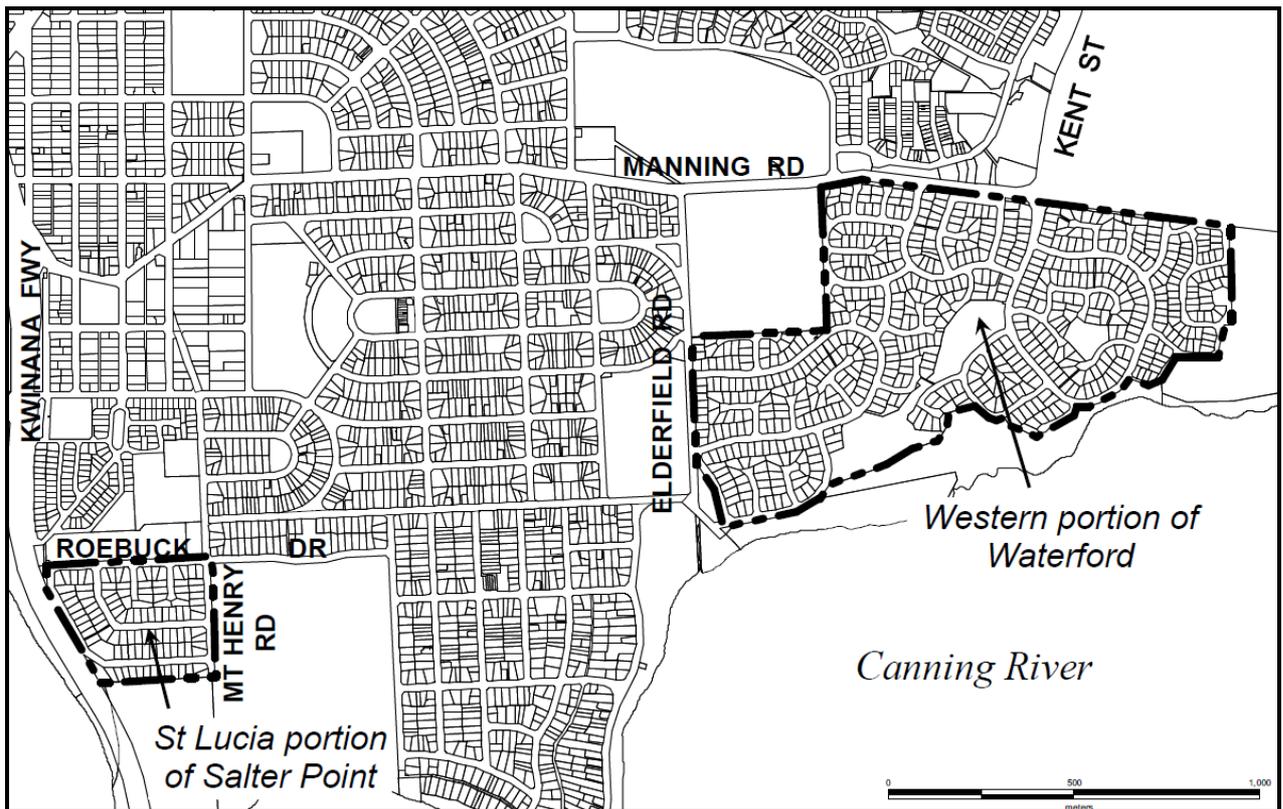
**“4.11 Removal of Restrictive Covenants Affecting Density**

    - (1) Subject to sub-clause (2), a restrictive covenant affecting any land in the Scheme area by which, or the effect of which, is that the number of dwellings which may be constructed on the land is restricted to less than the number permitted by the Scheme (including any covenant purporting to restrict subdivision), is hereby extinguished or varied to the extent that it is inconsistent with the density provisions of the Residential Design Codes which apply under the Scheme.
    - (2) Sub-clause (1) shall not apply to any land identified in Schedule 9 as being excluded from the provisions of sub-clause (1).” ;

and
  - (ii) inserting immediately following Schedule 8, the following new Schedule 9 'Areas Excluded from Clause 4.11(1)' :

Schedule 9  
Areas Excluded from Clause 4.11(1)

Refer to Clause 4.11



LEGEND



Areas excluded from the provisions of clause 4.11(1) relating to the removal of restrictive covenants affecting density

City of South Perth  
**Town Planning Scheme No. 6**

**Schedule of Submissions**  
**Amendment No. 15**  
**Removal of Restrictive Covenants affecting Density**



**Civic Centre**  
Cnr Sandgate Street and South Terrace  
SOUTH PERTH WA 6151

Monday to Friday: 8.30am to 5.00pm  
Enquiries: Gina Fraser, Senior Strategic Planning Officer  
Telephone: 9474 0778  
Facsimile: 9474 2425  
Email: [ginaf@southperth.wa.gov.au](mailto:ginaf@southperth.wa.gov.au)  
Web: [www.southperth.wa.gov.au](http://www.southperth.wa.gov.au)

## Amendment No. 15 to Town Planning Scheme No. 6

## Schedule of Submissions

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>Submissions 1.1 to 1.37 UNCONDITIONALLY SUPPORTING Amendment No. 15</b>		
<p><b>1. Non-specific support for Amendment No. 15</b></p> <p>We support the proposed Amendment.</p> <p><i>[These submitters own properties in Manning (Cloister Avenue, Henning Crescent, Pether Road), Salter Point (Edgewater Road, River Way, Salter Point Parade, Unwin Crescent, Welwyn Avenue) and Waterford (Carlow Circle, Kilkenny Circle, Kilrush Place, Tralee Way)]</i></p>	<p>The submitters' support is noted.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be generally <b>UPHELD</b>; and</p> <p>(b) Amendment No. 15 be proceeded with, but in a modified form.</p>	
<p><b>2. Removal of covenants is a progressive approach</b></p> <p><i>Owner of unit in Clydesdale Street, Como, comments:</i></p> <p>I am impressed by the positive, progressive change that the City of South Perth has made in removing such antiquated restrictions. I can only imagine positive results from such a move, resulting in better use of land, amenities and infrastructure. I imagine commercial areas will also benefit from increased demand.</p> <p><i>Owner of land in River Way, Salter Point, comments:</i></p> <p>The removal of restrictive covenants which restrict the permissible number of dwellings on a site will advantage the Council and the Ratepayers. I support the removal for the following reasons:</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>The comments are noted. However, Amendment No. 15 would not be introducing a removal mechanism for the first time, there being other legal processes that can already be followed to achieve this. The "<i>Land Titles Registration Practice Manual</i>" produced by Landgate and available on their website (<a href="http://www.landgate.wa.gov.au">www.landgate.wa.gov.au</a>), lists three available means of removing or modifying restrictive covenants:</p> <ul style="list-style-type: none"> <li>• by agreement between the parties having an interest in the covenant;</li> <li>• by an order of the Court; or</li> <li>• by the implementation of a Town Planning Scheme under section 11 in Schedule 7 of the <i>Planning and Development Act 2005</i>.</li> </ul> <p>In the case of 'single dwelling covenants' which are the subject of Amendment No. 15, the first option is not open to affected owners, because the party who was responsible for the placement of the restrictions no longer exists. The second option, while available to any affected owner, reportedly involves great cost which precludes this option for many owners. The final process, being enabled through this Scheme</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>2. Progressive approach (cont'd)</b></p>		
<ul style="list-style-type: none"> <li>• Firstly, more homes can be built on the new subdivisions, hence the Council will receive additional rates to cover the increasing expenditure every year.</li> <li>• Secondly, more new homes can be built to prevent the area from turning into a slum with old shacks in 30 years.</li> <li>• Thirdly, more new lives in our neighbourhood will support our Council in the future.</li> </ul> <p>Sections of Salter Point are fortunate to be bordered by the river on two sides. The topography allows for high, wide views enjoyed by many homes. We also have the benefit of being minutes away from the Perth CBD. It is therefore an area of increasing interest in the property market.</p> <p>I note with interest the number of new homes and rising property values in the Melville area. As you are aware, the Melville Council removed all restrictive covenants some years ago. Perhaps without our restrictive covenants, a similar urban renewal and the resultant benefits in value and lifestyle could also be effected in this section of Salter Point.</p>	<p>Amendment, has been requested by many owners as a simpler, more affordable option.</p> <p>The purpose of Amendment No. 15 is not to increase the Council's rates base or provide the City with greater financial benefit. Nor is it to stimulate urban renewal, although it is acknowledged that these effects might result. The main reasons for implementing Amendment No. 15 are to:</p> <ul style="list-style-type: none"> <li>• update TPS6 to include a legitimate process which is not currently available to this City's landowners through a Scheme provision, but which is permissible under current Planning legislation and is available to residents in several other local governments; and</li> <li>• eliminate a conflict which exists between two parallel sets of residential density controls operating in some parts of the City, being TPS6 and 'single dwelling covenants'.</li> </ul> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <ol style="list-style-type: none"> <li>(a) the comments be generally <b>UPHELD</b>; and</li> <li>(b) Amendment No. 15 be proceeded with, but in a modified form.</li> </ol>	
<p><i>Owners of land in River Way, Salter Point, comment:</i></p> <p>It is quite obvious by driving around this area that many homes are in decline, leaving the suburb in a state of stagnation. Once the restrictive covenants are lifted, it will allow new development and families to move here and inject new life into this beautiful suburb.</p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>2. Progressive approach (cont'd)</b>		
<p><i>Owners of land in Sulman Avenue, Salter Point, comment:</i></p> <p>We have lived on and off in Salter Point since 1960, and view the regeneration taking place in the suburb favourably. In our opinion better use is being made of facilities and local businesses are much better supported with the increase in population density.</p>		
<p><i>Owner of land in Howard Parade, Salter Point, comments:</i></p> <p>As a resident currently affected by the restrictive covenants mentioned in your letter, I fully support your proposal for their removal. As the urban density continues to increase in metropolitan Perth, the restrictive covenants limiting the permissible number of dwellings to less than the zoning requirements have become outdated and irrelevant in today's terms. I acknowledge that Salter Point is an exclusive and sought-after area, and one way of maintaining its exclusivity is to keep the housing density to a minimum. However, I feel that the generous minimum zoning requirements determined by the Council is adequate in achieving this.</p> <p>The restrictive covenants were obviously set out many years ago, and should no longer apply to the Salter Point of today, Consequently if your proposed amendment is abandoned, the City of South Perth will prove itself to be archaic and out of touch with the realities of today's society.</p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>2. Progressive approach (cont'd)</b>		
<p><i>Owner of land in Success Crescent, Salter Point, comments:</i></p> <p>We have owned our home since 1944 and have lived in it since 1978. We believe it would be a sound idea to lift restrictive covenants affecting density, as we think it is outdated and antiquated. In the 21st century we need to be looking to our present with an eye to the future, conscious of the history of South Perth that has and is playing a vital role in the progress of the Metropolitan area and state viz Kwinana Freeway, Rail to Mandurah, plus the Network of roads that serve the residents of South Perth commercially and residentially. On this basis, we would like restrictive covenants removed.</p>		
<p><b>3. Need to eliminate conflicting development entitlements</b></p> <p><i>Owner of land in Mullingar Close, Waterford, comments:</i></p> <p>I support the proposal. It has been contrary to orderly planning when developers can place restrictive covenants (as to density) on blocks at the time of creation, that subsequently are contrary to Town Planning Schemes that are amended from time to time.</p> <p>Over time, the enforcement of density restrictions becomes problematic when developers have completed and left an estate. The current Planning Scheme should prevail.</p>	<p>The comments are noted. The inconsistency between the two forms of density control is one of the main reasons for this Scheme Amendment. The existence of two parallel but conflicting legally implemented development controls is not consistent with orderly government, although it is recognised that 'single dwelling covenants' were not initiated by the local government, but are a private legal arrangement binding particular landowners.</p> <p>These restrictive covenants were put in place before local Town Planning Schemes were introduced in metropolitan Perth, and hence were the only means available at the time for imposing detailed building requirements to ensure a high quality of development.</p> <p>The <i>Town Planning and Development Act 1928</i>, came into operation on 1 November 1929, becoming the first piece of Town Planning legislation in the State. It is believed that this was the year after the 'single dwelling covenants' in</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>3. Need to eliminate conflicting development entitlements (cont'd)</b></p>		
<p><i>Owner of land in Tandy Street, Salter Point, comments:</i> I support this amendment because removal of many covenants has already occurred, but at great expense and effort on the part of individual owners. It would be sensible to have all property under the Town Planning Scheme.</p>	<p>question were created. The Act provided for local governments to create local Town Planning Schemes and the "First Schedule" of the Act listed matters which were permitted to be dealt with by general provisions of local Schemes. Item 15 in this list read as follows:  "15. The extinction and variation of any right-of-way or easement public or private, or of any restrictive covenant or covenants affecting land."</p>	
<p><i>Owners of land in River Way, Salter Point, comment:</i> We believe that the proposed amendments will result in equity and simplicity of process. The restrictive density covenants are a historical anachronism and removal will enable significant improvements in the areas of the City currently affected.  We commend the Council in proposing this Amendment and support the proposal. Our best wishes for a successful outcome.</p>	<p>The same provision continued in all subsequent updated versions of that Act and is also included in the replacement <i>Planning and Development Act 2005</i>. Thus, as recently as 2005, the State government sanctioned Town Planning Scheme provisions for the purpose of facilitating the removal of certain restrictive covenants. Further, the Western Australian Planning Commission's <i>Model Scheme Text</i> comprising Appendix B to the <i>Town Planning Regulations 1967</i> on which local governments are encouraged to model their Town Planning Schemes, contains a clause very similar to that which is proposed in Amendment No. 15. This clause has been in place since the MST was first appended to the Regulations, on 22 October 1999. Such a clause has been adopted by 15 other metropolitan Councils, a leader in this issue being the City of Melville, in 1985. Thus, this City's proposed Amendment No. 15 is consistent with long-established State government and local government Planning practice.</p>	
<p><i>Owners of land in River Way, Salter Point, comment:</i> We wholeheartedly support Amendment No. 15. Our property is encumbered by a restrictive covenant limiting development to a single residence. The proposed amendment will remove a burdensome anomaly whereby some properties in the Scheme area are encumbered and some are not.</p>	<p>In terms of ensuring high quality housing in the affected areas, market forces and Town Planning mechanisms now work together to achieve the same goal. At present, Single Houses require planning approval by the Council, and the design of developments is one element which is examined closely by the City with advice from its Design Advisory Consultants when appropriate.</p>	<p style="text-align: right;"><b>(cont'd)</b></p>

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>3. Need to eliminate conflicting development entitlements (cont'd)</b>		
	<p>The City favours the use of legislative and policy Town Planning controls rather than relying on privately imposed restrictive covenants to control the density and quality of development. While restrictive covenants are a legally imposed mechanism, the City considers that Town Planning Schemes and policies are more reliable than restrictive covenants in that the process is more rigorous. Restrictive covenants may be introduced by a relatively simple process, with no community consultation, and may be removed by the Supreme Court following the applicant obtaining a wide spread of signatures from neighbours; an application to the Supreme Court is rarely refused, even if some neighbours object. Town Planning controls, on the other hand, must be endorsed by the local government, the community, and the Western Australian Planning Commission, with final approval by the Minister for Planning before they can be implemented, amended or removed. Scheme provisions are generally more easily enforceable at law than would be a breach of a restrictive covenant requirement. The local government cannot become involved in breaches of a restrictive covenant, and cannot withhold a planning approval on the basis of non-compliance with the provisions of a restrictive covenant, if the proposal complies with all relevant provisions of the Town Planning Scheme.</p> <p>Unlike Town Planning Scheme provisions, restrictive covenants are only designed to benefit a small number of individuals who are directly party to the covenant. If a landowner was not originally a party to the covenant, or has since taken steps to have the restriction removed or modified, then development of the property need not comply with the restriction. On the other hand, Town Planning Scheme provisions are designed to benefit the entire community and are created, modified and removed through a public and accountable process.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <ul style="list-style-type: none"> <li>(a) the comments be generally <b>UPHELD</b>; and</li> <li>(b) Amendment No. 15 be proceeded with, but in a modified form.</li> </ul>	

## Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>4. Legal removal processes already exist</b></p> <p><i>Owner of land in Sulman Avenue, Salter Point, comments:</i></p> <p>I support the proposal. Legal channels currently exist which allow the removal of the restrictive covenants, albeit a costly, time-consuming and inconvenient process to the ratepayer.</p>	<p>The comments are noted. The submitter is correct in pointing out that the Amendment is not introducing the first or only means of removing restrictive covenants. Other legal processes have existed for many years, and have been successfully used by many landowners to remove their restrictive covenants with the City's support.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be generally <b>UPHELD</b>; and</p> <p>(b) Amendment No. 15 be proceeded with, but in a modified form.</p>	
<p><b>5. Knowledge and experience of process</b></p> <p>I am the licensee and owner of a South Perth-based real estate agency that has the longest history in Salter Point and holds the largest market share of business in the Salter Point area. I am known as the expert for modifying the covenants and how to do so in the most cost-effective way.</p> <p>For over 25 years, I have carried out business with these properties and the problem of the restrictive covenant. In my 25 years experience there has never been a failure to modify a covenant. It is simply how much it costs and how long. The Courts and the local government are supportive and the local residents are providing consents of 80% to 90% for each application. The sadness of this is that it will cost from \$15,000 to \$35,000 per application. This cost is borne by the landowner and the money goes to the legal profession.</p> <p>The Supreme Court's time and assets are tied up in basic paper work. There is no way that the modifications will be</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>The following comments and recommendation relate to all of the submissions included under item 5 of the unconditionally supporting submissions 1.1 to 1.37.</p> <p>These submitters' knowledge and experiences in relation to removal of their 'single dwelling covenants' are noted.</p> <p>In particular, the City is grateful to a submitter for the detailed information generously provided in relation to the history and placement of the 'single dwelling covenants' in his portion of Salter Point. The information is most useful to the City in showing the extent to which the covenants have already been removed in the vicinity of the submitter's property. The information provided also includes examples of the documentation required to be prepared for each property within 270 metres of the subject land as part of the process for removal of a 'single dwelling covenant' through the Supreme Court.</p> <p>The City notes the costs and processes described by some submitters when removing their 'single dwelling covenants' through the Court processes.</p> <p>Some submitters refer to the covenants as 'discriminatory'. It is understood that this reference is made in relation to the fact that the restrictions were not placed on <b>every</b> property within affected areas. The City has been advised that the</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>5. Knowledge and experience of process (cont'd)</b>		
<p>halted. What this Town Planning Scheme Amendment will do is stop the money flowing to the lawyers and blocking up the Court system.</p> <p>The current policy provides a mixed zoning in an already low density, large lot area. The homes are 1953 war service or fibro homes that are almost block value.</p> <p>Removal of the covenant burden will increase redevelopment of the old homes where there is already sufficient infrastructure...river access, schools and sports facilities.</p> <p>Most of the residents are not against the removal of the covenants - their fears are through misunderstanding about the number of dwellings that can be placed on newly unencumbered land. Currently, the present system places unfair burden on neighbours, requiring mainly elderly people to make decisions that they do not understand. There are not many lots with covenants and many owners are not aware that they have them on their land.</p> <p>The South Perth Council has taken a great step in cleaning up some messy mixed zonings and dealing in a very simple way with a complex modification procedure. It is for this reason that I support this amendment.</p> <p>I am currently involved in the modification of 4 covenants at a cost to the owners of approx \$80,000. This is stopped, pending the outcome of your draft.</p>	<p>'single dwelling covenants' were imposed at the time of private sales by the developing company, Whitfords Ltd, after 1928, but were not imposed after the company ceased to exist in 1948, nor in relation to sales to the Government for State Housing or War Service Housing during this 20 year period. Hence, it could have transpired that an owner might have been restricted as to building potential while an adjoining neighbour was not, depending on the date of the land sale and to whom the land was sole between 1928 and 1948.</p> <p>The reference by some submitters to approximately twenty lots which still retain a restrictive covenant, is understood by the City to relate only to a portion of Salter Point in the vicinity of the property of a particular submitter. It is understood that many other properties throughout Salter Point generally, and within Manning and Waterford are also affected by 'single dwelling covenants'.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be generally <b>UPHELD</b>; and</p> <p>(b) Amendment No. 15 be proceeded with, but in a modified form.</p>	

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p><i>Owner of land in Sulman Avenue, Salter Point, comments:</i></p> <p>It is clear that circumstances today are drastically different from 2nd World War days when, I believe, the covenants were first written in. Population densities and subsequently public policies are, too. Hence the 20-plus lots that may still carry this covenant are really an oddity, out of the context of time. The encumbrance of a single dwelling covenant is meaningless and worse, wasteful in nature.</p> <p>I can speak with some authority on this last point as I have had to go through this process in 2005. It has caused me unwarranted stress and not an inconsiderable amount of money and time. This would be easy to see as it involved 182 households within my "270 metres circle of influence". Tasks included appointing consultants, making searches for details of owner/s and mortgagees; preparing and dispatching notices, receiving, collating and compiling their returns, knocking on doors ... The job of getting consent took me 6 long months.</p> <p>In the process of knocking on doors, I learned and observed that it also burdened and frightened the older and often single members of our society. Officious looking documents do not sit well with them.</p> <p>There was never a question of not getting enough people to support the lifting of the covenant, and this is evidenced by the number of covenants that have been modified or lifted over the recent past. This begs the question of why make</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>owners of lots with this restrictive covenant go through this wasteful and unproductive process. I suspect this observation rings just as true for the City, Planning and Supreme Courts' time. It is time to get the covenant removed.</p> <p>I hope my experience and opinion is helpful to the City in its decision making process.</p>		
<p><i>Owners of land in Welwyn Avenue, Salter Point, comment:</i></p> <p>As residents affected by such a restrictive covenant we support the proposed amendment to the Town Planning Scheme. The days of seeing women with young children in tow, door-knocking the neighbourhood collecting signatures for something that is already in accordance with City policy, are surely now over (!).</p>		
<p><i>Owner of land in River Way, Salter Point comments:</i></p> <p>Two of my near neighbours are single elderly women, as am I. Each of us suffers the impediment of a single dwelling restrictive covenant on our property Title. The value of our property would increase by some hundreds of thousands of dollars if we were able to subdivide. However as this involves lawyers and a Supreme Court hearing, the cost is a barrier and the process intimidating.</p> <p>As you know, this covenant was a historical choice not written into every Title. Those of us who suffer this impediment are forced to pay a cost not inflicted on the</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>rest of this suburb's population. As a result I believe this covenant is prejudicial to those of us unlucky enough to have had our Titles altered.</p> <p>As a result of not being able to fully capitalise on our property, our older homes tend to remain. Neighbours lucky enough to be without a covenant are able to subdivide. Not only do they enjoy the extra capital, new homes are replacing the original buildings. A thriving suburb enjoys constant renewal and renovation. However for those of us with a single dwelling covenant, it's as if time stood still.</p> <p>In closing, I appreciate your proposed amendment and I look forward to the end of a discriminatory handicap allotted to many of us within this suburb.</p>		
<p><i>Owner of land in Wexford Court, Waterford, comments:</i></p> <p>My dwelling has a restrictive covenant. As I am getting old I will have to sell the house soon. But with the covenant it will be difficult. In order to lift the covenant, I will have to obtain a Court Order which will be a lengthy and expensive process. I do not have the cash to go through the Courts. Therefore, I support this proposal for 'Removal of Restrictive Covenants Affecting Density'.</p>		
<p><i>Owner of land in River Way, Salter Point, comments:</i></p> <p>With reference to these covenants, our Title reads "the owner shall construct a single brick dwelling of no less than 500 pounds."</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>As this area in the 1920s was mostly bush, the covenant was obviously designed to stop owners from constructing fishing shacks. This certainly has no relevance to the current suburb.</p> <p>We own land in Salter Point, and had occasion to lift our restrictive covenant in 2005. Due to the high legal cost, we decided to research and create the individual statutory documents required for each property within a 270 metre radius of our lot (120 properties).</p> <p>Whilst it was enjoyable to meet so many in our community, many whom we have struck up lasting friendships, it was an extremely arduous task. Finally, six months later, we had 96% signed in agreement with the remaining 4% made up of unavailable overseas owners, 3 objections (two of whom live on subdivided blocks) and a couple of residents who would not sign as their borrowers had previously charged them a fee when stamping the documents.</p> <p>At this point it may be of interest that when we approached the financial institutions that held mortgages over the affected properties they demanded a fee for stamping our documents. The highest was \$425.00 per client. It is quite obvious that some of these lenders see these covenants as a 'cash cow'.</p> <p>Many owners were somewhat bemused as to why we were seeking their signature to lift a covenant on a property which did not affect their view. In some cases,</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p> <p>being some streets away, they had no knowledge of which actual property it was.</p> <p>Whilst the completed documents were awaiting Court hearing, we arranged a meeting at the City of South Perth with the Mayor, CEO and a Town Planner. At this meeting we outlined the history of these covenants and the overwhelming support for their removal and the high legal cost of the appeal process. We were aware that the City of Melville had lifted their covenants on mass. After some long discussion the officers were not prepared to follow Melville and instead suggested that the legal process was available to lot owners.</p> <p>The vast majority of these lots with restrictive covenants are owned by some of our most senior residents. Most came here when the area was bush and dirt tracks. Land was cheap and many were war service veterans. I don't think that I am speaking out of place that for many their only asset is their home.</p> <p>When enlisting signatures for the lifting of our covenant all were very keen to lift their restrictive covenants though the financial cost was far beyond them. A number would like to downsize to somewhat more manageable properties with the opportunity of care facilities. Whilst there are buyers to purchase their properties they are aware that there will be a substantial discount due to the covenant which is expensive to lift and takes up to 12 months.</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>I believe that in lifting these remaining covenants in Salter Point it would allow these elderly residents to achieve the true value for their properties and allow them to enjoy the rewards; no one likes to be ripped off to the tune of a couple of hundred thousand dollars by a smart entrepreneur.</p> <p><i>Owners of land in Sulman Avenue, Salter Point, comment:</i></p> <p>We are ratepayers subject to such a covenant, and we fully support any Council initiative to have it lifted.</p> <p>The covenant is there for historical reasons, and not for the current benefit of the community, or the improved amenity or streetscape. These are better served by the lifting of these covenants, and should not be subject to neighbouring residents' approval or otherwise. We understand the City of Melville did this some time ago, which in our opinion, has led to the success of their affected suburbs.</p> <p>For some time now we have signed off on many neighbours wishing to lift their covenants, but we suspect that as time goes by it will get harder to gain neighbour approval, as apathy sets in from those no longer affected, or newcomers who do not perhaps know the history of the area.</p> <p>In summary, we believe development is a necessary part of urban renewal, where residents take pride in their suburb and its amenities. Urban renewal becomes harder when residents in older houses find it difficult to develop or uneconomic to maintain their older homes.</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>We fully support the lifting of these covenants so that home owners are not at the behest of neighbours for approval, or subject to what we believe is an unfair cost.</p>		
<p><i>Owners of land in River Way, Salter Point, comment:</i></p> <p>I have received all the necessary signatures from surrounding neighbours at a cost of nearly \$10,000 with lawyers and am in the process of getting those people's banks to approve the subdivision and then I have to get it rubber-stamped by the Supreme Court at even more legal costs. It's ridiculous, as both neighbours on either side of me have subdivided and built. Surely there is a precedent set and this whole process is a waste of time and my money. Can you confirm to me if I can subdivide the block and I will get the process started with Landgate?</p>		
<p><i>Owners of land in Unwin Crescent, Salter Point, comment:</i></p> <p>We are very much in favour of the Council inserting a clause to remove the restrictive covenants in our area. Our main concern is the property next door, which is on a restrictive covenant and has the following problems but unfortunately will remain that way until the covenant is lifted and value added to become a saleable property.</p> <ul style="list-style-type: none"> <li>• It is very run down and no paint work for years;</li> <li>• No one living in the house for over 12 months;</li> <li>• Vermin seem to breed on the property (rodents, snakes);</li> </ul> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<ul style="list-style-type: none"> <li>• Grounds are awful and unkept - fire hazard especially during summer months;</li> <li>• Transient people are seen from time to time sleeping on the grounds and often looking over the fence into my property.</li> </ul> <p>All in all it is an eye-sore and is affecting the value of our and neighbours' properties.</p>		
<p><i>Owners of land in Welwyn Avenue, Salter Point, comment:</i></p> <p>We congratulate the City on its decision to implement this Amendment. As owners wishing to subdivide our land, we have recently been engaged in collecting the required consents of the 189 neighbours in our required 250 metre radius, to support an application to the Supreme Court. We have been appalled at the amount of trouble and expense this will entail.</p> <p>From a list of 189 lots, all could be contacted but we readily obtained 150 consents. We had only five who did not sign, two of whom expressed their support but would not sign any document. Ironically, the other three all lived on recently subdivided lots. We think this indicates that the elimination of these covenants has popular support and we commend it.</p>		
<p><i>Owner of land in Sulman Avenue, Salter Point, comments:</i></p> <p>Regrettably, my property falls within the sprinkling of properties with a restrictive covenant placed upon it. I</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>built my house in 1957 and took up residence that year. As a result, I have been a ratepayer for 52 years.</p> <p>Many years ago, I willingly agreed to forfeit 10 feet of land at the rear of my property so that River Way could be widened. The properties behind me were greatly advantaged as it allowed easier access for them.</p> <p>At my age, I would find it irksome to seek the approval of owners of adjacent properties in the 270 metre circle. A friend told me that it cost him \$15,000 to engage a lawyer for this purpose.</p> <p>My house is 52 years old and obviously will not last for ever, so demolition will be its outcome at some time in the future. I would urge the Council to give very serious consideration in passing the Amendment so that this gross anomaly shall give relief to the small number of property owners in this situation.</p>		
<p><i>Owner of land in Howard Parade, Salter Point, comments:</i></p> <p>I am pleased that you have raised the matter of restrictive covenants and fully support the move to extinguish them particularly in my locality of Salter Point and in Manning. Lots subject to the covenants were distributed throughout the area and interspersed with War Service Homes, State Housing and other private properties not subject to such restrictions. Consequently, the matter has been a point of contention and is certainly discriminatory.</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>It is noted that many properties subject to the restrictive covenants have received approval for additions and out-buildings etc which are contrary to the construction criteria which was included in some of the covenants.</p> <p>The present provisions for removal of covenants by way of a Court Order have been most expensive in terms of both cost and time. I have been told of properties in the neighbourhood where owners have incurred up to \$30,000 and in one case \$50,000 in costs.</p> <p>The problem is not just one of costs and time, but I understand:</p> <ul style="list-style-type: none"> <li>• has given rise to verbal abuse and embarrassment when people need to make door to door contact, difficulty in finding people at home, refusal to cooperate or just plain apathy; that written agreement is not only required from occupiers but also from absentee owners, banks and other mortgagors etc. I understand that some banks charge several hundred dollars to process an application for agreement;</li> <li>• there is inconsistency in what is required. Landgate advises that agreement is required only from those immediately affected. Others, including the Courts, require a majority of property owners and interested parties from within a radius of 250 metres or an extended area if sufficient numbers cannot be obtained in the lesser area;</li> </ul> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p> <ul style="list-style-type: none"> <li>• there are also extensive legal Court and solicitors' fees payable;</li> <li>• the process can take up to 12 months or more to complete.</li> </ul> <p>I believe the present system is discriminatory in that a single or a few properties are subject to the restrictions but neighbouring owners can subdivide, rebuild even a double-story building with a choice of materials, without such restrictive covenants.</p> <p>I would suggest that Council by-laws and are owned by some of our most senior residents. Most provisions are sufficient to cover building issues.</p> <p>In my case, I have a ¼ acre -1012 sq metre - block subject to a single residence, value and materials covenant.</p> <p>I am now 81 years of age, living alone and while I have no immediate wish to subdivide or to sell and leave neighbours I have known for over 45 years, I can envisage a time when the property is too large for me to maintain. At that time subdivision may have to be considered but would be beyond my means under the present restrictive covenant provisions.</p> <p>I therefore personally support the Council 's initiative to extinguish the restrictive covenants.</p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p><i>Owner of land in Sulman Avenue, Salter Point, comments:</i></p> <p>I would like to congratulate the City on the initiative to insert a new clause 4.11 'Removal of restrictive covenants affecting density'.</p> <p>I have always admired the City of Melville action on taking the same steps years ago in their Schemes which gave rise to the success of Melville, Applecross and Attadale.</p> <p>Words can't describe the extreme trauma an owner has to go through to have a covenant lifted under the present ruling. I was the first one to go through the Supreme Court under the present 270 meter circle ruling. I spent 1,500 man hours and it cost me a total of \$45,000 dollars to have it finalised.</p> <p>I am very happy at the prospect of the City of South Perth saving future generations of rate payers the expense and time.</p> <p>Something of note - for 23 to have covenants removed under the current system at \$45,000 dollars each will be a total of over ten million dollars to the ratepayers of those lots.  <i>[City's correction: the submitter's calculation is incorrect - the total would be over <u>one</u> (not ten) million dollars.]</i></p> <p>Because of the past and present difficulty in removing covenants it has stifled development in the area - and to make my point, I enclose photos of old homes on restrictive covenant lots for your judgement as to whether you consider this to be the case?? I am also enclosing photos of new buildings on subdivided land which have</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>helped increase values in the area.  <i>[Photographs are provided as part of the submission.]</i></p> <p>The potential of the City of South Perth receiving a say 15% increase on rates income from the area with the lift in appearance of the area - would be hard to argue against.</p> <p>With all the potential removals in the pipeline over future years it will eliminate the "nuisance problem" to ratepayers (which has become more apparent since the changes to the Act in 2002) of having to receive and adjudicate on consent forms. Some lots are far removed from their street!!</p> <p>I sense the City would be looked upon in very good light by all ratepayers by having taken charge and eliminated the future problem in this regard.</p> <p>For the City to act now could eliminate the situation when it may, at some future date, become impossible to get the required number of consent forms signed, thereby committing those properties to be forever undeveloped. An old home now will become very old in 30 years!!!</p> <p><b>Summing up my feelings in this submission:</b>                      The titles show that single covenants were only placed on land in Canning Location 37 Plan 5137 Vol 1008 Fol 35 which was sold by Whitfords Ltd between the years of 1928 and 19 March 1948, when the company went into liquidation. An audit of the title showed that 66 lots were sold during this time. The government of the</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Knowledge and experience of process (cont'd)</b></p>		
<p>day then proceeded to take up the land (267 lots) for State Housing War Service payment of rates and the practice of placing single dwelling covenants was totally discontinued (61 years ago).</p> <p>I am sure that there must be an agreement by all that the present owners who have inherited the restrictive covenants have done so more by an aberration of history.</p> <p>Therefore, I think it is grossly unjust that those owners who have a single dwelling covenant noted on the title, wishing to subdivide, are forced to go cap in hand for consent to his neighbours who have already subdivided or have two, sometimes four, strata titled lots and achieved this simply by complying to Scheme No 6. Those lots (as if by lottery in historical terms) were sold via the government after the March 1948 liquidation date.</p> <p>I am sure the amendment will be the catalyst for a new lease of life and Salter Point will rocket ahead - move over Melville, Applecross and Attadale!</p>		
<p><b>6. Intrusion into individual privacy</b></p> <p><i>Owner of land in River Way, Salter Point, comments:</i></p> <p>I have recently had the experience of door-knocking my neighbours in the process of removing my restrictive covenant. Included in the required legal paper work, comes information I would prefer not to be aware of. I now</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>The City is aware of the existing State government statutory process. It is assumed that the process was designed so as to identify all those who are legally party to a restrictive covenant and therefore have a legal right to comment on its removal. To enable all of the affected people to be identified, it is necessary to distinguish between those who own land and those who rent land. Also, mortgagees must be identified as they legally hold the rights to the mortgaged land, as if they are the owner.</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

*Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)*

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>6. Intrusion into individual privacy (cont'd)</b>		
<p>know who owns their home, who is renting, their previous address, who has a mortgage and even which bank holds their mortgage.</p> <p>I also know which neighbours refused to sign a letter of consent, and who became quite aggravated with my request.</p> <p>In discussion with neighbours who have previously gone through the same process I am pursuing now, it seems we have each had similar experiences. It is a shame that the experience of collecting signatures on letters of consent has separated neighbours into groups of good will or otherwise.</p>	<p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be <b>NOTED</b>; and</p> <p>(b) Amendment No. 15 <b>not</b> be modified in this regard.</p>	
<p><b>7. Increased density and 'Liveable Neighbourhoods'</b></p> <p><i>Owners of land in Edgcumbe Street, Como, comment:</i></p> <p>To quote "Liveable Neighbourhoods", we need to use excess space more sensibly with appropriate housing to accommodate our growing population. Therefore, provided the lifting of a restrictive covenant is in accordance with the R-Code for the area and adheres to the building, landscaping and parking requirements outlined for the particular area, we definitely support the removal of the restrictive covenants.</p> <p>To have a restrictive covenant on a property which restricts the permissible number of dwellings to less than the number permitted by the Town Planning Scheme is not economically sound. Infrastructure i.e. roads, power,</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>The submitter refers to a strategic Western Australian Planning Commission policy to better plan for expanding communities. One element of this and related policies, is to increase densities in strategically important locations, as well as concentrating development within existing urban areas by way of increased density codings to facilitate greater infill development.</p> <p>While Amendment No. 15 does not propose to increase density codings, it could assist the process of infill development by simplifying the existing complex and expensive legal process relating to removal of 'single dwelling covenants', making redevelopment more accessible for some people. To this extent, the submitter's comment is relevant.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be generally <b>UPHELD</b>; and</p> <p>(b) Amendment No. 15 be proceeded with, but in a modified form.</p>	

## Submissions 1.1 to 1.37 unconditionally supporting Amendment No. 15 (cont'd)

COMMENTS CONTAINED IN SUBMISSIONS	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>7. Increased density and 'Liveable Neighbourhoods' (cont'd)</b>		
<p>deep sewerage are already available. Progress and liveable neighbourhoods should be the prime consideration, not the short-sightedness that exists at the moment.</p> <p><i>Owners of land in Roscrea Close, Waterford, comment:</i></p> <p>We wholeheartedly support Amendment No. 15. Furthermore we would seek the building code to be changed to R25.</p> <p><i>[The submitters' land is currently coded R20.]</i></p>		
<p><b>8. Precedent by other Councils</b></p> <p><i>Owner of land in Sulman Avenue, Salter Point, comments:</i></p> <p>Similar amendments have been carried out by other Councils and do not give rise to any adverse outcomes.</p>	<p>The comments are noted. The City has found that at least 15 other local governments in Perth currently include provisions in their Town Planning Schemes to facilitate the removal of restrictive covenants which limit development, namely the Councils of: Armadale, Bassendean, Bayswater, Belmont, Cockburn, East Fremantle, Fremantle, Gosnells, Joondalup, Kalamunda, Melville, Rockingham, Stirling, Swan and Wanneroo.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be generally <b>UPHELD</b>; and</p> <p>(b) Amendment No. 15 be proceeded with, but in a modified form.</p>	
<p><b>9. Relaxation on building height</b></p> <p><i>Owner of land in Clydesdale Street, Como, comments:</i></p> <p>I sincerely hope that further progress will be made on softening restrictions on height, optimizing on the benefits of higher density housing and improving the quality of living.</p>	<p>The comments are noted. However, there is no intention to modify building heights limits as part of Amendment No. 15 and no such Scheme Amendment is proposed.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be <b>NOT UPHELD</b>; and</p> <p>(b) Amendment No. 15 <b>not</b> be modified in this regard.</p>	

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>Submissions 2.1 to 2.5 CONDITIONALLY SUPPORTING Amendment No. 15</b>		
<p><b>1. TPS6 densities should not be exceeded</b>  <i>Owner of land in Welwyn Avenue, Salter Point, comments:</i>                      Agree with amendment as long as it does not mean that additional dwellings above that prescribed in the TPS density provisions are permissible.</p>	<p>Amendment No. 15 will not affect residential density codings prescribed in Town Planning Scheme No. 6 (TPS6) and will not result in construction of a greater number of dwellings than is currently permitted by the Scheme.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be <b>UPHELD</b>; and                      (b) Amendment No. 15 <b>not</b> be modified in this regard.</p>	
<p><b>2. New development should respect local character</b>  <i>Owners with family interests in Edgcumbe Street, Henley Street and Park Street, Como, comment:</i>                      We are curious to know what the new zoning will allow for development.</p> <p><i>[Addresses provided by the submitter are currently coded R20/30 and R30.]</i></p> <p>Also, my feedback is that based on the built-up neighbourhood around our properties, it's probably a natural progression of 'movement with the times'.</p> <p>However, when you look at properties in Peppermint Grove and Cottesloe, they have such high land values purely because of the zoning restrictions. It's nice to drive through an area where there are stately properties. Then again, on such a throughway as Henley Street, there is not much point having a large house as the traffic spoils the ambiance.</p> <p>To clarify, I generally favour the proposed Amendment No 15.</p>	<p>The submitters enquire regarding proposed new density codings for various family-owned properties in Como. However, there is no proposal to change any residential density coding prescribed in TPS6. The density codings will remain as currently prescribed. In the case of any land with a dual coding, such as R20/30, development at the higher density is always subject to the applicant satisfactorily meeting the required number of performance criteria.</p> <p>The concerns of the submitters regarding a change of character are noted. For any new development resulting from the removal of a 'single dwelling covenant', all of the City's normal development requirements will continue to apply. For complex projects or where design quality is in question, proposals are often referred to the City's Design Advisory Consultants for comment prior to the City determining the application.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be <b>UPHELD</b> to the extent that the design of each proposal is currently assessed according to normal development process; and                      (b) Amendment No. 15 <b>not</b> be modified in this regard.</p>	

**Submissions 2.1 to 2.5 conditionally supporting Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>3. Street parking congestion should not increase</b></p> <p><i>Owner of land in River Way, Salter Point, comments:</i></p> <p>Firstly, I have no objections to Council eliminating the conflict between Scheme density provisions and restrictive covenants.</p> <p>Having said that, I would appreciate some consideration being given to street and off-street parking in River Way, Salter Point. At the moment, it is very congested and with continuing development proposed (higher density), the problem is only going to get worse. Families with two to four cars should make provision for on-site residential parking (not congesting the street). River Way is almost a one-way street because of heavy vehicular traffic (parking). Therefore, as widening is not an option, parking on the street must be strictly controlled. Your consideration and attention to this very real problem would be greatly appreciated.</p> <p><i>Owners of land in River Way, Salter Point, comment:</i></p> <p>While supporting Amendment No. 15, we would like to make comment, however, on one imperative requirement. The new Clause 4.11 would allow subdivision in certain areas and street parking problems could be a consequence. Therefore, off street parking, as well as dedicated street parking bays to enable safe access of vehicular traffic would be a matter of prime importance.</p>	<p>The street design of River Way has evolved over time to produce a relatively restricted carriageway. In recognition of this, City Policy P375_T contains the following provision:</p> <p><b>“3(a) Parking</b>  <i>In conjunction with any new development of properties abutting River Way where dwellings rely upon River Way for vehicle access, two (2) visitor parking spaces shall be provided on site in addition to the two spaces normally required”.</i></p> <p>This provision was designed to ensure that any new development which takes place along River Way accommodates two car bays for occupiers of the dwelling, plus two visitor car bays, a total of 4 car bays for each new dwelling.</p> <p>Amendment No. 15 will not increase the density of development beyond that which is already permitted by TPS6. The submitter’s concern is appreciated by the City. However, each new dwelling with vehicle entrance to River Way should be provided with at least four car parking bays to accommodate two residents and two visitors on site. This should eliminate additional street parking.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be <b>UPHELD</b> to the extent that parking for new dwellings is currently being managed within the submitters’ area; and</p> <p>(b) Amendment No. 15 <b>not</b> be modified in this regard.</p>	

*Submissions 2.1 to 2.5 conditionally supporting Amendment No. 15 (cont'd)*

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>4. Before making a decision, the City should ascertain the number of affected properties</b></p> <p><i>Owner of land in Conochie Crescent, Manning, comments:</i></p> <p>On reading the information supplied, it is stated that 'the City is not aware of which specific properties are encumbered by a restrictive covenant relating to the permissible number of dwellings, although it is known that such covenants widely affect properties within the areas of Salter Point and Manning.'</p> <p>To understand the effects of such an amendment, I would have thought that knowing the number of properties being affected and their location, would be extremely important. Even a map highlighting 'general' areas / whole street blocks that this will affect.</p>	<p>The submitter does not indicate that he opposes the Amendment No. 15 proposal.</p> <p>For the City to gain a full appreciation as to which properties within the City are affected by 'single dwelling covenants', a title search for every piece of land within the City would need to be undertaken. For the purpose of testing community opinion on the Amendment No. 15 proposal, this information is not essential, although it would have been of great interest. Experience and 'spot title searches' of properties has shown that many properties throughout an extensive portion of the southern part of the City are affected by such covenants. The Amendment No. 15 report identifies the affected areas as being Manning, Salter Point and Waterford.</p> <p>The City contains approximately 19,000 rateable properties. The search would also need to include other currently non-rateable properties to confirm whether or not they are also subject to a covenant, possibly bringing the total to as many as 25,000 properties that need to be searched. The current Landgate fee for a title search is \$18; therefore, a comprehensive search of the kind needed to meet the submitters' suggestion could cost the City as much as \$450,000. The question arises as to whether this expenditure would be warranted so as to quantify an issue which is known to exist within the identified parts of the City. As proposed, Amendment No. 15 in its advertised form would include any property within the City which is affected by a 'single dwelling covenant'.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <ul style="list-style-type: none"> <li>(a) the comments be generally <b>UPHELD</b>; and</li> <li>(b) Amendment No. 15 be proceeded with, but in a modified form.</li> </ul>	

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>Submissions 3.1 to 3.16 OPPOSING Amendment No. 15</b>		
<p><b>1. Increased density will be detrimental to amenity</b>  <i>Owner of land in River Way, Salter Point, comments:</i>                      While I can appreciate the restrictive nature of the covenant and the inconsistencies inherent in the system, I am not in favour of the removal of the restrictive covenants. Salter Point and Manning are already quite high density suburbs and the Council appears to have no idea how high density the suburbs could become as it has no idea how many properties are affected! This will of necessity negatively impact lifestyle and facilities management. Is the Council financially prepared to upgrade facilities to compensate for the influx of new people? Property owners should already be aware of restrictive covenants on their property before they buy: <i>caveat emptor.</i></p> <p><i>Owners of land in Glasnevin Court, Waterford, comment:</i>                      We're strongly opposed to the proposed Amendment, which will decrease our standard of living. The change would promote cheap unit buildings in our area that is totally unacceptable. We have the right to keep the quality and peacefulness of our living conditions. Please DO NOT degrade our living conditions for the sake of commercial gains!</p> <p>If someone in the area argues that he also has the equal right to request the Amendment, then my response is this:                      (cont'd)</p>	<p>The following comments and recommendation relate to all of the comments included under item 1 of the opposing submissions 3.1 to 3.16. The City's responses to the various issues raised in relation to increased density, are provided as follows:</p> <p><b>(a) Objection to density increase</b>                      Related comments are not supported by the City. 'Single dwelling covenants' do not permanently restrict development, because they can be removed by legal processes, thereby enabling development to occur.</p> <p>The portions of the City known to be affected by 'single dwelling covenants', are predominantly coded R15 and R20. Under TPS6, every lot may be developed with the maximum number of dwellings permitted by the applicable density coding, whether or not the lot is affected by a 'single dwelling covenant'. However, for those properties with such restrictive covenants, each owner is responsible for removing the covenants before redeveloping the land. Many owners have undertaken this process through the Supreme Court, enabling them to redevelop. Consequently, a 'single dwelling covenant' does not permanently restrict or prohibit development, but at best, delays it until a 'restricted' landowner chooses to apply for its removal. Legal processes already exist to enable 'single dwelling covenants' to be removed. Therefore, Amendment No. 15 would not, in itself, serve to increase density, but would merely simplify the development process.</p> <p>Most of Manning, Salter Point and Waterford is coded R20. This density coding permits the development of two dwellings on lots 900 sq. metres or larger, provided that they were coded R20 on the date of coming into effect of TPS6, being 29 April 2003. Lots not coded R20 prior to TPS6                      (cont'd)</p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>he should not have bought into our area if he was not happy with the 'restrictive covenants' clearly written on his property title. On the contrary, we bought into this area in the belief that the current 'restrictive covenants' would be legally bounding permanently. Otherwise we would not have moved here and paid the amount we thought worthwhile for this quality of life. The proposed Amendment is retrospective and would change our living conditions, which is simply NOT fair and very upsetting.</p>	<p>but now coded R20, require a minimum land area of 1,000 sq. metres in order to accommodate two dwellings. Many lots within these parts of the City are smaller than the required minimum size. This means that those lots may only be developed with one dwelling under current development requirements, even if the 'single dwelling covenant' is removed.</p> <p>Having coded large portions of the City R20, the City expects that eventually every lot of sufficient size could potentially be developed to the maximum permitted by TPS6. This would be supported by the City. Two dwellings on a lot of 900 or 1,000 sq. metres or larger, is not considered to be high density. The Residential Design Codes (R-Codes) nominate codings up to and including R25 as being "low density".</p>	
<p><i>Owner of land in Waterford Avenue, Waterford, comments:</i></p> <p>I am extremely disappointed with the proposed amendment to remove the restrictive covenant.</p> <p>One of the most attractive features of the Waterford area and a large factor behind our family's decision to buy in the suburb was the availability of (relatively) large blocks close to the Perth CBD.</p> <p>The disadvantages of allowing subdivision include:</p> <ol style="list-style-type: none"> <li>1. Purchase of blocks by land speculators / developers not intending to live within a family-friendly environment.</li> <li>2. A subsequent increase in transient populations, especially given the suburb's vicinity to Curtin University. As a general statement, short-term renters are unlikely to maintain properties to the degree that owner-occupiers do, leading to a decrease in property conditions and suburb values as well as appearance. <p style="text-align: right;"><b>(cont'd)</b></p> </li></ol>	<p>Comments relating to the existing low density character of the affected areas are appreciated by the City. However, other mechanisms could be employed to ensure that this character is protected. At a future time, the City is committed to preparing precinct-based streetscape design guidelines throughout the City for those areas with a special character worthy of being preserved and enhanced. As part of this process, there will be an opportunity for residents to participate in the framing of any guidelines relating to their area. This will assist in protecting identified aspects of the existing streetscape character which are valued by the local community.</p> <p><b>(b) Reflection of community needs</b></p> <p>Amendment No. 15 was initiated as a result of repeated requests over many years by residents wanting to remove their 'single dwelling covenants'. Some submitters have questioned the number of such requests; however, these requests were not documented by the City and the number cannot be determined.</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>3. Decrease in general socio-economic status of the suburb - smaller houses / units generally sell or rent more cheaply than larger houses and therefore can be afforded by people in differing socio-economic circumstances. If this appears elitist and politically incorrect, so be it - there is a reason that people work hard to afford a better environment for their families.</p> <p>The Council's decision appears to be based on economic factors only and has failed to take into account quality, aesthetic and social factors.</p> <p>In conclusion, please register this feedback as negative against the proposal.</p>	<p>Should Amendment No. 15 be finalised, the City will have the means of facilitating the removal process. Up until now, however, without such means, many have proceeded to remove their covenants through the Court which was the only process available to them.</p> <p>The City has a responsibility to maintain TPS6 so as to best reflect the current needs of the majority of the community, and to regularly update its provisions by way of appropriate Scheme Amendments. Clause 9.8(1) of TPS6 reads as follows:</p> <p><i>“The Council shall keep the Scheme under constant review and where appropriate carry out investigations and study with a view to maintaining the Scheme as an up-to-date and efficient means for pursuing community objectives regarding development and land use.”</i></p>	
<p><i>Owner of land in Elderfield Road, Waterford, comments:</i></p> <p>I object to the proposed Amendment 15 to TPS6 for the following reasons:</p> <p><b>1. Heritage:</b> Most (all?) properties in Waterford are subject to a density restrictive covenant. This was established at the original subdivision of the area by the Christian Brothers in 1987. Due to the low density of the area, Waterford now retains a high quality and almost unique riverside ambience of open space, quiet and peacefulness.</p> <p><b>2. Loss of neighbourhood amenity:</b> Waterford retains a high amenity due to its low density. Its roads are</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>Amendment No. 15 fulfils this requirement.</p> <p><b>(c) Increase in cheap rental housing</b></p> <p>Related comments are not supported by the City. Submitters fear that the removal of 'single dwelling covenants' will result in an increase in cheaply-built rental housing and a transient student population, especially given the suburb's proximity to Curtin University. They fear that this will result in long-term low maintenance of properties, leading to a decrease in property values throughout the suburb generally.</p> <p>However, many owners have already removed their restrictive covenants without the affected suburbs losing their appeal to long-term residents.</p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>relatively safe, the suburb is quiet, and its skyline is uncluttered with closely grouped buildings. This is largely due to the barriers to subdivision and creation of duplex blocks in the area, despite blocks being of a similar size to neighbouring suburbs. These barriers include a low R-Code as well as restrictive covenants on density.</p> <p>One of the largest drivers to loss of amenity is the number of vehicles now observed in growing households. Even with low density this can result in four or more vehicles per dwelling. When subdivided, vehicle density increases, and with insufficient general storage and parking space on a block, cars then line the streets, and general traffic in the area increases beyond design limits of the suburb.</p> <p>Riverside suburbs such as Applecross, Nedlands, Dalkeith and Shelley have changed significantly since they increased their building density and, in my opinion, lost a lot of the charm of their riverside locations. While density can be managed through R-Codes, these are able to be changed through resolution of Council, and the attitude of the members at the time. Once subdivision and development begins, such a change is not able to be undone. Restrictive covenants common to the entire Waterford suburb should be retained as it helps maintain the overall atmosphere and quality of the Waterford area, particularly as one of the few remaining un-subdivided riverside suburbs.</p>	<p><b>(d) Some areas should be 'quarantined'</b>                      Submitters suggest that some areas should be excluded from any clause introduced to extinguish 'single dwelling covenants'. These areas are discussed below:</p> <p><b>(i) Western portion of Waterford:</b> Due to its high quality, relatively new housing stock, Waterford should retain the restrictions to subdivision and Grouped Dwelling development. Submitters point out that although this relatively modern estate contains a variety of housing designs and styles, this creates a homogeneity that adds to its appeal. Subdivision could lead to an interruption of rhythm and scale, and detract from the streetscape.</p> <p>Based on the current R20 coding under the 2008 R-Codes, a brief analysis has shown that the area of Waterford west of Clontarf contains approximately 28 lots that are capable of containing two Grouped Dwellings. These are generally scattered throughout the area west of Waterford Avenue.</p> <p>Within this same area, the numbers of submissions supporting and opposing Amendment No. 15 are roughly equal, with 7 supporting and 6 opposing the Amendment. The numbers are relatively low and there is no clear mandate for the City to change the current situation in this part of the City.</p> <p><b>(ii) St Lucia portion of Salter Point:</b> The local name of St Lucia relates to a small area of Salter Point bounded by Roebuck Drive, Mt Henry Road and Edgewater Road.</p> <p>Submitters describe the 'undeveloped' nature of this relatively</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p><i>Owner of land in Elderfield Road, Waterford, comments:</i></p> <p>Currently, if a land owner wishes to remove a restrictive covenant from the title of a property, a Court Order must be obtained. This seems entirely appropriate. Why should those few who wish to buy and subdivide in order to make a quick profit by selling to a developer, and do not even wish to actually live in this pristine area have any right whatsoever to request that the Council change the covenants and diminish the quality of life for those who wish to remain here?</p> <p>It is unnecessary, irresponsible and abhorrent that the Council should propose to remove the covenants in Waterford and degrade the tone of the quiet residential suburb which has larger blocks and more widely spread houses that we and other-long term residents bought into and chose to live in. The removal of the covenants can only result in further congestion and degrading of our peaceful area.</p> <p>There are numerous other areas in the City of South Perth where people can buy smaller blocks, if that is what they desire.</p> <p>Please do not remove Waterford covenants. They are in fact not “<b>restrictive</b>”, but rather “<b>beneficial</b>” to the lifestyle that we residents desired when we settled here.</p>	<p>isolated pocket of Salter Point as being part of its special appeal to residents, many of whom purchased their land because of the development restrictions imposed by the covenants.</p> <p>Most of the housing stock within this area was constructed during the 1960s and 1970s. Lots range in size from 708 sq. metres to 2,592 sq. metres, with the majority in the 700s. Based on the current R15 coding under the 2008 R-Codes, the area contains only one lot that is capable of containing two Grouped Dwellings.</p> <p>Within the St Lucia area, the number of submissions opposing Amendment No. 15 outnumbers those supporting it, with 4 opposing and 2 supporting the Amendment. Neither of the supporting sites are capable of redevelopment with more than a single house. As with Waterford, the number of submissions is low and there is no clear mandate for the City to change the current situation in this part of the City.</p> <p>Some research has been undertaken as to the manner that other local governments have addressed the issue of ‘single dwelling covenants’. While most of the 15 metropolitan Councils to include restrictive covenant extinguishment provisions in their Town Planning Schemes have based their clauses on the <i>Model Scheme Text</i>, one has a significant variation which would fit the situation emerging in this City. This is an exclusion clause, defining areas which are not affected by the main extinguishment clause. For the City of South Perth, such an exclusion could cover areas which warrant ‘protection’, such as the western portion of Waterford and the ‘St Lucia’ area of Salter Point.</p>	<p style="text-align: right;"><b>(cont'd)</b></p>

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p><i>Owners of land in River Way, Salter Point, comment:</i></p> <p><b>We oppose this resolution.</b> We have resided in Salter Point for over 15 years and purchased our property with two covenants (subdivision and height - both on our property and surrounding ones).</p> <p><b>We are opposed to the removal of the covenant</b> as what is transpiring lately is that by allowing subdivisions along Sulman Avenue, River Way and Salter Point Parade we are seeing a significant increase in housing density which is affecting properties' views of the river and hills as well as their privacy.</p> <p>Adjoining property values are being affected on the downside through this (obviously not for the speculators who are subdividing, but for existing land owners who want to retain the lot size and not cash in on the chance to divide and on-sell).</p> <p>Our concerns are that by splitting blocks in this area we will see construction on the rear of blocks that will result in side views being restricted (this has been the case recently and the City would have received from my knowledge several complaints). Construction could well see an increase in building heights on these blocks.</p> <p>Could you please clarify that the height restrictions that are in place along Sulman Avenue, River Way and Salter Point Parade will still be enforced, despite removal of the</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>Consequently, the Council supports the concept of excluding those areas from the general extinguishment clause.</p> <p><b>(e) Concern regarding speculative development and transient population</b>                      Related comments are not supported by the City. The socio-economic composition of the community is not a valid Planning consideration. In addition, while some smaller properties are rented, many are occupied by owners comprising smaller family groups who value and enjoy the locality for its finer qualities but do not want the maintenance responsibilities often associated with larger properties.</p> <p><b>(f) Heritage aspects of restrictive covenants</b>                      Related comments are not supported by the City. While the 'single dwelling covenants' relate to a time when there were limited Town Planning controls mechanisms, this is no longer the case. The City has a range of TPS6 and R-Codes controls, in addition to Policies which guide and protect various aspects of residential development throughout the City. All of these controls have been adopted by the City through public processes in which the community was given opportunities to comment. The resulting sets of controls are deemed to be appropriate for residential development within the City. Restrictive covenants are not Town Planning controls, but in the current case, 'single dwelling covenants' are purporting to fulfil the same function but in a way which is in conflict with TPS6. This is not appropriate.</p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>restrictive covenant.</p> <p>Our immediate and current concerns are that an adjoining lot to us - a lot that fronts Salter Point Parade and comes under the height restrictions of Salter Point Parade, is seeking to subdivide and our concerns are that the rear will come under River Way height restrictions - hence any building will therefore block views of at least 4 properties.</p> <p><i>Owners of land in Unwin Crescent, Salter Point, comment:</i></p> <p><b>We write to oppose the proposed blanket lifting of restrictions on the number of homes permitted on residential blocks in the Salter Point, Manning and Waterford areas.</b></p> <p>We moved to Salter Point ten years ago because we loved the trees, proximity to the river and general ambience of the suburb. For exercise, we enjoy walking and cycling and when we arrived ten years ago it was a pleasure to meander through the suburb. But then the letters started arriving asking for our permission to lift building restrictions so that more than one house could be constructed on single blocks. Initially we were neighbourly and agreed, but we now regret this and now refuse our permission, which makes no difference.</p> <p>Most blocks have been divided so the two houses can be built side by side rather than one behind the other. This has meant that the street frontage is very narrow. To</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p><b>(g) Building Height Limits</b>                  Related comments are not supported by the City. Existing building height limits will not be affected by Amendment No. 15, or by the removal of restrictive covenants by any other process. The building height limits prescribed by the Building Height Limit Maps of TPS6 will continue to apply and views for residents of Salter Point will continue to be protected by TPS6 provisions.</p> <p><b>(h) Retention of large lots in perpetuity</b>                  Related comments are not supported by the City. 'Single dwelling covenants' do not guarantee retention of large lots in perpetuity, because legal processes have always existed to enable covenants to be removed. Those submitters who believe that the City is confiscating a form of security which could not otherwise be removed, are mistaken. Individual owners may do so at any time.</p> <p>Insertion of a restrictive covenant removal clause into local government Town Planning Schemes is now quite commonly accepted. Schedule 7 of the <i>Planning and Development Act 2005</i> lists matters which may be dealt with in a local Planning Scheme.</p> <p>Clause 11 of Schedule 7 of the Act lists powers provided to local governments in relation to their town planning functions. The first of these powers is "<i>The extinguishment or variation of any restrictive covenant, easement or right of way.</i>"</p> <p>Related provisions are also contained in the <i>Model Scheme Text</i> which comprises Appendix B to the <i>Town Planning Regulations 1967</i>. This was adopted in 1999 by the Western Australian Planning Commission as a guide for local governments to follow when preparing their Town Planning</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>maximise the investment, the owners have built large houses as close to the verge as possible. This leaves a very small area on which vehicles can be parked. Many homes seem to have more than two cars and, so as to allow those in the garage easy access, the extra cars are parked on the side of the road. Often on the footpath. This is especially the case on River Way. It is now impossible to go for a walk or ride along River Way without taking one's life in one's hands. Welwyn Avenue and Mt Henry Road have become equally dangerous since the trees were planted in the middle of the road allowing less space for safe street parking. The corner of Sulman Avenue and Hope Avenue has become an accident waiting to happen with several cars regularly parked on the verge corner and on the street corner making it impossible to see cars coming up and down Hope Avenue. (Are they running a business there?)</p> <p>I have attached some photos that I took of River Way in July 2008. I sent these to the Council then but the same cars are still parking in the same places. <i>[The submitter provides photographs as part of the submission.]</i></p> <p>The other problems that permitting the old, often sound, homes to be knocked down so that two houses can be built, are:</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>Schemes. Model clause 5.4 comprises provisions similar to those proposed in this City's Amendment No. 15.</p> <p>It has also been found that about half of the local Planning Schemes of metropolitan Councils contain such provisions, one of the earliest being the City of Melville in 1985.</p> <p>While it is not compulsory for local governments to include such provisions in their Town Planning Schemes, it appears that more and more Councils are choosing to do so, and that this is sanctioned by the Minister and the Western Australian Planning Commission. It is therefore reasonable and proper for the City of South Perth to insert the proposed clause 4.11.</p> <p><b>(i) Irreversible change to character of the area</b></p> <p>Some submitters object to other owners developing their land with two dwellings, making a quick profit, then leaving the area. Related comments are not supported by the City. The concern is that short-term owners can change the character of the area in a way that can never be reversed, and that long-term owners must suffer the results. However, this is the case currently. If an owner is prepared to meet the cost of removing a covenant through the more complex and costly process provided by the <i>Transfer of Land Act</i> involving a Supreme Court order, it could be viable to do so when the land is on-sold at current market prices. The selling price could be inflated so as to cover at least part of this additional cost. While the concerns are noted, the situation will not be worsened by this Scheme Amendment. The Amendment is merely simplifying a process which already exists.</p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<ul style="list-style-type: none"> <li>• Beautiful established street trees have to be cleared to allow two driveways. This spoils the ambience of the suburb as well as destroying homes to birds and small reptiles.</li> <li>• Many very large, noisy trucks and builders' 4WD vehicles parking anywhere they like during long and complicated constructions, thanks to the small block sizes. This causes roads to break up and dangerous conditions for children, cyclists and walkers. As well as disturbing the once beautiful quietness.</li> </ul> <p>Council must be stricter in enforcing illegal parking where it has already permitted blocks to be subdivided and make it clear to owners about to build, that street parking will only be possible if it doesn't endanger pedestrians, cyclists and other road users. And that parking is not permitted on footpaths.</p> <p>Council is rightly very strict on removal or pruning of street trees. It must also insist that established trees are not removed to allow for subdivision. If a tree is in the way and makes building two homes difficult, then permission for subdivision should not be granted.</p> <p>We ask that Council take into account these issues when it considers this proposal.</p>	<p><b>(j) Disturbance from redevelopment</b>                      The concerns are noted. Regrettably, any redevelopment will create some degree of noise and other disturbance. Noise issues are addressed by the City under the <i>Environmental Protection Noise Regulations</i>. The City can do little to prevent disturbance arising from demolition and construction vehicles visiting the site. The locality is subject to constant redevelopment and renovation, but each construction project is temporary in nature and results in the overall betterment of the district.</p> <p><b>(k) Need to maintain a range of lot sizes</b>                      Some submitters object to the blanket removal of 'single dwelling covenants' on the grounds that the City needs to retain a variety of lot sizes so as to provide choice for various lifestyles.</p> <p>The City agrees with this principle. One of the objectives listed in clause 1.6 of TPS6 is to -</p> <p><i>"(c) Facilitate a diversity of dwelling styles and densities in appropriate locations on the basis of achieving performance-based which retain the desired streetscape character and, in the older areas of the district, the existing built form character".</i></p> <p>Amendment No. 15 will facilitate the creation of smaller lot sizes for those who do not need larger properties. As previously explained, not every lot will be developed, due to insufficient land area of many. Only those with an area of 900 sq. metres or more, will be able to subdivide or redevelop with two dwellings.</p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p><i>Owner of land in Success Crescent, Salter Point, comments:</i></p> <p>I strongly object to the proposal to rezone the St Lucia area of Salter Point. We purchased the property in January 2009 because of its low density housing, large block (which is suitable size for a dog) and the family environment which has many of the neighbours knowing each other well. Additional development in this area will result in more cars crowding our narrow streets and more people, which conflicts with the "family atmosphere" we presently enjoy.</p> <p>We have paid a premium to live in a low density area and we wish to keep it this way. I urge you to abolish the removal of restrictive covenant proposal.</p>	<p>(l) <b>Retention of single house character in perpetuity</b></p> <p>Some submitters advise that they highly value the single house character of their locality. In fact, 'single dwelling covenants' do not control the number of dwellings in perpetuity, because once the covenant is removed, the land can be developed to the maximum permitted under TPS6. The more appropriate way to retain a single-house character is through Town Planning mechanisms. The City's Town Planning Schemes are reviewed every few years and this would be the most appropriate time for owners to suggest a density change, if this were desired. As part of this process, all residents will be invited to suggest changes to the Scheme and will have an opportunity to comment on all proposals. The Council would consider all suggestions and would recommend to the Minister for Planning on each one. The final decision would be made by the Minister, as in the case of this Scheme Amendment. The removal of 'single dwelling covenants' should not be viewed as a change of density coding or zoning in the Town Planning Scheme.</p>	
<p><i>Owner of land in Elderfield Road, Waterford, comments:</i></p> <p>I think it is reprehensible that you should even countenance such a move, for a young suburb as Waterford, mostly inhabited by people who have valued the caveat for single residential status, and who bought into here or bought a block and built because of that, in considering where to buy.</p> <p>Looking forward to an equitable approach with all stakeholders (we own the land and house) clearly given an opportunity.</p>	<p>(m) <b>Removal of street trees</b></p> <p>Street trees are generally protected. The City's Policy P350.5 relates to the protection or replacement of trees on development sites and on street reserves. The Policy states that except where a street tree is unhealthy, hazardous, an unsuitable species or would prevent the normal development of a lot, it must be retained. Where the City agrees that a street tree may be removed as a result of development, the applicant is to pay for the replacement of the tree in another location.</p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p><i>Owners of land in Carlow Circle, Waterford, comment:</i></p> <p>We object to Amendment No. 15, on the basis of issues to do with planning rather than any notion of self interest. We would appreciate our objections being registered on the following grounds:</p> <ol style="list-style-type: none"> <li>1. To increase the densities as described in your Scheme, in our opinion will not enhance the sense of community or the amenity of the localities included in the Scheme.</li> <li>2. Such increases in density have social implications due to the emergence of proximity issues and access issues, parking issues and design problems.</li> <li>3. To maintain the ambience of the suburban amenity experienced in the localities under consideration, there needs to be a good mix of blocks of the current size, supporting dwellings of the current size so that people have choice of block size, backyard size and / or the potential for further development on their own land.</li> <li>4. In terms of design it's certainly not desirable to be placing more than one dwelling in the rear portion of large blocks, or in old terms quarter acre blocks. We suspect the motives are for those who want to leave the area and cash in on the block sizes they leave, therefore leaving a congested situation for those who remain.</li> </ol> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>Having regard to all of the relevant considerations discussed throughout item (1) of the objecting submissions, the Council recommends that:</p> <ol style="list-style-type: none"> <li>(a) the comments be generally <b>NOT UPHELD</b>; however</li> <li>(b) those submissions suggesting the exclusion of the western portion of Waterford and the St Lucia portion of Salter Point from the general extinguishment clause, are <b>UPHELD</b>; and</li> <li>(c) Amendment No. 15 be <b>modified</b> to include a new Schedule 9 titled 'Areas Excluded from Clause 4.11 Removal of Restrictive Covenants Affecting Density', depicting the St Lucia portion of Salter Point and the western portion of Waterford as being excluded areas.</li> </ol>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>5. South Perth generally has a reputation as a suburban locality of tranquillity and harmony and we believe that this amendment does nothing to enhance the way of life for which South Perth has an outstanding reputation.</p> <p>6. We should learn from the outcomes of other local government authorities who have entered into these density proposals without considering the full ramifications of these decisions.</p> <p>We welcome the opportunity to comment on this proposal and trust our views and the above objections will be taken into account when Council is considering the matter.</p>		
<p><i>Owners of land in Success Crescent, Salter Point, comment:</i></p> <p>We register our unconditional objection to the proposal.</p> <p>Over ten years ago when looking for a location to establish our family home my wife and I specifically chose to move to the portion of Salter Point where the restrictive covenant effectively made for single residential living. The restrictive covenant situation was known to us through several friends already living in Salter Point and was one of the prime considerations in our house search. Since that time, we have built a new house on our block, and have started a family of two young children who have just started in local day care and kindergarten. We intend that this be our long term family home.</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p> <p>In our previous renting and home owner experiences in other suburbs we have experienced the negative impact of rising density rulings and increasing block subdivisions. Without exception traffic noise and residential noise increased substantially, and the streetscapes suffered. Not only did the number of people increase but generally a higher portion of rental tenancy meant generally lower regard for the upkeep of the verges, and increased traffic speeds and on-street parking making a more hazardous environment for children. The transient nature of tenants also made for a substantial lowering of neighbouring care particularly the 'informal' neighbourhood watch that most close neighbours naturally participate in.</p> <p>A removal of the restrictive covenant would feel like a betrayal of the terms on which we purchased our property, made improvements, paid our rates, and supported the local governing body.</p> <p>We believe that the removal of the restrictive covenant would reflect the wishes of active vocal minority motivated by financial gain. Large portions of Salter Point, Manning, Como, etc, already have duplex, triplex and above developments and in the interests of maintaining a balanced choice of residential lifestyle in the area, we believe that the existing restrictive covenant is more relevant than ever and therefore should be retained without amendment.</p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p><i>Owner of land in Success Crescent, Salter Point, comments:</i></p> <p>I object to Amendment No. 15 on the following grounds:</p> <ol style="list-style-type: none"> <li>1. Part of the appeal and the reason for purchasing our home was the existence of the covenant which legally ensured that we were buying into an area where large lots would be retained in perpetuity - accordingly at the time we were prepared to pay a premium for the house.</li> <li>2. The pocket of housing bounded by Roebuck Drive, Mt Henry Road and Edgewater Road is a small precinct comprising approximately only 110 homes. With large single residential lots this small precinct is an important component in ensuring a diversity in the range of housing opportunities in the City of South Perth, that locally ranges from R15 (Salter Point), R20 (Mt Henry Estate), R40 (Gracewood) and R80 (Mt Henry Tavern site). As such it is important to retain the current density at R15 to ensure a full range of housing opportunities within the City.</li> <li>3. The existence of large residential lots is a part of the City's history. In the same way that the City places significant emphasis on the retention of the street trees (eg box trees in Salter Point) as a link to the City's past and to retain the residential character and amenity of the area, the same justification is made to retain the present lot sizes in this same locality.</li> </ol> <p style="text-align: right;"><b>(cont'd)</b></p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>4. The purpose of the Amendment is stated "to eliminate the conflict between Scheme density provisions and restrictive covenants which restrict the permissible number of dwellings to less than the number permitted by the TPS". Whilst this might be the case in other areas, it is not the case in our precinct which is coded R15 which recognises the presence of these larger lots. The R15 code provides for a minimum lot size of 580 sq.metres, requiring a lot area of 1160 sq.metres in order to further subdivide. There are very few if any lots of this size in the locality so the restrictive covenant is not restricting "the permissible number of dwellings to less than the number permitted by the TPS".</p> <p>Please accept this letter as my submission and objection to the proposed Amendment No. 15.</p>		
<p><i>Owner of land in Success Crescent, Salter Point, comments:</i></p> <p>The property I own is one of 112 lots in the area defined on two sides by Aquinas College, and the Canning River / Freeway and an Aged Persons facility on the other two sides. All of these properties are subject to a restrictive covenant that limits development in the following terms:</p> <p>"Not more than one residence shall be erected on any of the Lots ...".</p> <p>I strongly <b>OPPOSE</b> the proposed amendment permitting the Council to extinguish this covenant.</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p> <p>When I purchased my property about 20 years ago, I received legal advice that the restrictive covenant on the above property could only be removed by the Supreme Court of Western Australia following consideration of an application by one or more parties to the covenant. Secure in this knowledge, I paid what many considered to be a premium to ensure the type of lifestyle that I wished for my family. No doubt others felt, and still feel, likewise, so that in recent years judging by the sale prices of properties in this locality. For example, recently a 726 sq.metres lot (including a house which was demolished) in Success Crescent was sold for about M\$1.2, a price for a single residence lot which is significantly greater than for other properties in the area which are not subject to such a covenant.</p> <p>Further, the lots are generally about 700 - 900m<sup>2</sup> (most about 750 sq.metres) in area although there are three or four associated with corners which are marginally larger (up to about 1,000 sq.metres) and one very large lot as a result of a merging of three original lots into a single unit with a single residence. The covenant has ensured a consistency of dwelling / density and a uniformity with no narrow frontage "garage streetscapes" or "battleaxe" blocks with their associated problems. The entire area is maintained to a high standard and is a highly sought after locality. Removal of the covenant could result in the larger lots being able to be subdivided (the only reason to remove a density restriction) whilst the majority would be unable to do so.</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p> <p>Although the lots in this area (formerly known as the St Lucia subdivision) may be considered large, many recent developments have resulted in houses that are at, or near, their permitted limits. For example, the lot immediately to the east of mine has a 3 level house that has been constructed to the 7 metre height limit and has a footprint 49.9% of the lot. Unfortunately the lot to the west of me is large and is occupied by a house built in the early days of the development of this subdivision. If the covenant were to be lifted, it could result in 2 residences which would seriously impact on the amenity of my property and effectively devalue it. The majority of houses are modern and, for example, in Success Crescent 14 of the 35 properties are large, single, new houses. It would not be well received if one or more of the older houses remaining were to be redeveloped as two residences.</p> <p>The Council position paper also states <i>"It is not possible to identify how many properties within the City are affected by the restrictive covenants."</i></p> <p>This is a damning statement: the City is prepared to enact legislation without knowing what properties or individuals will be affected! Of course, it IS possible for the City to get such information if it considers it relevant to the proper management of the City. At least then the City would know the extent of the issue with restrictive covenants, it would be able to ensure that all affected parties were</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p> <p>appropriately notified (rather than “saturation’ consultation”) and it could determine factual matters such as whether there is an association with existing covenants and the quality of localities and whether the majority of property owners in any particular location are in favour of change. If it was found there was an area or areas in which the existence of a covenant had been demonstrably to the detriment of the area or the land-owners, the City could suggest to the affected landholders that it would encourage and support the extinguishment of that particular covenant. To extinguish all restrictive covenants across the City blindly and without demonstrated merit, is extremely high handed and ignores the individual’s freedom and civil rights.</p> <p>There is, of course, the further issue: if the City is unaware of the number of parties to restrictive covenants or their identity, how can any response to this proposal be made on an equitable basis. An overwhelming number of the responses to this proposal could simply indicate that there are more persons who are not affected personally by covenants and thus the current legal rights are being overwhelmed by those who see the potential to capitalize on the abrogation of the rights others.</p> <p>I note that the bulk of the Amendment Report details a brief historical background and the ways local governments have found to circumvent the law relating to</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p> <p>restrictive covenants in the light of a previous State government decision not to proceed with extinguishing legislation. There is a paucity of fact as to why such covenants should be removed with only one small part referring to "anecdotal evidence". No evidence is provided against restrictive covenants other than the "disconnect" between City operations / Schemes / Bylaws and covenants (a fallacy as discussed above) and that Council receives an (unspecified) number of requests for written support for removal of covenants each year. Perhaps the City should accept that the persons subject to these covenants are happy with the arrangement just as the residents of Kensington wish to have an R15 zoning. And of course, the City doesn't actually know what or how big the problem with covenants is, as they only have "anecdotal information that a large number of properties are affected". If a large number of properties is involved maybe a lot of people want to jointly protect their rights by the certainty of a mutual agreement with their neighbours.</p> <p>In the modern democracy which we like to think exists in Australia I find it appalling that a local government would consider intervening in any private agreement which is legal, and to remove the rights of those individuals by a third party. The democratic principle surely is that the majority of stakeholders determine the outcome. If such covenants are burdensome then surely one should prohibit, legally, the creation of any new covenants and</p> <p style="text-align: right;"><b>(cont'd)</b></p>		

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>1. Increased density will be detrimental to amenity (cont'd)</b></p>		
<p>the “grandfathering” of existing covenants until such time as the parties elect to forego their agreement. This would be consistent with natural justice. Bureaucratic control, ignoring the wishes of stakeholders has no place in our community. To unilaterally remove the rights of individuals without their explicit agreement, without compensation and without knowledge of the possible outcomes of such action is dictatorship at its worst.</p> <p>Accordingly, I re-affirm that I strongly <b>OPPOSE</b> the Town Planning Scheme No. 6, Amendment No. 15 and request the City reconsider the rights of those of us who wish to enjoy the amenity of their homes and the security of their investment through a restrictive covenant as well as those who wish make a profit from their transient activities made possible by changing the laws and abrogating the civil rights of others to suit them alone.</p>		
<p><b>2. Local government should not interfere in private legal arrangements</b></p> <p><i>Owner of land in Success Crescent, Salter Point, comments:</i></p> <p>I am particularly opposed to the proposed amendment by the City as a matter of principle. A group of individuals have made a legally binding, private agreement (restrictive covenant) in the interests of each of the landowners party to the agreement. Should any of the participants wish to change the situation, there is a well-</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>Historically, the City has been cautious in its approach to removal of ‘single dwelling covenants’, being aware of the need to respect such private legal arrangements. Amendment No. 15 is not the first instance of Council consideration of requests from landowners to assist in the removal of such covenants. In 1996, in response to numerous requests at that time (not documented), the Council initiated Amendment No. 92 to the former TPS5. In that instance, the Council later resolved to not proceed with Amendment No. 92. Factors contributing to this decision were objections from the community (seven individual submissions and one petition representing 46 signatories) and two State government investigations into restrictive covenants and their implications to local government, which were then being</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>2. Local government should not interfere in private legal arrangements (cont'd)</b></p>		
<p>defined and relatively simple process for the matter to be impartially adjudicated through the Supreme Court of Western Australia. Although there is a cost involved, it is relatively small relative to the value of the real estate involved.</p> <p>The background paper released by the City also suggests there have been approaches seeking the powers of the local government to overturn these private covenants in their own personal interest and at the expense of the other participants to the agreement (why else would Council support be necessary?). Such approaches are clearly out of hand (p. 2 para. 6 "<i>Restrictive covenants are not administered by the Council</i>") and the applicants should be no more than directed to the appropriate legal authority which exists to resolve such issues.</p> <p>All landholders party to the covenant are so of their own free will and they purchased their property in full knowledge of the restrictions of the covenant. Should they consider that circumstances have changed and the covenant is no longer relevant, they can follow appropriate pathways for a legal determination either as an individual or in concert with all other parties to the covenant.</p> <p>To extinguish all restrictive covenants across the City blindly and without demonstrated merit, is extremely high handed and ignores the individual's freedom and civil rights.</p>	<p>conducted by State government agencies. These investigations were:</p> <ul style="list-style-type: none"> <li>• the Law Reform Commission of Western Australia review of a range of circumstances in which restrictive covenants should be used to restrict or regulate the subdivision, development or use of land or to preserve the amenity of land, and the role of local authorities in this process; and</li> <li>• the <i>Acts Amendment (Restrictive Covenants) Bill 1996</i>, which related specifically to 'single house' restrictive covenants which limit the number of dwellings that can be built on lots comprising an estate where every lot benefits from the restriction on every other lot.</li> </ul> <p><b>The Law Reform Commission review:</b> This review concluded in June 1997 with a number of recommendations which do not appear to have been implemented. The report recommended, among other things, that provision should not be made for Town Planning Schemes to automatically override restrictive covenants, and that the power to extinguish or modify a restrictive covenant should be transferred from the Supreme Court to the (then) Town Planning Appeal Tribunal. However, it further concluded that the circumstances in which restrictive covenants can be extinguished or modified should be made more liberal by providing, in addition, that the Tribunal should have discretion to extinguish or modify a restrictive covenant if it is satisfied that -</p> <ul style="list-style-type: none"> <li>(a) resulting development would not be out of character with, and would not adversely affect the amenity of, surrounding lots;</li> <li>(b) the restriction would impede a development that would be in accordance with the local Town Planning Scheme;</li> <li>(c) having regard to the Town Planning Scheme, retention of the restriction would prevent the land being developed for any purpose; or</li> </ul> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>2. Local government should not interfere in private legal arrangements (cont'd)</b></p>		
	<p>(d) retention of the restriction would prevent a subdivision or amalgamation that has been approved, with or without conditions.</p> <p>The review also noted that enforcement of restrictive covenants should remain as currently, a matter between the parties to the covenant, and that the local government should not become involved. The review further noted that a local government should not be required to vet development applications to ensure that they comply with a restrictive covenant. The Amendment No. 15 provisions are in the spirit of all of the above findings.</p> <p><b>Acts Amendment (Restrictive Covenants) Bill 1996:</b> At about the same time as the Law Reform Commission's review relating to the relationship between restrictive covenants and local government responsibilities, an <i>Acts Amendment (Restrictive Covenants) Bill 1996</i> was introduced. The Bill sought to amend both the (then) <i>Town Planning and Development Act 1928</i> and the <i>Transfer of Land Act 1893</i> so as to make it more difficult for local governments and individuals to remove restrictive covenants.</p> <p>The main purposes of the Bill were as follows:</p> <p>(a) <u>Town Planning and Development Act:</u> The Bill sought to prevent the Minister from approving any Town Planning Scheme amendment relating to extinguishment of a restrictive covenant unless the local government has conducted a poll of all residents affected by the covenant and less than 30% of affected residents oppose the proposed amendment. Where 30% or more oppose the proposed Scheme amendment, the local government may not submit the proposal and the Minister shall not approve it. No such further application may be made by the local government for at least 5 years. These provisions were never enacted.</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

*Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)*

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>2. Local government should not interfere in private legal arrangements (cont'd)</b></p>		
	<p>(b) <u>Transfer of Land Act</u>: The Bill sought to introduce the requirement that an individual may not apply to the Court for removal of the restrictive covenant unless the application is supported by at least 51% of the landowners who benefit from the covenant. While the Bill was not enacted at the time, later legislation, the <i>Transfer of Land Amendment Act 1999</i> and the <i>Transfer of Land Amendment Regulations Act 1999</i>, achieved a similar outcome.</p> <p>The Council has not acted precipitously in initiating this Amendment No. 15 and fully appreciates the need to balance private legal processes with legitimate Planning processes. Following the former Amendment No. 92 in 1996, the Council did not reconsider the matter for some twelve years until initiating Amendment No. 15 in May 2009 in response to the current requests. The Council remains of the opinion that this Amendment is fully compliant with the parent Act and is a proper statutory process.</p> <p>The City does not agree with those submitters who believe that this Amendment would constitute a breach of an individual's civil rights. Some of the City's reasons are set out below:</p> <p>There are several ways in which restrictive covenants may be extinguished, the most commonly used processes being:</p> <ul style="list-style-type: none"> <li>• by an order of the Supreme Court under the <i>Transfer of Land Act 1893</i>; and</li> <li>• by implementation of Town Planning Scheme provisions under the <i>Planning and Development Act 2005</i>.</li> </ul> <p style="text-align: right;">(cont'd)</p>	

*Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)*

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>2. Local government should not interfere in private legal arrangements (cont'd)</b></p>		
	<p>For comparison purposes, some of the main features of these two processes are outlined below -</p> <p><b>Extinguishment by Court Order</b></p> <ul style="list-style-type: none"> <li>(i) <u>Prescribed area of consultation:</u> A circle, drawn by a licensed surveyor, centred on the applicant's property, with a minimum radius of 250 metres and expanded by 10m increments until 200 affected lots are included, to a maximum of 270m.</li> <li>(ii) <u>Number of people required to be consulted:</u> Written consent must be obtained from at least 51% of owners and mortgagees of land within the prescribed area.</li> <li>(iii) <u>Method of consultation:</u> The usual method is by door-knocking by the applicant or the applicant's legal representative. Those neighbours who support the extinguishment are required to sign a legal form.</li> <li>(iv) <u>Consideration of objections:</u> Objections are not recorded or considered.</li> <li>(v) <u>Duration of consultation:</u> There is no minimum consultation period. Neighbours are sometimes requested to sign a legal document with little time to consider the proposal.</li> <li>(vi) <u>Means of extinguishment:</u> Supreme Court action, usually requiring legal representation.</li> </ul> <p><b>Extinguishment provisions in a Town Planning Scheme</b></p> <ul style="list-style-type: none"> <li>(i) <u>Prescribed area of consultation:</u> No minimum area is prescribed. In the case of Amendment No. 15, every landowner within suburbs known to be affected were consulted by mail - 3,049 landowners.</li> </ul> <p style="text-align: right;"><b>(cont'd)</b></p>	

*Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)*

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>2. Local government should not interfere in private legal arrangements (cont'd)</b></p>		
	<p>(ii) <u>Number of people required to be consulted:</u> No limit.</p> <p>(iii) <u>Method of consultation:</u> Submitters are encouraged to provide written comments on a prescribed submission form. However, written comments in any format are accepted. In the case of Amendment No. 15, the City used a range of methods, including mail, newspaper notice, City's web site, and display at the Civic Centre and City Libraries.</p> <p>(iv) <u>Consideration of objections:</u> All submissions, for or against the proposal, must be fully considered by the Council, the WAPC and by the Minister, before a decision is made.</p> <p>(v) <u>Duration of consultation:</u> At least 42 days.</p> <p>(vi) <u>Means of extinguishment:</u> Following inclusion of extinguishment provisions in a Town Planning Scheme, applicants may apply to Landgate for the removal of the covenant, submitting a Landgate form A5, the notice in the Government Gazette and evidence from the local government certifying that the land has been released from the restriction by resolution of the Council.</p> <p>Both of the above processes are legally valid, operating under two different Acts. Provided that all of the proper processes are followed, it cannot be said that a citizen's rights have been infringed. In fact, it could be said that the Town Planning Scheme process is the more democratic of the two, and protects the privacy of all residents better.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be generally <b>UPHELD</b>; and</p> <p>(b) Amendment No. 15 be proceeded with, but in a modified form.</p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>3. Increased traffic</b></p> <p><i>Owner of land in Davilak Crescent, Como, comments:</i></p> <p>I am against the increased density of dwellings in my area.</p> <p>One of the main reasons is the traffic in the area. There is no parking for existing householders in the street due to the all day parking of commuters using the train from Canning Bridge Railway Station. At times it is extremely dangerous for residents to reverse from their homes due to restricted viewing as a result of cars parked in the street.</p> <p>Increased housing will increase the flow of traffic and make an already dangerous situation worse.</p> <p><i>Owner of land in Unwin Crescent, Salter Point, comments:</i></p> <p>We are against any change, as at present within our area (Salter Point / River Way) the increase in dwellings has resulted in an increase of street parking by owner / occupiers. This congestion forces pedestrians to walk on the road.</p> <p><i>Owner of land in Elderfield Road, Waterford, comments:</i></p> <p>We moved to the area 8 years ago, well aware of the covenants preventing subdivision. The covenants ensured for us that the area would always remain at its current density levels, with the benefits that that offers. We paid a higher price than we would have paid elsewhere for that assurance. We also had the belief that the road traffic would remain constant as no additional housing was permitted.</p> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>Roads within most parts of the City are designed to accommodate low density residential traffic volumes. Relatively small increases of traffic resulting from R20 development are easily accommodated within the City's roads. The submitters' concerns have been considered by the City's Manager, Engineering Infrastructure, who has provided comments on the main issues raised:</p> <p><b>Canning Bridge area:</b> <i>The City has acknowledged that commuter parking in the streets surrounding the Canning Bridge Station and in particular Davilak Street, Roberts Street and Lockhart Street, are impacting on residents, creating access difficulties to properties and the loss of short-term day-time street parking. The City has already introduced measures to better manage parking at intersections and at crossings and additional controls will be introduced during 2010.</i></p> <p><i>The street network is operating well below capacity and with the parking controls in place or to be introduced, will cope adequately with traffic and parking demand. Therefore, any opposition to an increased number of dwellings on the grounds of traffic cannot be substantiated.</i></p> <p><b>Unwin Crescent:</b> <i>The City has acknowledged that many streets within the Manning / Salter Point area do not have a footpath. Unwin Crescent is one such street. While an infill program of paths would be consistent with Council Policy, a program has not been developed as a long term strategy. Rather, the City relies on an "as requested basis" for the provision of new paths.</i></p> <p><i>The obstruction caused to pedestrians by vehicles parking on the verge is more likely attributable to the absence of a path in the street rather than increased densities resulting in more street parking. Opposition to an increased number of dwellings cannot be supported on the grounds that without footpaths, pedestrians obstructed by parked vehicles on the verge, are forced to walk on the road pavement.</i></p> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>3. Increased traffic (cont'd)</b></p>		
<p>However since we moved here, we have already seen the traffic on Elderfield Road increase, to the point where the Council has found it necessary to add two traffic calming intersections and a roundabout. More recently, the right turn traffic from Challenger Avenue onto Manning Road has been forced to use the Elderfield Road exit and this has increased the traffic considerably. Traffic lights have been installed on Elderfield Road to accommodate the increased traffic flow.</p> <p>Activity in Challenger Reserve has also increased, further raising the traffic flow in the area.</p>	<p><b>Elderfield Road and Waterford Avenue:</b> This street has been classified as a Local Distributor Road since the inception of the State Road Hierarchy system in the mid-1980s. By its classification, Elderfield Road is expected to carry traffic in addition to that which would be generated solely from the street. The introduction of the signals at Manning Road is simply recognition of the increased traffic along Manning Road and the dangers associated with having multiple points of uncontrolled access along a District Distributor Road. Reducing the number of access points along Manning Road and the reduction in the volume of through-traffic from local streets by redirecting traffic to the distributor network, are fundamental principles to improve road safety and local area amenity.</p>	
<p><i>Owner of land in Waterford Avenue, Waterford, comments:</i></p> <p>A greater number of people correspondingly leads to a greater volume of vehicles, which again decreases the attractiveness of the suburb to families with children.</p>	<p>Elderfield Road is operating well below capacity. The traffic calming works along the street have no impact on capacity but are intended solely to ensure that vehicle speeds fall within the 85th percentile speed expected of an urban street. An increase in the number of dwellings will result in more traffic in Elderfield Road but not to the extent of exceeding capacity.</p>	
<p><i>Owner of land in River Way, Salter Point, comments:</i></p> <p>We object to the insertion of a new clause in TPS6 whereby the current restrictive covenants affecting density are removed, on the following grounds:</p> <ol style="list-style-type: none"> <li>1. While the amendments may be appropriate for Manning, Salter Point and Waterford as a whole, there are certain streets which should be excluded from the blanket removal of these restrictive covenants.</li> </ol> <p style="text-align: right;"><b>(cont'd)</b></p>	<p>Similar comments also relate to Waterford Avenue, which is also classified as a local distributor road. Such roads are designed to carry a greater volume of traffic than a local residential street.</p> <p><b>River Way:</b> The issue of exempting certain areas from the provisions of the possible new clause 4.11 was discussed above, in item 1(f) of the opposing submissions. In that recommendation, it was proposed that two areas should be exempt, namely the western portion of Waterford and the St Lucia portion of Salter Point.</p> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>3. Increased traffic (cont'd)</b></p>		
<p>2. To wit, one such street is River Way in Salter Point. At best it can only be described as a laneway. At present there are no street parking restrictions which at times makes it difficult to navigate from one end to the other.</p> <p>3. The proposal to allow multiple dwellings, without adequate garaging of say 3 vehicles per dwelling, will result in more street parking thereby compounding the current, unacceptable and dangerous situation.</p> <p>4. In addition, the proposed high density housing in Salter Point, Manning will create traffic issues as there are only limited access roads in and out of Salter Point and south of Manning Road.</p>	<p>In the case of the 'peninsula' portion of Salter Point centred on River Way, the basis of the submitter's concern is current car parking and traffic problems, rather than streetscape or character of the area. In terms of car parking, the City's Policy P375_T 'Development of Properties Abutting River Way' assists. The Policy requires that each dwelling relying on River Way for vehicular access must be provided with two visitor bays in addition to the car bays required for occupiers. The location of crossovers from the street into private car bays is determined at the discretion of the City's Director, Infrastructure Services in each case, to best complement future traffic flows in the vicinity.</p> <p>The City's Manager, Engineering Infrastructure comments:</p> <p><i>Submitters' comments in respect to controlling on-street parking is noted but at this stage the City is not considering any changes to the current status. There are many narrow streets in South Perth where parked vehicles on one side of the street reduces it to essentially two-way one-lane movement. Nothing in the Road Traffic Code or the City's Parking Local Law would preclude a driver from parking on the street providing there is three metres between the parked car and any other obstruction i.e. a vehicle parked opposite, a central raised or painted median, or the kerbline on the opposite side. However, a parked vehicle may not obstruct a crossing so as make access or egress more difficult than would reasonably be expected.</i></p> <p><i>Street parking is essential for tradesmen and visitors as well as overflow parking from the residences. To ban parking on one side of the street is an inconvenience to most homeowners and would only be considered if there was a widespread support to the proposal. At this time the City is not in a position to carry out a survey of all owners/residents to obtain their support or opposition.</i></p> <p style="text-align: right;"><b>(cont'd)</b></p>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>3. Increased traffic (cont'd)</b>		
	<p><i>With so many crossings on the south side of River Way any proposal for banning parking would be based on that side. I suspect this would not be received favourably by those property owners most affected by the loss of kerbside parking.</i></p> <p><i>The Liveable Neighbourhood publication of the Western Australian Planning Commission proposes that local access streets having weekday traffic flows not exceeding 1000 vpd, should be in the order of 5.5 to 6.0 metres in width. Street parking is still permissible, conditional on the applicable road regulations being observed and overtaking vehicles having to give way to approaching vehicles. River Way is classified as a local access street and has a pavement width in excess of the minimum.</i></p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <ul style="list-style-type: none"> <li>(a) the comments be generally <b>UPHELD</b>; and</li> <li>(b) Amendment No. 15 be proceeded with, but in a modified form.</li> </ul>	
<p><b>4. Restrictive covenant not in conflict with R-Codes</b></p> <p><i>Owner of land in Success Crescent, Salter Point, comments:</i></p> <p>The R-Codes set a maximum density for development. The restrictive covenant limits the housing density to less than the R-Coding and thus is NOT in conflict with the Town Planning Scheme, despite the statement on p. 2 para. 7 of the Amendment Report which states there is a "direct conflict".</p>	<p>Related comments are not supported by the City. The conflict between the TPS6 density coding and the 'single dwelling covenants' referred to by the City, relates to the fact that land which is encumbered by such a covenant cannot be developed to the maximum extent otherwise permitted by TPS6 by virtue of the limitation imposed by the covenant. The City sees this as a direct conflict.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <ul style="list-style-type: none"> <li>(a) the comments be generally <b>UPHELD</b>; and</li> <li>(b) Amendment No. 15 be proceeded with, but in a modified form.</li> </ul>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>5. Poor communication by the City</b></p> <p><i>Owner of land in Success Crescent, Salter Point, comments:</i></p> <p>I am extremely disappointed with the lack of information the City of South Perth has provided to residents regarding this proposal. We were only made aware of it following a letter from our neighbour. So much for "Council saturation". Surely information could have been included in our recent Rates notification?</p> <p><i>Owner of land in Elderfield Road, Waterford, comments:</i></p> <p>I have just been given a copy of a letter sent to one resident, by your Council, dated 6 July, 2009 (Reference PL/209/16), which would appear to have NOT been received at all by many residents. How appalling! My wife and I and our two next door neighbours have never received the letter. Thus you must restart the process, for good governance.</p> <p>Many, if not all, of us very rarely receive the weekly Southern Gazette (we have had three copies in two years), where you advertise such moves, we have not seen it covered in the Council newsletter, and any other reference I expect would omit clearly identifying Waterford. Even your letter received by our neighbour makes no specific mention of Waterford.</p>	<p>Related comments are not supported by the City. Two residents have advised that they did not receive the standard notification which the City mailed to all landowners in Manning, Salter Point and Waterford. The names of both submitters appear on the City's mail-out list, and the circumstance cannot be explained. The City mailed 3,049 notices, personally addressed to landowners, advising of the proposed Amendment and inviting comment. The Notice also explained where further details of the proposal could be accessed.</p> <p>While the submitters' frustration and disappointment at not having received the associated Amendment Notice is well understood, there does not appear to have been a fault in the City's consultation process. Other landowners in the same streets as these submitters received the information; so it can only be concluded that the fault does not lie with the City. The City is pleased that the two submitters lodged their comments nevertheless.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <ul style="list-style-type: none"> <li>(a) the comments be generally <b>UPHELD</b>; and</li> <li>(b) Amendment No. 15 be proceeded with, but in a modified form.</li> </ul>	

**Submissions 3.1 to 3.16 opposing Amendment No. 15 (cont'd)**

COMMENT CONTAINED IN SUBMISSION	COUNCIL'S COMMENTS AND RECOMMENDATION	COMMISSION'S RECOMMENDATION
<p><b>6. Motive of financial gain by the City</b>  <i>Owner of land in Elderfield Road, Waterford, comments:</i>            Trash the whole proposal, it is not required, other than to increase Council income, and dilute our values.</p> <p><i>Owners of land in Carlow Circle, Waterford, comment:</i>            We believe local government doesn't come to this issue with totally clean hands, as such amendments are possibly more about increasing revenue per lot than providing aesthetic outcomes for the localities.</p>	<p>Related comments are not supported by the City. The City will not gain financially from this Amendment proposal to a greater extent than it would if owners chose to remove their 'single dwelling covenants' by other processes. There is no direct conflict of interest or ulterior motive in the City initiating this Amendment.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be <b>NOT UPHELD</b>; and            (b) Amendment No. 15 <b>not</b> be modified in this regard.</p>	
<p><b>7. Objection based on professional knowledge</b>  <i>Owner of land in Pepler Avenue, Salter Point, comments:</i>            I have read the document setting out and explaining the proposed amendment.</p> <p>I fully understand the proposed amendment as I have relevant experience, knowledge and training that enables me to fully understand the proposed amendment.</p> <p>I am therefore <b>STRONGLY AGAINST</b> the proposed amendment.</p>	<p>While the submitter's strong objection is stated, the submitter does not explain the grounds of the objection, nor the type of relevant experience, knowledge and training. It is therefore not possible to respond more fully to the submission.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be generally <b>UPHELD</b>; and            (b) Amendment No. 15 be proceeded with, but in a modified form.</p>	

**MODIFIED**

City of South Perth  
**Town Planning Scheme No. 6**

# **Amendment No. 15**

**Removal of Restrictive Covenants affecting Density**



**Civic Centre**

Cnr Sandgate Street and South Terrace  
SOUTH PERTH WA 6151

Monday to Friday:

8.30am to 5.00pm

Enquiries: Gina Fraser, Senior Strategic Planning Officer

Telephone: 9474 0778

Facsimile: 9474 2425

Email: [ginaf@southperth.wa.gov.au](mailto:ginaf@southperth.wa.gov.au)

Web: [www.southperth.wa.gov.au](http://www.southperth.wa.gov.au)

MINISTER FOR PLANNING

FILE:  
PART OF AGENDA:



## **Proposal to Amend a Town Planning Scheme**

- 1. Local Authority:** City of South Perth
- 2. Description of Town Planning Scheme:** Town Planning Scheme No. 6
- 3. Type of Scheme:** District Zoning Scheme
- 4. Serial No. of Amendment:** Amendment No. 15
- 5. Proposal:** To amend the Scheme by inserting a new Clause 4.11 'Removal of Restrictive Covenants Affecting Density', to eliminate the conflict between Scheme density provisions and restrictive covenants which restrict the permissible number of dwellings to less than the number permitted by the Scheme.



**Resolution Deciding to Amend  
City of South Perth  
Town Planning Scheme No. 6**

**Amendment No. 15**

**RESOLVED THAT** the Council of the City of South Perth, in pursuance of Section 75 of the Planning and Development Act 2005, amend the City of South Perth Town Planning Scheme No. 6 by modifying Part 4 of the Scheme – 'Development Requirements for Residential Uses' by inserting a new Clause 4.11 as follows:

**"4.11 Removal of Restrictive Covenants Affecting Density**

A restrictive covenant affecting any land in the Scheme area by which, or the effect of which, is that the number of dwellings which may be constructed on the land is restricted to less than the number permitted by the Scheme (including any covenant purporting to restrict subdivision), is hereby extinguished or varied to the extent that it is inconsistent with the density provisions of the Residential Design Codes which apply under the Scheme."

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CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

Council Meeting dated: 26 May 2009



## **Amendment No. 15 to Town Planning Scheme No. 6 Amendment Report**

### **1. Introduction**

The City of South Perth Town Planning Scheme No. 6 (TPS6) became operative on 29 April 2003.

At a meeting held on 26 May 2009, the Council resolved to amend the Scheme in the manner described in this Report. At the same meeting, the Council endorsed the draft Amendment for advertising purposes. A copy of the Council resolution to amend the Scheme and the text of the draft Amendment are included as part of these Amendment documents. The proposal is to insert a new clause in the Scheme Text which will have the effect of extinguishing or varying restrictive covenants which restrict the permissible number of dwellings to less than the number permitted by Town Planning Scheme No. 6.

### **2. Historical Context**

Within the City of South Perth, principally in Manning and Salter Point, the certificates of titles of a significant number of residential properties are encumbered by restrictive covenants which restrict the permissible number of dwellings to less than the number permitted by successive district Town Planning Schemes. The typical wording of such covenants is as follows:

*"... no dwelling shall be erected upon the said Lot ... except one dwelling house with a garage and the usual necessary outbuildings ..."*

The covenants frequently go further, to also prescribe a minimum value for the dwelling and the required materials of construction.

These restrictive covenants were imposed on certificates of title of lots within a particular estate created by Whitfords Limited in 1935, for the purpose of ensuring a maximum density and minimum standard of development within that estate. The first district Town Planning Scheme was gazetted in 1972. That Scheme permitted many of the subject lots to be developed with two dwellings. As property owners began to seek approval for 'duplex' development, the issue relating to the restrictive covenants came into focus. The City continues to receive requests from property owners to amend the currently operative district Scheme, being TPS6 to facilitate the extinguishment of the restrictive covenants which are now seen to be redundant.

In 1996-97, in response to requests from property owners, the Council considered a possible Scheme Amendment for this purpose. TPS5 was then the operative district Scheme. At that time, two major investigations into restrictive covenants were under way. These were associated with a review by the Law Reform Commission of Western Australia and as part of the *Acts Amendment (Restrictive Covenants) Bill 1996*.

The statutory advertising of the 1997 draft Amendment resulted in a number of objections being received from residents of Salter Point. The Council supported those objections and as a result, the Scheme Amendment did not proceed to finality.

Since then, the two State Government investigations referred to above have been completed and the *Planning and Development Act 2005* (the Act) now addresses the extinguishment of restrictive covenants through suggested clauses contained in the Model Scheme Text included in the *Town Planning Regulations 1967*.

As previously mentioned, the City continues to receive requests from land owners within the affected areas, seeking an appropriate Scheme Amendment and, having regard to the related provisions now contained in the Model Scheme Text and the Act, the Council has decided to initiate another Scheme Amendment for the same purpose as the 1997 proposal.

### **3. Background information on Amendment No. 15**

This report considers the merits of amending the Scheme to overcome the 'artificial' development constraints which result from restrictive covenants, thereby enabling development to occur at the density prescribed under the Scheme and the Residential Design Codes. The Amendment process will provide an opportunity to gauge the current views of the local community on the desirability of the proposed changes.

Restrictive covenants are not administered by the Council. The Council only administers its Town Planning Scheme in relation to land use control. It is not possible to identify how many properties within the City are affected by the restrictive covenants, however anecdotal information obtained from property owners indicates that a large number of properties in the suburbs of Manning and Salter Point are affected.

Although the Council does not administer restrictive covenants, the power of the covenants overrides that of local government Town Planning Schemes. This creates a direct conflict which is not desirable for either the Council or the affected property owners. For example, although a particular lot may be able to be developed with two Grouped Dwellings according to the Scheme, a covenant on the title of the lot may restrict the permissible number of dwellings to one only.

Currently, if a land owner wishes to remove a restrictive covenant from the title of a property, a Court Order must be obtained. This is a lengthy and expensive process. Council receives a number of requests each year for its written support to remove Restrictive Covenants by Court Order.

### **4. Power to Extinguish Restrictive Covenants**

Section 69 of the Act states that a local Town Planning Scheme may make provision for all or any of the purposes, provisions, powers or works referred to in Schedule 7 of the Act. Schedule 7 includes the following power:

11. Powers

- (1) *The extinguishment or variation of any restrictive covenant, easement or right of way.*

Therefore, a local government may, by way of an Amendment to its Town Planning Scheme, extinguish a restrictive covenant. Once Notice of the Minister's final approval of

the Scheme Amendment has been published in the Government Gazette, a land owner may apply to Land gate for the removal of the covenant from the certificate of title, quoting the notice in the Government Gazette and producing a letter or other evidence from the local government certifying that the land the subject of the application, was released from all or a defined part of the covenant through the Scheme Amendment. The duplicate certificate of title for the land burdened by the covenant must also be produced by the landowner.

For the purpose of extinguishing or varying restrictive covenants, the Model Scheme Text provides an appropriate form of wording for an Amendment to a local Town Planning Scheme. The wording is currently under review. The Western Australian Planning Commission's 'Planning Bulletin 91' provides detailed background information and the draft revised wording.

## **5. Planning Bulletin 91**

The Western Australian Planning Commission's Planning Bulletin 91, released in July 2008, addresses the extinguishment or varying of restrictive covenants under local planning schemes. It clarifies that restrictive covenants and local Town Planning Scheme controls are not related as they provide for different forms of restriction. A restrictive covenant is a restriction on title whereas Town Planning Scheme controls arise from legislation regulating the use and enjoyment of land, which does not create an interest in land. The existence of a restrictive covenant, therefore, is not a relevant Planning consideration and the covenant must be disregarded by the local government in the determination of a development application except where the restrictive covenant arises from a decision on a subdivision or development application.

Planning Bulletin 91 recognises that clause 5.4 of the Model Scheme Text contains model provisions to extinguish or vary restrictive covenants which restrict or limit the number of residential dwellings which may be constructed, in a way which is inconsistent with the provisions of the Residential Design Codes (R-Codes) applicable under the Scheme. The Bulletin also notes that section 69 and clause 11 of Schedule 7 of the Act affects the enforceability of restrictive covenants as these provisions allow a local government to include in its Town Planning Scheme a provision which extinguishes or varies any restrictive covenants affecting land.

The Bulletin recommends that local governments advertise the extinguishment of restrictive covenants. The advertising expectation is satisfied by the advertising of the proposed Scheme Amendment. It is also recommended in the Bulletin that, after the Scheme Amendment has been finalised, further notification be sent to the affected landowners to confirm the extinguishment or variation of a restrictive covenant. However, the City is not aware of which specific properties are encumbered by a restrictive covenant relating to the permissible number of dwellings, although it is known that such covenants widely affect properties within the areas of Salter Point and Manning. Therefore, it is intended that, in addition to other forms of statutory advertising, 'saturation' consultation will be undertaken by a mail-out to all landowners in these areas, advising of the proposal and inviting comment. Further to this, following the final gazettal of the Scheme Amendment, all landowners who lodged submissions will again be individually notified by mail.

Once the Scheme Amendment is approved and gazetted and a landowner obtains planning/subdivision approval for a lot which is encumbered by a restrictive covenant, a letter from the City is required to be lodged with Landgate together with a request to extinguish/modify the restrictive covenant and payment of the applicable fee. Landgate will then issue new and unencumbered titles (strata or green) without the need for the

owner to seek a Court Order, as would otherwise be required under the Land Administration Act.

## **6. Conclusion**

Having regard to all of the matters discussed above, the proposed Amendment No. 15 is considered to be logical, and also consistent with the Act and WAPC's position. The Scheme Amendment will bring about the extinguishment of restrictive covenants to the extent that they conflict with the residential density provisions of the Scheme.

The Council now requests that the Western Australian Planning Commission and the Minister for Planning support the proposal.

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CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

**Report prepared by:**  
ALLERDING & ASSOCIATES  
AND CITY OF SOUTH PERTH

**Dated:** 26 May 2009

PLANNING AND DEVELOPMENT ACT 2005



## **Town Planning Scheme No. 6 Amendment No. 15**

***SUPERSEDED***

The Council of the City of South Perth under the powers conferred upon it by the *Planning and Development Act 2005* hereby amends the above Town Planning Scheme by modifying Part 4 of the Scheme – ‘Development Requirements for Residential Uses’ by inserting a new Clause 4.11, as follows:

### **“4.11 Removal of Restrictive Covenants Affecting Density**

A restrictive covenant affecting any land in the Scheme area by which, or the effect of which, is that the number of dwellings which may be constructed on the land is restricted to less than the number permitted by the Scheme (including any covenant purporting to restrict subdivision), is hereby extinguished or varied to the extent that it is inconsistent with the density provisions of the Residential Design Codes which apply under the Scheme.”

PLANNING AND DEVELOPMENT ACT 2005



## **Town Planning Scheme No. 6 Amendment No. 15**

**MODIFIED**

The Council of the City of South Perth under the powers conferred upon it by the *Planning and Development Act 2005* hereby amends the above Town Planning Scheme by:

- (i) inserting a new Clause 4.11 immediately after clause 4.10, as follows:

### **“4.11 Removal of Restrictive Covenants Affecting Density**

- (1) Subject to sub-clause (2), a restrictive covenant affecting any land in the Scheme area by which, or the effect of which, is that the number of dwellings which may be constructed on the land is restricted to less than the number permitted by the Scheme (including any covenant purporting to restrict subdivision), is hereby extinguished or varied to the extent that it is inconsistent with the density provisions of the Residential Design Codes which apply under the Scheme.
- (2) Sub-clause (1) shall not apply to any land identified in Schedule 9 as being excluded from the provisions of sub-clause (1).” ;

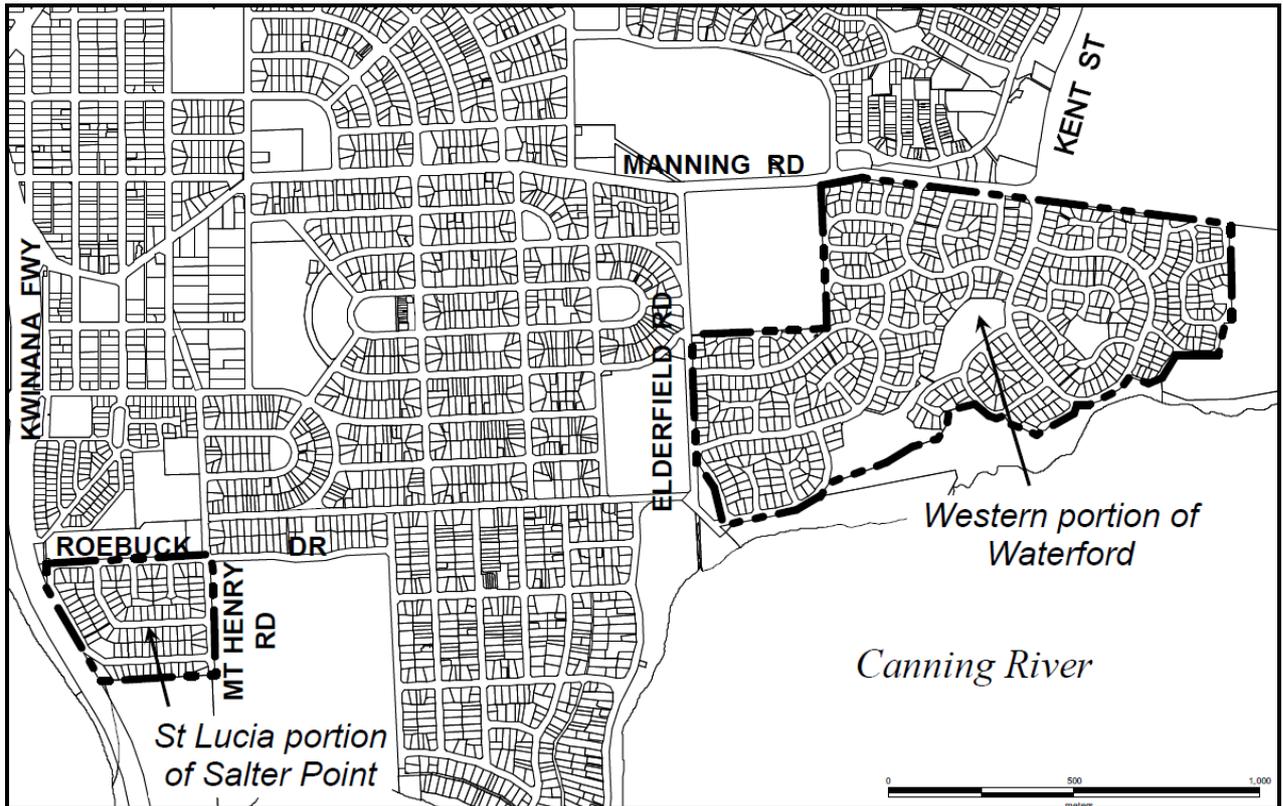
and

- (ii) inserting immediately following Schedule 8, the following new Schedule 9 ‘Areas Excluded from Clause 4.11(1)’ :

Schedule 9

Areas Excluded from Clause 4.11(1)

Refer to Clause 4.11



LEGEND



Areas excluded from the provisions of clause 4.11(1) relating to the removal of restrictive covenants affecting density

## **Adoption**

**ADOPTED** by resolution of the Council of the City of South Perth at the Ordinary Council Meeting held on 26 May 2009.

---

JAMES BEST  
MAYOR

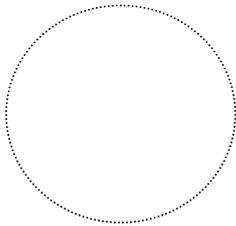
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CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

## **Final Approval**

**ADOPTED** by resolution of the Council of the City of South Perth at the Ordinary Meeting of the Council held on 23 February 2010 and the Seal of the City was hereunto affixed by the authority of a resolution of the Council in the presence of:

CITY OF SOUTH PERTH  
SEAL



---

JAMES BEST  
MAYOR

---

CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

### **RECOMMENDED / SUBMITTED FOR FINAL APPROVAL:**

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*Delegated under S.16 of the PD Act 2005*

Dated \_\_\_\_\_

### **FINAL APPROVAL GRANTED**

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JOHN DAY  
MINISTER FOR PLANNING

Dated \_\_\_\_\_

City of South Perth  
**Town Planning Scheme No. 6**

**Report on Submissions  
and Schedule of Submissions  
Amendment No. 18**

**Performance-based increase in building height limit  
for Penrhos College campus -  
Corner of Morrison and Thelma Streets, Como**



**Civic Centre**  
Cnr Sandgate Street and South Terrace  
SOUTH PERTH WA 6151

Monday to Friday: 8.30am to 5.00pm  
Enquiries: Senior Strategic Planning Officer, Gina Fraser  
Telephone: 9474 0778  
Facsimile: 9474 2425  
Email: [ginaf@southperth.wa.gov.au](mailto:ginaf@southperth.wa.gov.au)  
Web: [www.southperth.wa.gov.au](http://www.southperth.wa.gov.au)

**TOWN PLANNING AND DEVELOPMENT ACT 1928**

**CITY OF SOUTH PERTH  
TOWN PLANNING SCHEME NO. 6  
AMENDMENT NO. 18**

**REPORT ON SUBMISSIONS**

**AMENDMENT PROPOSALS**

The purpose of Amendment No. 18 to the City of South Perth Town Planning Scheme No. 6 (TPS6) is to increase the building height limit for Penrhos College, No. 6 Morrison Street, Como, where certain performance criteria are met.

**STATUTORY POSITION TO DATE**

At a meeting held on 23 June 2009, the Council resolved to amend the Scheme to increase the building height limit for Penrhos College, No. 6 Morrison Street, Como, where certain performance criteria are met. At a meeting on 25 August, the Council endorsed the draft Amendment No. 19 document for the purpose of advertising it for community comment. Council's report on the Amendment proposals, which was forwarded to the Western Australian Planning Commission for information on 9 September 2009, fully describes the background to, and the reasons for, the Amendment.

The Amendment proposals were advertised for a period of more than 42 days, between 20 October and 4 December, 2009.

**ADVERTISING OF AMENDMENT NO. 18**

**Clearance from EPA**

The required clearance from the Environmental Protection Authority was received on 29 September 2009.

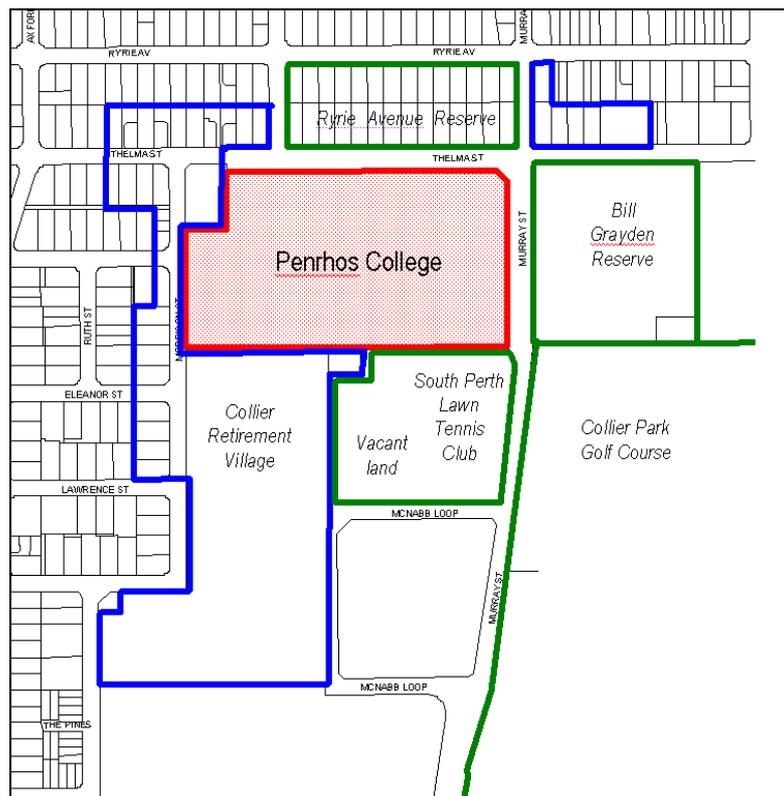
**Methods of advertising**

- Community consultation period of not less than 42 days: The consultation period commenced on Tuesday 20 October, with publication of the first of two newspaper notices, and concluded on Friday 4 December 2009, a period of 46 days.
- Southern Gazette newspaper: Notices were published in two issues of the 'City Update' column, on 30 October and 3 November 2009.

- Display Notices: The statutory notice and the Amendment document were displayed for inspection at the Civic Centre customer foyer, City's Libraries and Heritage House and on the web site. The web site facilitates written submissions by means of an electronic response form.
- Site Notices: Site notices were displayed for the duration of the advertising period, in the following locations:
  - generally opposite No. 110 Thelma Street;
  - generally opposite the end of Brittain Street;
  - generally opposite No. 7 Morrison Street; and
  - at the corner facing the junction of Thelma Street and Murray Street.

In addition to the above, Notices advising that Amendment No. 18 is available for inspection and inviting comment, were individually addressed and mailed to 50 landowners surrounding the site, as well as neighbouring residents of the City's Collier Retirement Village to the south. The extent of this mail-out is shown in Diagram 1, below.

**Diagram 1: Extent of mail consultation undertaken**



**LEGEND**

- Penrhos College
- Properties notified in writing
- Council-owned recreation reserves

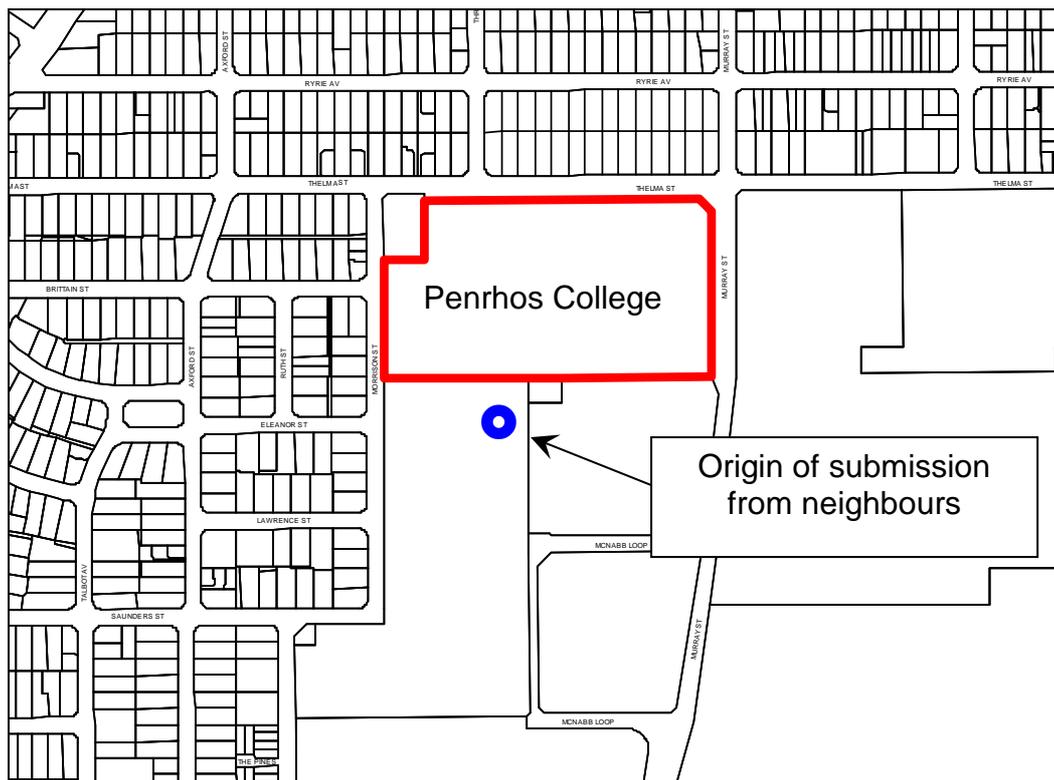
The Council further resolved that the following footnote be included by way of explanation on any notice circulated concerning Amendment No. 18:

*"This draft Scheme Amendment is currently only a proposal. The Council welcomes your written comments and will consider these before recommending to the Minister for Planning whether to proceed with, modify or abandon the proposal. The Minister will also consider your views before making a final decision."*

### SUBMISSIONS ON AMENDMENT NO. 18

During the advertising period, a total of 2 submissions were received, one of which was a letter of no objection from Western Power. The other, requesting amenity consideration, was a joint submission from three residents of the Collier Village to the south. The location of the origin of the submission is shown on the plan in Diagram 2 below:

**Diagram 2: Origin of Submission**



The submitters' full comments, together with the Council's response and recommendations, are contained in the Schedule of Submissions, below.

**CITY OF SOUTH PERTH  
TOWN PLANNING SCHEME NO. 6  
AMENDMENT NO. 18**

**SCHEDULE OF SUBMISSIONS**

TEXT OF SUBMISSION	COUNCIL'S RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>Submission 1.1 UNCONDITIONALLY SUPPORTING Amendment No. 18</b>		
<p>Western Power has its Collier Substation situated at the North Western Corner at the intersection of Thelma and Morrison Streets.</p> <p>The Cannington Terminal to Collier (71) 66kV transmission line travels south from the substation down Morrison Street. This transmission line requires setbacks for access, building clearances and public safety. For future reference, the required setbacks for this line is 17m(+/-8.5m either side of the centreline of the poles).</p> <p>The proposal submitted is satisfactory to Western Power as the required clearances will be maintained.</p>	<p>Having regard to all of the relevant considerations, the Council recommends that:</p> <p>(a) the comments be <b>UPHELD</b>; and</p> <p>(b) Amendment No. 18 <b>not</b> be modified in this regard.</p>	

TEXT OF SUBMISSION	COUNCIL'S RECOMMENDATION	COMMISSION'S RECOMMENDATION
<b>Submission 2.1 CONDITIONALLY SUPPORTING Amendment No. 18</b>		
<p><i>Three residents of dwellings in Collier Village jointly comment:</i></p> <p>Without prior knowledge of Penrhos College's future plans for their school, it is difficult to make a comment.</p> <p>However, we do hope all due consideration is given to aesthetics, proximity, shadow, etc, to our residents' homes.</p>	<p>The City is unable to advise with respect to future development plans for Penrhos College, because no firm proposals have been provided to the City. However, in the case of any future application for planning approval for the site, all of the City's normal assessment criteria will be applied. In addition to complying with all of the City's usual site requirements, including setbacks, plot ratio and landscaping, any development will now also have to comply with the proposed new performance criteria which will be added by this Amendment. One key requirement is that there be no overshadowing of the Collier Village site.</p> <p>Having regard to all of the relevant considerations, the Council recommends that:</p> <ul style="list-style-type: none"> <li>(a) the comments be <b>UPHELD</b>; and</li> <li>(b) Amendment No. 18 <b>not</b> be modified in this regard.</li> </ul>	

**CONCLUSION**

The proposed Amendment No. 18 has been advertised by means of the required forms of Notice. In addition, invitations to comment on the current proposal were forwarded to the owners of the site, to owners of 50 neighbouring properties, and to public utilities. Copies of the Amendment documents were displayed at the Civic Centre offices, in the City's Libraries and on the City's web site.

The very small number of submissions received, being 1 (apart from Western Power), indicates that there appears to be little concern within the community regarding the outcome of this Amendment.

The only comments received, relating to protection of amenity, will be addressed at the time of any future development application. The Amendment itself is relatively minor, allowing for increased building height from 7.0 metres to 10.5 metres other than around the edges of the site.

These factors, combined with consideration of the submissions, lead the Council to recommend that the proposed Amendment No. 18 should be approved without modification.

**DETERMINATION OF SUBMISSIONS**

Having regard to the preceding comments, Council recommends that Submissions 1.1 and 2.1 **be UPHELD.**

**CONCLUDING ACTION**

IT IS RECOMMENDED that:

- (a) Amendment No. 18 to the City of South Perth Town Planning Scheme No. 6 **be adopted without modification.**
- (b) The Council of the City of South Perth under the powers conferred upon it by the *Planning and Development Act 2005* hereby amends the above local planning scheme as follows:

Clause 5.4 of the Scheme Text is modified by adding the following new sub-clause (7):

- “(7) (a) In this sub-clause, ‘Site G’ means Lot 2199 (No. 6) Morrison Street, Como.
- (b) In respect of Site G, the Council may grant planning approval for a building greater than 7.0 metres in height to a maximum of 10.5 metres in height, provided that:

- (i) any such building will not cause any overshadowing of Lot 3296 Morrison Street at noon on 21 June;
- (ii) the height of any such building fronting Morrison Street or Thelma Street on Site G is contained beneath an angle plane extending from a height of 1,600 millimetres measured at the street boundary of any residential property directly opposite Site G to a height of 7.0 metres measured 7.5 metres inside the boundary to Morrison Street or Thelma Street on Site G;
- (iii) any such building is of an architectural design quality considered by the Council to be visually exceptional and incorporates environmentally sustainable design features;
- (iv) landscaping is provided on Site G of a standard considered by the Council to be outstanding and contributing positively to -
  - (A) the visual quality of all streetscapes of which Site G forms a part;
  - (B) the visual balance between buildings of varying heights on Site G, and between buildings on Site G and those on neighbouring sites; and
  - (C) the local natural environment;
- (v) any trees to be removed from Site G are replaced by other trees after the species, number and location of replacement trees have been approved by the Council;
- (vi) any development proposal submitted to the City, which involves the demolition or substantial modification of an existing building, is accompanied by a heritage assessment statement adequately justifying the proposed demolition or modification and describing the effect of the proposal on the character or appearance of other buildings within Site G; and
- (vii) the façades of any existing building to be demolished or substantially modified in order to achieve a height of 10.5 metres, is photographically recorded at the expense of the owner, such record being provided to the City for its heritage archives prior to any of the proposed works being undertaken."

City of South Perth  
**Town Planning Scheme No. 6**

# **Amendment No.18**

**Performance-based increase in building height limit  
for Penrhos College campus –  
Corner of Morrison and Thelma Streets, Como**



**Civic Centre**  
Cnr Sandgate Street and South Terrace  
SOUTH PERTH WA 6151

Monday to Friday: 8.30am to 5.00pm  
Enquiries: Gina Fraser, Senior Strategic Planning Officer  
Telephone: 9474 0778  
Facsimile: 9474 2425  
Email: [ginaf@southperth.wa.gov.au](mailto:ginaf@southperth.wa.gov.au)  
Web: [www.southperth.wa.gov.au](http://www.southperth.wa.gov.au)

MINISTER FOR PLANNING

FILE:  
PART OF AGENDA:



## **Proposal to Amend a Town Planning Scheme**

1. Local Authority	City of South Perth
2. Description of Town Planning Scheme	Town Planning Scheme No. 6
3. Type of Scheme	District Zoning Scheme
4. Serial No. Amendment	Amendment 18
5. Proposal	To increase the site-specific building height limit for Penrhos College campus, cnr Morrison and Thelma Streets, Como, where certain performance criteria are met.

PLANNING AND DEVELOPMENT ACT 2005



**Resolution Deciding to Amend  
City of South Perth  
Town Planning Scheme No. 6**

**Amendment No. 18**

**RESOLVED THAT** the Council, in pursuance of Section 75 of the *Planning and Development Act 2005*, amend the City of South Perth Town Planning Scheme No. 6 by adding a new sub-clause (7) to clause 5.4 with the following effect:

- “(7) (a) In this sub-clause, ‘Site G’ means Lot 2199 (No. 6) Morrison Street, Como.
- (b) In respect of Site G, the Council may grant planning approval for a building greater than 7.0 metres in height to a maximum of 10.5 metres in height, if it is satisfied that:
- (i) any such building will not cause any overshadowing of Lot 3296 Morrison Street at noon on 21 June;
  - (ii) the height of any such building fronting Morrison Street or Thelma Street shall be contained beneath an angle plane extending from a height of 1,600 millimetres measured at the street boundary of any residential property directly opposite Site G to a height of 7.0 metres measured 7.5 metres inside the street boundary of Site G;
  - (iii) any such building is of an architectural design quality considered by the Council to be visually exceptional and incorporates environmentally sustainable design features;

**Attachment 10.0.2(b)**

- (iv) landscaping to be provided on the site will be of a standard considered by the Council to be outstanding and to contribute positively to -
  - (A) the visual quality of all streetscapes of which the site forms a part;
  - (B) the balance between the variation in building heights between buildings on Site G, and between buildings on Site G and those on neighbouring sites; and
  - (C) the local natural environment;
- (v) any trees to be removed from Site G are replaced, and the species, number and location of replacement trees are to be approved by the Council;
- (vi) any such development which involves the demolition or substantial modification of an existing building shall be accompanied by a heritage assessment statement adequately justifying the proposed demolition or modification and describing the effect of the proposal on the character or appearance of other buildings within Site G; and
- (vii) the façades of any existing building to be demolished or substantially modified in order to achieve a height of 10.5 metres, shall be photographically recorded at the expense of the owner, such record being provided to the City for its heritage archives prior to any of the proposed works being undertaken."

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CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

Council Meeting dated: 23 June 2009



## **Report on Amendment No. 18 to Town Planning Scheme No. 6**

### **1. INTRODUCTION**

The City of South Perth Town Planning Scheme No. 6 (TPS6) became operative on 29 April 2003.

At a meeting held on 23 June 2009, the Council resolved to amend the Scheme to increase the building height limit for Penrhos College, No. 6 Morrison Street, Como, where certain performance criteria are met. At a meeting on 25 August, the Council endorsed the draft Amendment No. 19 document for the purpose of advertising it for community comment. A copy of the Council resolution to amend the Scheme and the text of the draft Amendment are included as part of these Amendment documents.

### **2. IDENTIFICATION OF AFFECTED LOT**

The land affected by the proposed Amendment No. 18 is identified in Table 1 below:

**TABLE 1 : DESCRIPTION OF AMENDMENT SITE**

Lot No.	2199
Deposited Plan No.	173604
Volume/ Folio	383/83A
Site name	Penrhos College
TPS6 zoning	Private Institution
Density coding	R30
Lot area	8.1468 hectares
Current building height limit	7.0 metres
Proposed increase maximum building height	10.5 metres, subject to meeting all of the required performance criteria
Predominant development	Educational Establishment; Student Housing

The location of the Amendment site is depicted in Diagram 1, below:

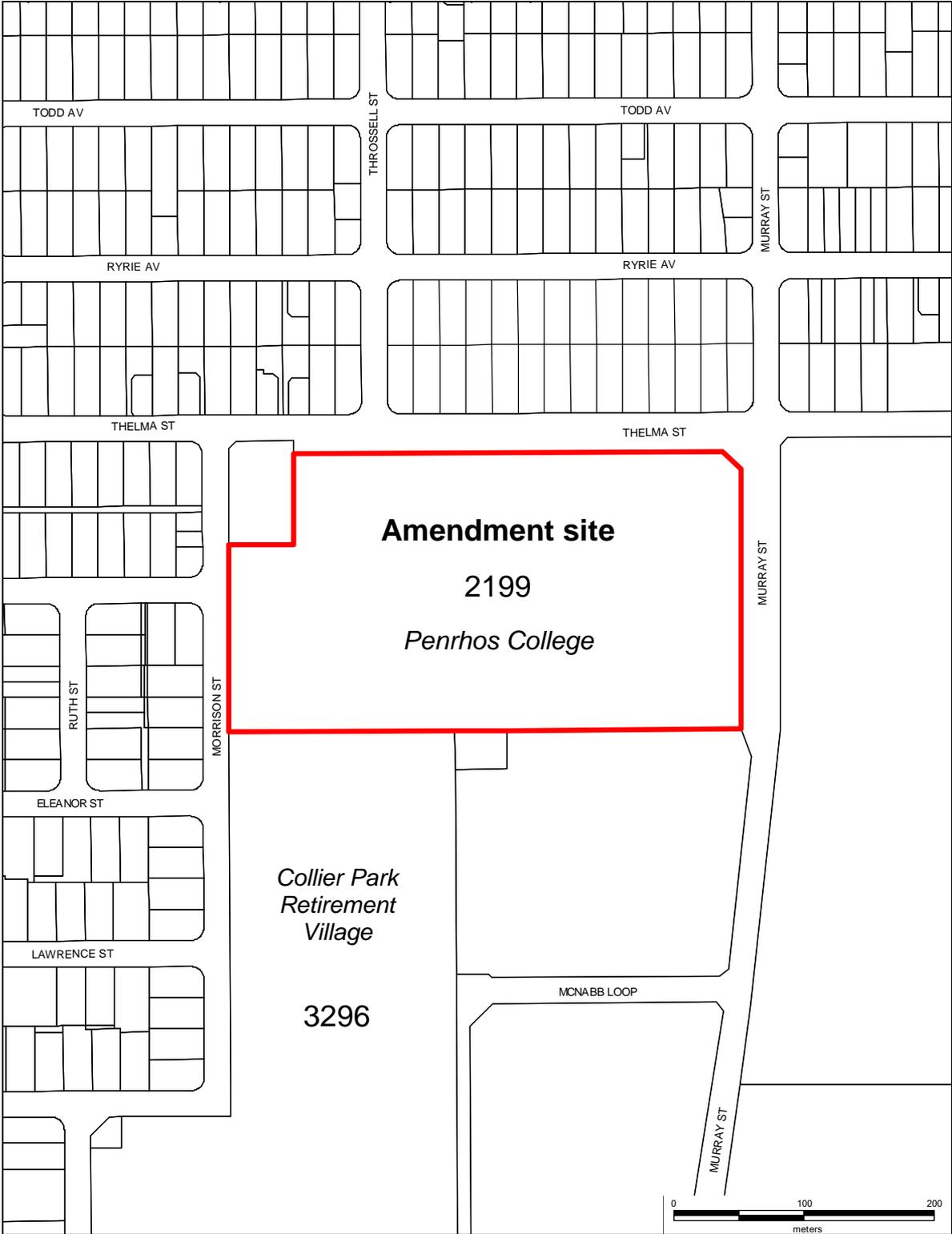


DIAGRAM 1 : LOCATION MAP

### **3. PURPOSE OF AMENDMENT NO. 18**

Amendment No. 18 does not propose an 'outright' increase to the building height limit for the Penrhos College site. Rather, the existing 7.0 metre Building Height Limit will remain on the Scheme Map and continue to apply to the site. However, in line with the overriding Scheme Objective to encourage 'performance-based development', the proposal is to introduce a range of performance criteria which must be met in order for a proposed development to be 'eligible' for a building height of more than 7.0 metres to a maximum of 10.5 metres.

TPS6 clause 5.4 'Development Requirements for Certain Sites' contains site-specific performance-based provisions relating to six non-residential sites. Under this clause, development of the nominated sites must meet the criteria listed for those sites in order to 'qualify' for the specified additional development entitlements. This most commonly relates to additional building height, plot ratio or use of the land.

The current request relates only to additional building height. The performance-based approach to increased building height will facilitate the redevelopment and improvement of certain older buildings within the Penrhos College campus in a more sensitive way.

All of the listed performance criteria will need to be met in order to "qualify" for a building height above 7.0 metres to a maximum of 10.5 metres. The proposed addition to clause 5.4 will have the benefit of ensuring that any future development on the campus which seeks the benefit of the additional building height will be sensitive to environmental and amenity considerations.

Amendment No. 18 is site-specific and will not affect any other site. It relates only to the building height limit on the Penrhos site. No other Scheme provisions will be affected by the proposed Scheme Amendment.

Height plans as per the height planes proposed to be included in sub-clause (7) are shown below in Diagrams 2, 3 and 4:

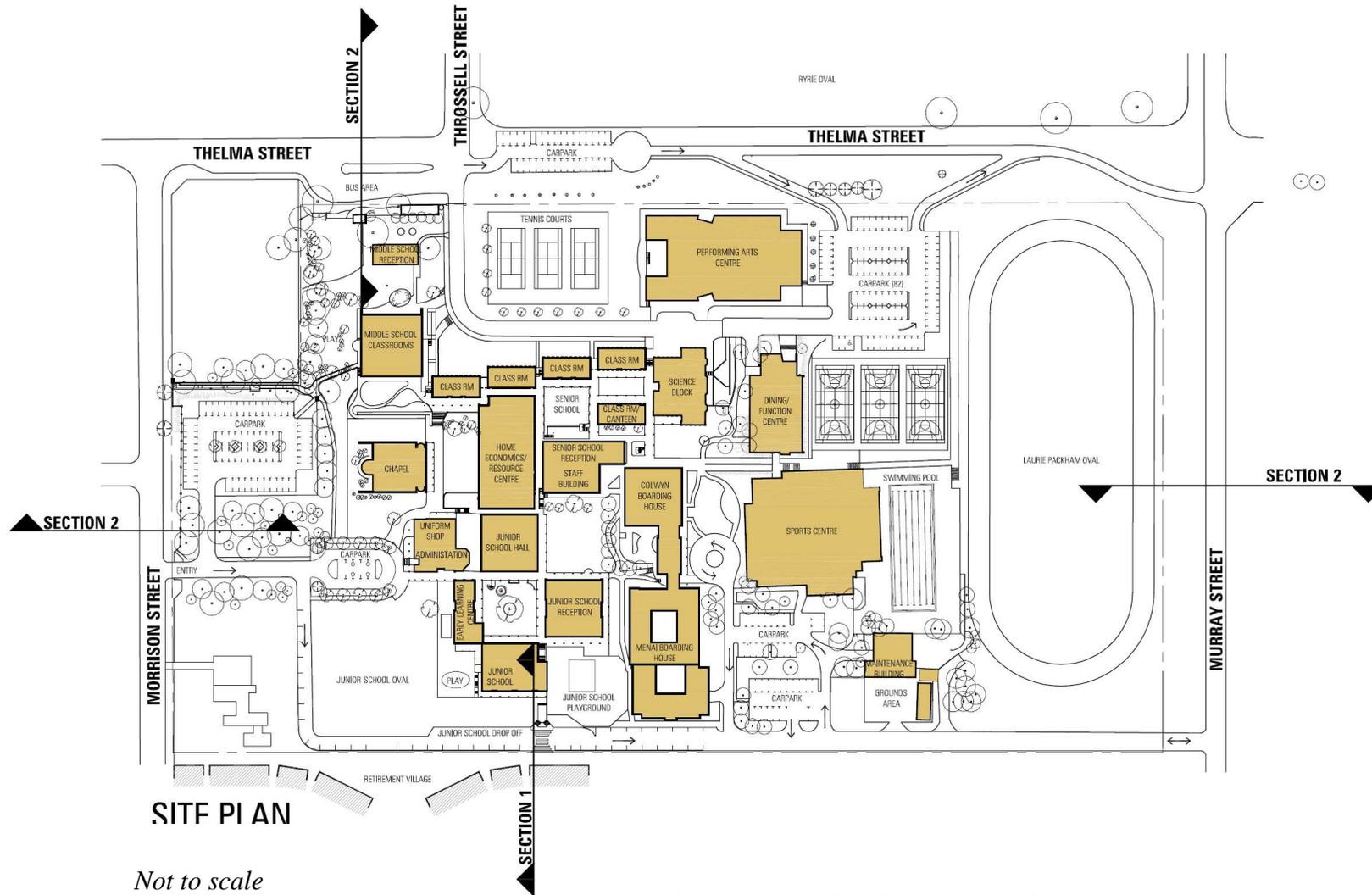


DIAGRAM 2 : PENRHOS COLLEGE CAMPUS PLAN SHOWING SECTIONS

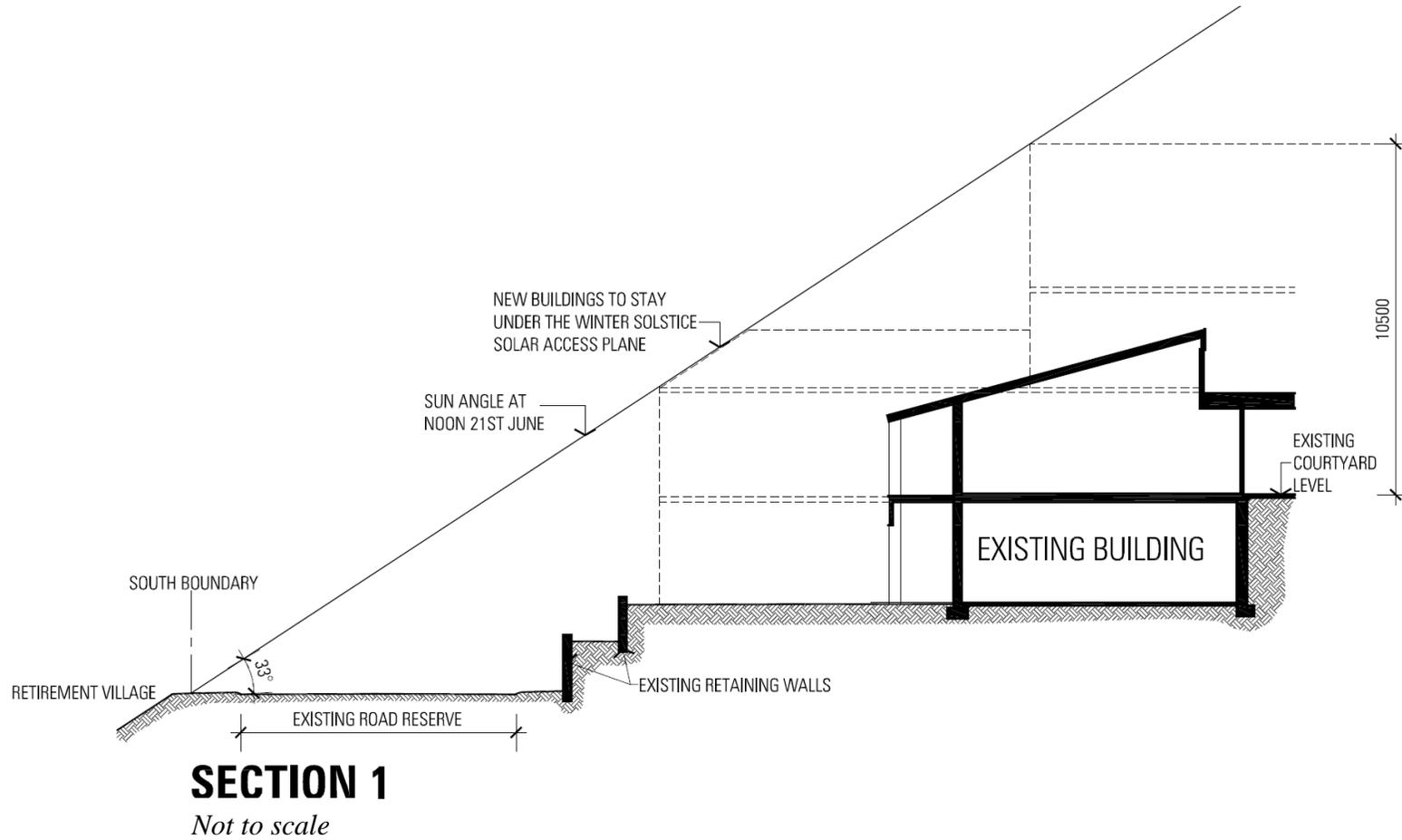
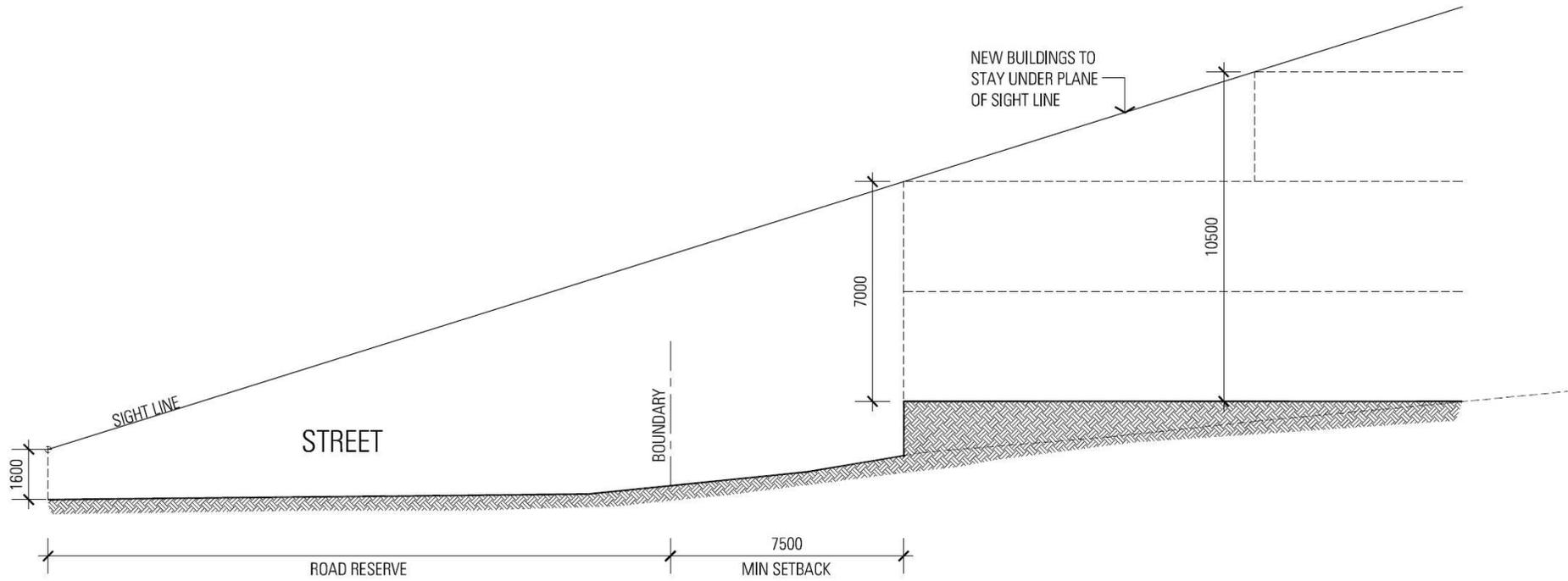


DIAGRAM 3 : SECTION 1 OVERSHADOWING HEIGHT PLANE



**SECTION 2**

*Not to scale*

**DIAGRAM 4 : SECTION 2 MAXIMUM BUILDING HEIGHT PLANE**

#### **4. EXISTING DEVELOPMENT ON SITE**

The Penrhos College campus was established during the 1970s on land formerly comprising the Collier Pine Plantation. The site is developed predominantly with large, institutional buildings used for educational purposes and student housing. The site also comprises areas of open space.

#### **5. THE SITE IN CONTEXT**

The site is zoned 'Private Institution' with a residential density coding of R30 under TPS6. The density coding applies only to residential development. A local Parks and Recreation reserve is located north of the site and land zoned Private Institution is situated to the south. Wesley College playing fields and the Collier Park Golf Course are located to the east of the site, these areas being reserved for 'Parks and Recreation' under the Metropolitan Region Scheme. To the north and west of the site, the land is zoned 'Residential' with density codings ranging from R15/20 to R20/30.

#### **6. PROPOSED DEVELOPMENT OF SITE**

The proposed amendment will facilitate the future redevelopment and improvement of older buildings on the Penrhos College campus in a way that is sympathetic to the character of the existing built form, both within the site and in the surrounding area. The Amendment is structured in such a way as to ensure that surrounding residential amenity is preserved, and that taller buildings, to a maximum of 10.5 metres, are located more remotely from the neighbouring low residential development.

#### **7. ASSESSMENT OF PROPOSED AMENDMENT**

In assessing the merits of the proposal, the Council is satisfied that the proposal will have minimal impact on the surrounding locality, having regard to the following:

##### **7.1. Encouragement of sustainable design**

The performance criteria have been designed to achieve not only visually attractive design but also design which incorporates sustainability principles, including protection of the surrounding residential amenity. For a major educational establishment, this is an ideal opportunity for such principles to be encouraged. Demonstration of environmentally sustainable design is required by the performance criteria.

**7.2. Permissible extent of development remains the same**

The proposal will not intensify the use of the site beyond the current entitlement because the zoning, density coding, maximum permitted plot ratio and all other site requirements will remain the same. No development provision, other than building height limit, will be affected. In the case of those buildings designed to a height of more than 7.0 metres to a maximum of 10.5 metres, the design will be required to meet all of the proposed listed performance criteria.

**7.3. Character of the locality remains unaffected**

The community is familiar with the existing development of the subject site, which is zoned 'Private Institution'. The land to the north, east and south-east is currently developed with parks and recreation reserves and institutional buildings. However, land to the south-west, containing the City's residential Collier Village, needs to be more sensitively protected. The proposed performance criteria accommodate this concern. The proposal will therefore not negatively affect surrounding residential character and amenity.

The history of large buildings occupying the Penrhos College site has established its character within the community. As described above, several existing buildings currently exceed the 7.0 metre Building Height Limit by approximately 1.5 metres. These are the Performing Arts Centre and four classroom buildings. These 'over-height' buildings were approved in the early 1970s, prior to the City's first building height controls being implemented. The location of these buildings on the site is shown on Diagram 5, below:

**7.4. Protection of local amenity**

The proposal will facilitate renovation and expansion of Penrhos College facilities, many of which are much in need of upgrading, given their age, while ensuring that surrounding residential amenity is protected. This is achieved by limiting building height by means of a graduated plane on those parts of the campus which directly face low density housing. Specific performance criteria will protect surrounding residential amenity.

**7.5. Protection against overshadowing**

One of the proposed design criteria to be included in clause 5.4(7) will ensure that the neighbouring Collier Village to the south is protected from any overshadowing at noon on 21 June, when the sun is at its most northern extremity. This requirement is more stringent than is required by the Residential Design Codes for a new residential development.

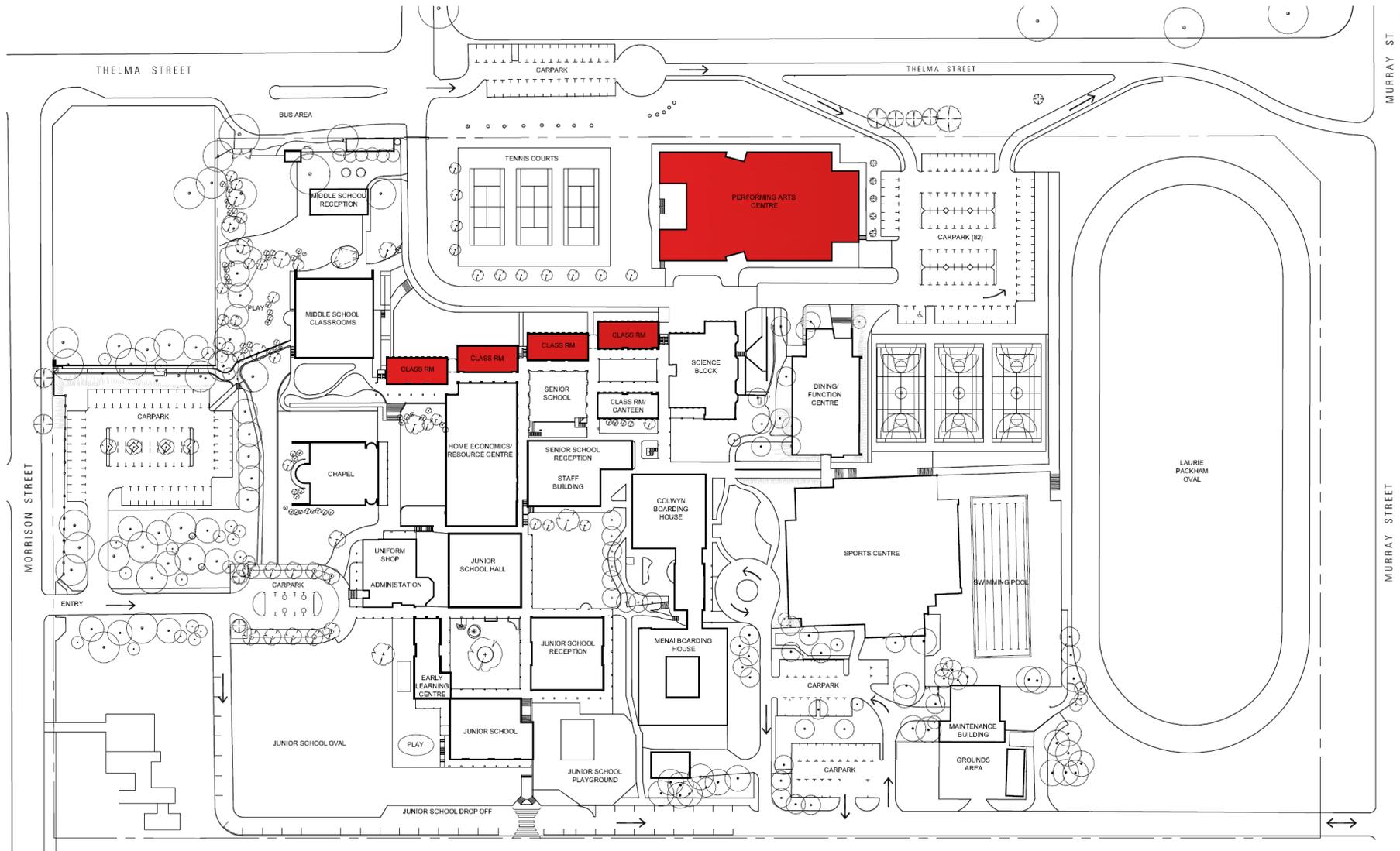


DIAGRAM 5 : PENRHOS COLLEGE CAMPUS PLAN -  
LOCATION OF EXISTING 'OVER-HEIGHT' BUILDINGS

**7.6. Replacement of trees**

The Penrhos College campus is situated within an area which formerly comprised part of the Collier Pine Plantation. This site, as well as other surrounding sites in the vicinity, still contains several healthy pine tree specimens. These trees are known to provide a popular food source and habitat for the endangered black cockatoos. In recognition of this, the proposed performance criteria include a requirement that any trees that are to be removed must be replaced with a species which will continue to enhance the natural environment, and be of a kind acceptable to the City.

**7.7. Heritage**

Penrhos College is listed on the City of South Perth Municipal Heritage Inventory (MHI) as having a Management Category 'C'. The College is recognised for its high aesthetic value in terms of streetscape, setting and architectural merit and its rarity value and integrity. Listing on the City's MHI does not preclude alteration or demolition of existing buildings in appropriate situations. The proposed amendment addresses the recommendations of the MHI in requiring that a heritage assessment and photographic record be provided as part of any development of the site involving the demolition or substantial modification of an existing building. In this way, appropriate modifications to the campus will ensure that it continues to fulfill its purpose in the best possible way, while also capturing a record of the history of the development of the site for future information.

**7.8. City of South Perth Town Planning Scheme No. 6 objectives**

The proposal meets the overriding objective of TPS6 in requiring and encouraging performance-based development which retains and enhances valued attributes of the City. In terms of the general objectives listed within clause 1.6 of TPS6, the proposal broadly meets the following objectives:

- (b) *Introduce performance-based controls supported by planning policies and Precinct Plans;*
- (d) *Establish a community identity and 'sense of community' both at a City and precinct level and to encourage more community consultation in the decision making process;*
- (e) *Ensure community aspirations and concerns are addressed through Scheme controls;*
- (f) *Safeguard and enhance the amenity of residential areas and ensure that new development is in harmony with the character and scale of existing residential development;*
- (h) *Utilise and build on existing community facilities and services and make more efficient and effective use of new services and facilities;*
- (k) *Recognise and preserve areas, buildings and sites of heritage value;*  
*and*

- (l) *Recognise and facilitate the continued presence of significant regional land uses within the City and minimise the conflict between such land use and local precinct planning.*

## **8. CONCLUSION**

Having regard to all of the discussion above, the Council is of the opinion that the proposed Amendment No. 18 is logical, compatible with the neighbouring locality and would not adversely affect adjoining properties.

The Council now requests that the Western Australian Planning Commission and the Minister for Planning support the proposal.

---

CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

**Report prepared by:** The Planning Group WA Pty Ltd  
and the City of South Perth

**Endorsed by Council:** 25 August 2009



## **Town Planning Scheme No. 6 Amendment No. 18**

The Council of the City of South Perth under the powers conferred upon it by the *Planning and Development Act 2005*, hereby amends the above local planning scheme as follows:

Clause 5.4 of the Scheme Text is modified by adding the following new sub-clause (7):

- “(7) (a) In this sub-clause, ‘Site G’ means Lot 2199 (No. 6) Morrison Street, Como.
- (b) In respect of Site G, the Council may grant planning approval for a building greater than 7.0 metres in height to a maximum of 10.5 metres in height, provided that:
- (i) any such building will not cause any overshadowing of Lot 3296 Morrison Street at noon on 21 June;
  - (ii) the height of any such building fronting Morrison Street or Thelma Street on Site G is contained beneath an angle plane extending from a height of 1,600 millimetres measured at the street boundary of any residential property directly opposite Site G to a height of 7.0 metres measured 7.5 metres inside the boundary to Morrison Street or Thelma Street on Site G;
  - (iii) any such building is of an architectural design quality considered by the Council to be visually exceptional and incorporates environmentally sustainable design features;
  - (iv) landscaping is provided on Site G of a standard considered by the Council to be outstanding and contributing positively to -
    - (A) the visual quality of all streetscapes of which Site G forms a part;

## **Attachment 10.0.2(b)**

- (B) the visual balance between buildings of varying heights on Site G, and between buildings on Site G and those on neighbouring sites; and
- (C) the local natural environment;
- (v) any trees to be removed from Site G are replaced by other trees after the species, number and location of replacement trees have been approved by the Council;
- (vi) any development proposal submitted to the City, which involves the demolition or substantial modification of an existing building, is accompanied by a heritage assessment statement adequately justifying the proposed demolition or modification and describing the effect of the proposal on the character or appearance of other buildings within Site G; and
- (vii) the façades of any existing building to be demolished or substantially modified in order to achieve a height of 10.5 metres, is photographically recorded at the expense of the owner, such record being provided to the City for its heritage archives prior to any of the proposed works being undertaken."

**Adoption**

**ADOPTED** by resolution of the Council of the City of South Perth at the Ordinary Council Meeting held on 25 August 2009.

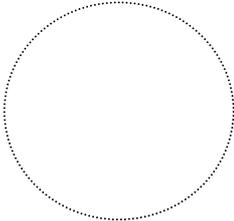
\_\_\_\_\_  
JAMES BEST  
MAYOR

\_\_\_\_\_  
CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

**Final Approval**

**ADOPTED** by resolution of the Council of the City of South Perth at the Ordinary Meeting of the Council held on 23 February 2010 and the Seal of the City was hereunto affixed by the authority of a resolution of the Council in the presence of:

CITY OF SOUTH PERTH  
SEAL



\_\_\_\_\_  
JAMES BEST  
MAYOR

\_\_\_\_\_  
CLIFF FREWING  
CHIEF EXECUTIVE OFFICER

**RECOMMENDED / SUBMITTED FOR FINAL APPROVAL:**

\_\_\_\_\_  
*Delegated under S.16 of the PD Act 2005*

Dated \_\_\_\_\_

**FINAL APPROVAL GRANTED**

\_\_\_\_\_  
JOHN DAY  
MINISTER FOR PLANNING

Dated \_\_\_\_\_

**LOCAL GOVERNMENT ACT 1995**

**CITY OF SOUTH PERTH**

**AMENDMENT (PARKING & PENALTY UNITS) LOCAL LAW 2009**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of South Perth resolved on 23 February 2010 to adopt the following local law.

**Part 1 - Preliminary**

- 1.1 Citation**  
This local law may be cited as the *City of South Perth Amendment (Parking and Penalty Units) Local Law 2009*.
- 1.2 Commencement**  
This local law comes into operation 14 days after the day it is published in the *Government Gazette*.
- 1.3 Application and intent**  
The application and intent of this local law is to amend certain local laws to provide for the Scheduling of General No Parking Zones in the City of South Perth and for increasing the value of a penalty unit as prescribed in the Schedule to the local law.

**Part 2 - City of South Perth Parking Local Law amended**

- 2.1** This Part amends the *City of South Perth Parking Local Law* published in the *Government Gazette* on 23 December 2003, as amended and published in the *Government Gazette* on 17 December 2004, 29 November 2005, 5 October 2007 and 30 September 2008.
- 2.2 Schedule 4 amended**

–Delete the second paragraph and insert –

From 6:00 a.m. to 6:00 p.m. on 17 and 18 April 2010, the area contained within the Wards of Civic and Mill Point in the City of South Perth which area is bounded by and includes South Terrace to the south, Canning Highway to the east and the Swan River foreshore to the west and north is declared to be a General No Parking Zone for the purposes of this local law.

**Part 3 – City of South Perth Penalty Units Local Law amended**

- 2.1 Principal local law amended**  
This Part amends the *City of South Perth Penalty Units Local Law* published in the *Government Gazette* on 20 June 2003, as amended and published in the *Government Gazette* on 23 December 2003 and 20 September 2008.

## Attachment 10.0.4

### 2.2 Schedule 1 amended

Delete the text in the table and insert –

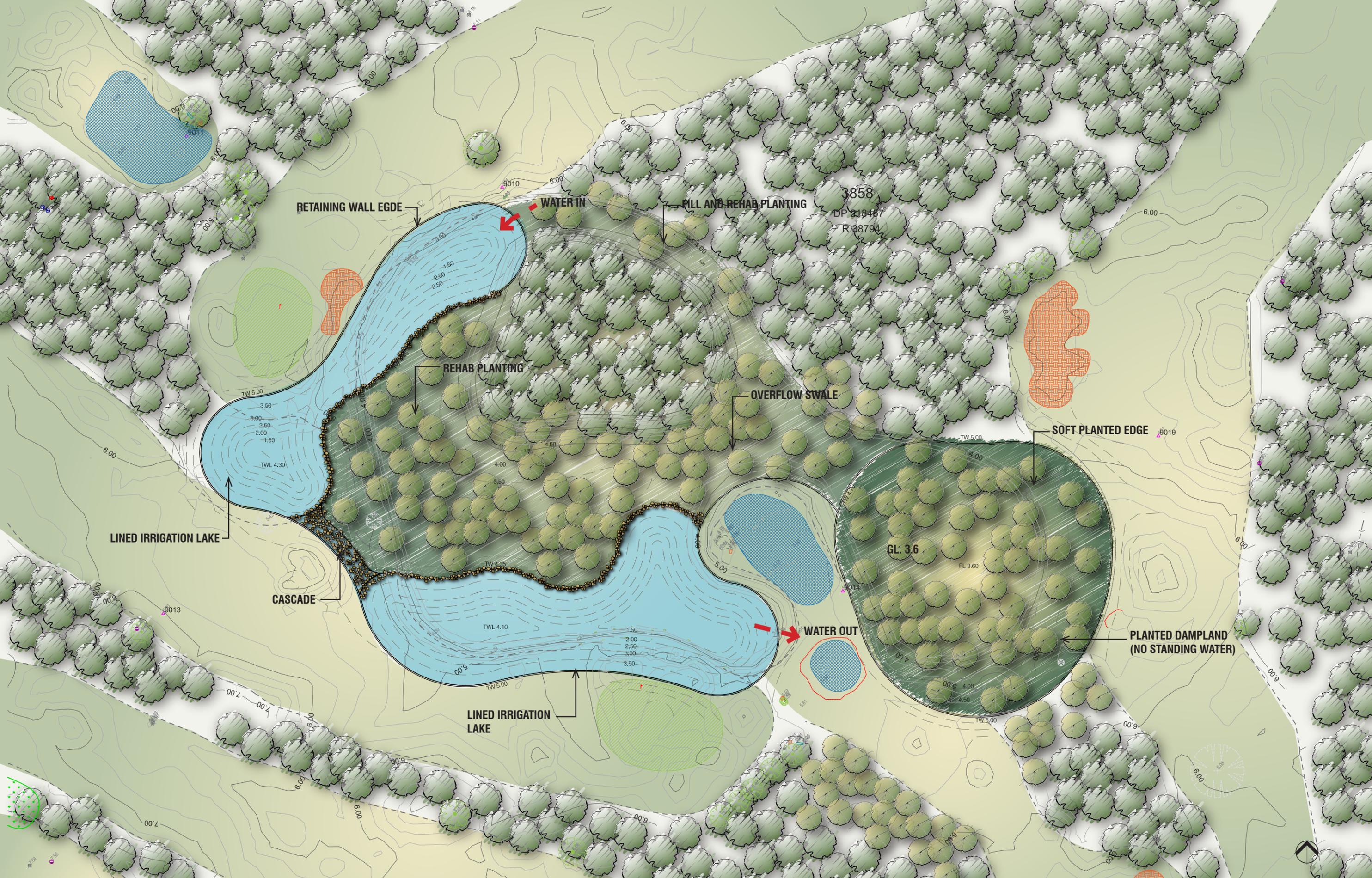
<i>City of South Perth Parking Local Law (2003)</i>	All Clauses prescribed in Schedule 2	The area contained within the Wards of Civic and Mill Point in the City of South Perth which area is bounded by and includes South Terrace to the south, Canning Highway to the east and the Swan River foreshore to the west and north	17 and 18 April 2010	6.00 am to 6.00 pm
---	--	--	----------------------------	-----------------------

Dated: \_\_\_\_\_ 2010.

The Common Seal of the City of South Perth was affixed by the authority of a resolution of the Council in the presence of -

JAMES BEST, Mayor.

CLIFF FREWING, Chief Executive Officer.



# COLLIER PARK GOLF COURSE

ISLAND COURSE - IRRIGATION AND GROUNDWATER LAKES

DATE 09.02.2010

DWG NO 001

REV B

SCALE NTS

Ground Floor, 53 Ord st,  
West Perth, WA 6005 Australia

Tel +618 9346 0500  
Fax +618 9321 7790

info@urbis.com.au  
www.urbis.com.au

Urbis Pty Ltd ABN 50 105 256 288  
Australia . Asia . Middle East







Lot 19 (No. 26) Banksia Terrace, South Perth- Front



Lot 19 (No. 26) Banksia Terrace, South Perth - Left



Lot 19 (No. 26) Banksia Terrace, South Perth - Right



Lot 19 (No. 26) Banksia Terrace, South Perth- Opposite

**City of South Perth**  
**Draft Strategic Plan 2010 - 2015**

**Working Together to Create a City for Everyone**

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## Message from the Mayor

On behalf of the City of South Perth, I am proud to present our Strategic Plan 2010–2015. The Strategic Plan 2010-2015 is our response to the *Our Vision Ahead* project and identifies the ways Council will respond to the community’s aspirations in the next five years.

The Strategic Plan 2010–2015 has been developed following an intensive community visioning initiative which generated input from approximately 1450 members of the South Perth community. The outcome was the creation of the *Our Vision Ahead* document, which sets out the priorities and aspirations of residents and ratepayers of our community.

The Strategic Plan 2010-2015 demonstrates our commitment to being a leading Local Government, which is recognised for efficiency, accountability and financial sustainability.

On behalf of the City, thank you to everyone who contributed to the development of our Strategic Plan 2010-2015, including the community members who participated in *Our Vision Ahead*, the Administration and past and present Councillors.

I commend the City of South Perth’s Strategic Plan 2010 - 2015 to you and believe that by working together, we can create a City for everyone.

James Best

City of South Perth

Mayor

## Strategic Planning Process

A key driver in the development of the Strategic Plan 2010-2015 was community input from the *Our Vision Ahead* project. Other key inputs include feedback from staff, direction from Council and the outcomes of existing strategic and operation plans.

In addition, this document has been drafted in the broader context of State and Commonwealth Government priorities, as well as a changing social, economic and natural environment.

The City of South Perth will develop a corresponding three year Corporate Plan to drive the practical implementation of its Strategic Plan 2010-2015.

## OUR VISION AHEAD

*Our Vision Ahead* was a City of South Perth initiative designed to explore the aspirations of the community. The aim of *Our Vision Ahead* was to create a shared vision for the future that both Council and the community could work towards together.

From September 2008 to May 2009, the Visioning team asked the people of South Perth four important questions:

1. What do you value most about your community and place?
2. What do you think are the key issues we will face in the future?
3. What is your vision for the future?
4. What can be done at a local level to achieve your vision?

More than 1450 people participated in *Our Vision Ahead* which primarily addressed the four questions through a variety of community stakeholder workshops, visioning summits, visioning roundtables, group and individual surveys and a youth summit.

The outcome of the community visioning initiative *Our Vision Ahead* was a document which set out the key findings of the project. The document identified five key themes for the future of the City of South Perth, which together with the governance of the organisation, forms the basis of the Strategic Plan 2010-2015.

## MISSION AND VISION

### MISSION

Our mission statement outlines the purpose and core business of the City of South Perth. This statement identifies the important roles of the community, the Council and the staff in ensuring that the strategies outlined in the Strategic Plan 2010-2015 can be achieved.

*“Working Together to Create a City for Everyone”*

### VISION

Our vision statement describes how the City of South Perth will respond to the community’s aspirations and priorities for the future.

The following community vision was identified through *Our Vision Ahead*:

*“We belong to an engaged and cohesive community that is linked by vibrant local centres and shared spaces. We live and travel in ways that nurture our environment; and our housing and amenities meet the diverse needs of a changing society.”*

# STRATEGIC DIRECTIONS

The themes arising from consultation, identify the broad priorities of the community and the City, which will drive the strategic direction of operations for the next five years. Each theme identifies key focus areas, which inform the identified Key Success Factors.

## **1. Community**

Create opportunities for a safe, active and connected community.

## **2. Environment**

Nurture and develop natural spaces and reduce impacts on the environment.

## **3. Housing and Land Uses**

Accommodate the needs of a diverse and growing population with a planned mix of housing types and non-residential land uses.

## **4. Places**

Plan and develop safe, vibrant and amenable places.

## **5. Transport and Infrastructure**

Improve accessibility to a diverse and interconnected mix of transport choices.

## **6. Governance**

Ensure that the City's governance enables it to both respond to the community's vision and deliver on its service promises in a sustainable manner.

# 1. Community

Create opportunities for a safe, active and connected community

- 1.1 Develop, prioritise and review services and delivery models to meet changing community needs and priorities.
- 1.2 Ensure that land use planning and service delivery aligns and responds to community safety priorities.
- 1.3 Encourage the community to increase their social and economic activity in the local community.
- 1.4 Develop, prioritise and review facilities and relevant activities, taking advantage of Federal and State Government funding.

## 2. Environment

Nurture and develop natural spaces and reduce impacts on the environment.

2.1 Undertake assessments of the City's key natural areas, activity centres and streetscapes to identify opportunities to improve biodiversity.

2.2 Improve streetscape amenity whilst maximising environmental benefit.

2.3 Review and integrate sustainable water management strategies to improve community and City practices.

2.4 Review and establish contemporary sustainable building, land use and environmental design standards.

2.5 Build capacity within the City and community including partnering with stakeholders, to manage climate change risk and opportunity, through leadership, adaptation and mitigation.

2.6 Encourage the community to embrace sustainable lifestyles.

### **3. Housing and Land Uses**

Accommodate the needs of a diverse and growing population with a planned mix of housing types and non-residential land uses.

- 3.1 Undertake a housing needs study and develop a new local housing strategy to meet changing community needs and demands.
- 3.2 Encourage and facilitate economic development.
- 3.3 Develop integrated local land use planning strategies to inform precinct plans, infrastructure, transport and service delivery.

## 4. Places

Plan and develop safe, vibrant and amenable places.

- 4.1 Identify and ensure activity centres and community hubs offer a diverse mix of uses and are safe, vibrant and amenable.
- 4.2 In conjunction with key partners, review the impact of the proposed development and transport planning for the Curtin University Precinct.
- 4.3 Engage the community to develop a plan for activities and uses on and near foreshore areas and reserves around the City.
- 4.4 Facilitate optimal development of the Civic Triangle precinct.

## 5. Transport

Improve accessibility to a diverse and interconnected mix of transport choices.

5.1 Improve access and use of railway station precincts and surrounding land uses.

5.2 Ensure transport and infrastructure plans integrate with the land use strategies and provide a safe and effective local transport network.

5.3 Participate in a study of key activity corridors such as Canning Highway and Manning Road, to inform planning for future land uses and transport and infrastructure provision.

5.4 Ensure the City provides appropriate levels of pedestrian amenity.

## 6. Governance

Ensure that the City's governance enables it to both respond to the community's vision and deliver on its service promises in a sustainable manner.

- 6.1 Implement management frameworks, performance management and reporting systems to drive and improve organisational performance.
- 6.2 Provide and improve electronic service, information delivery and customer focus models which enhance customer experiences and enable community connections.
- 6.3 Develop a stakeholder and advocacy strategy (including partnerships with neighbouring local governments, State and Commonwealth governments) to identify funding and resource sharing opportunities so that the City can deliver the priorities set out in the Strategic Plan.
- 6.4 Develop and sustain appropriate human, financial, asset and technological resource capacity to deliver the priorities set out in the Strategic Plan.

## **IMPLEMENTATION**

The Strategic Plan 2010-2015 will be implemented through a three year Corporate Plan, which will detail how the organisation will implement each strategic direction. The Corporate Plan will be developed following the adoption of the Strategic Plan 2010-2015 by the Council.

## Attachment 10.3.3(b)

Hi Matthew,

Thanks for your detailed email. I have been discussing the development with the owner and I feel that most of the points raised can be addressed and the plans amended to the satisfaction of the council.

The only items in question are the following:

Item 3, Tree on development site.

No mature tree on site has been removed for the proposed development to go ahead. Please find attached original contour and feature survey showing the existing residence and all features on the lot.

item 7, Parking provision.

I, as well as the owner feel that imposing this requirement for parking is unjustified given the nature of the proposed development and keeping in mind that the university is only a short walk down the road. The intent is for the students to either walk to University or commute if necessary using one of the many bus routes available, I'm sure the Erica Underwood student housing facility does not have one car bay per student imposed on it as well as visitors bays on top.

Currently there is sufficient space for approximately 4 cars. the idea of this development is for it to resemble a regular home not a boarding house with a car park out front. Additional parking could be indicated down the side of the proposed building and also out the back but the intent is not to turn it into something that resembles a parking lot.

I Also respond to the adjoining neighbours comments as follows:

### **Loss of privacy**

*Upper storey bedroom windows will overlook properties to the rear, reducing privacy to these properties.*

**Response:** The development complies with the residential design codes as far as visual privacy concerns. I don't think there needs to be any further justification.

### **Noise**

*Proposed development incorporates 8 rooms for students, noise associated with student activity will have a negative impact on the amenity of neighbouring residents.*

**Response:** International students pay a lot of money to have the privilege to study in our universities. They don't come here to party. Student activities are usually associated with reading, writing and researching for their assignments. None of these I would consider to be noisy or have a negative impact on the amenity of the neighbourhood otherwise libraries would be considered noisy places also.

### **Roof design and material**

*Roof has a steep pitch, and due to the nature of the material will produce a perpetual glare.*

**Response:** The roof pitch does not contravene any design guidelines that I can find and I'm sure it would be in keeping with the style of the proposed development soon to be only across the road in Cygnia Cove. The roof material colour selected can be non-reflective if council wishes although this would reduce its energy efficiency.

## Attachment 10.3.3(b)

### *Loss of property value*

*Proposed student accommodation will result in reduced property values for neighbouring properties.*

**Response:** The proposed development has been designed to resemble a regular home to avoid these sort of concerns. Besides, one has only to look around the area and it becomes quite obvious that the neighbourhood already has a large proportion of properties being used for student accommodation whether declared or not. A Development such as this would enhance the current street scape and the property values given the nature of the current residence on there.

Amended plans are being currently drafted to address the remainder of the concerns and will be re-submitted shortly.

Regards

Charlie Haddad

[charlieh@bgcresidential.com](mailto:charlieh@bgcresidential.com)

Phone 9261 1725

Mobile 0401691 150

On Oct 19, 2009, at 5:55 PM, Laurence Mathewson wrote:

Dear Mr Haddad

**PROPOSED TWO-STOREY RESIDENTIAL BUILDING (x8 STUDENT ACCOMMODATION - Lot 47 (No. 227) Manning Road, Waterford (11.2009.322)**

Thankyou for your Development Application in regards to the above property. Before the City can proceed, the following non-complying issues need to be resolved:

**1. Carport setback**

Amended plans to demonstrate compliance with City policy P350.3.8(b) (via amendments to plans), in regards to the carport street setback of 1.5 metres in lieu of a minimum 3.0 metres.

**2. Carport design**

Amended plans demonstrating the carport with the lower half of the columns using masonry materials in accordance with City Policy P370.

**3. Tree on development site**

Amended plans to show the retention of a mature tree in accordance with City Policy P350.7. If mature tree (greater than 3.0 m in height) is not to be retained, amended plans are to be provided that depict a tree on the development site, to be planted within the street setback area, in accordance with City Policy P350.5.7.e (Trees on Development Sites and Street Verges).

#### 4. Vehicular access

Plans show the proposed relocation of a side entry pit. Plans have been referred to the City's Infrastructure Services department they advise as follows.

*The widened crossing and realigned internal driveway will require the conversion of the existing side entry pit to a roadside gully. The City has not verified that the gully can be located to be within the road pavement and on the alignment of the street kerb. While it is highly unlikely, the existence of underground services could prevent the stormwater chamber being constructed within the road and in front of the existing drainage structure. Should it not be possible to construct a drainage facility roadside then an alternative solution will be determined involving the reconstruction of two crossings to accommodate the offset drainage structure.*

*In all cases the full cost of the conversion will be a recoverable charge against the development. As the work involves alterations to the Cities Infrastructure, the City will undertake the work at full cost on prepayment of the work by the applicant.*

The applicant is advised that any approval issued by the City will carry a condition requiring the cost of the abovementioned modification to be carried solely by the owner. Final cost of the modifications is to be confirmed with Infrastructure Services.

#### 5. Driveway setback

In accordance with R-codes clause 6.5.4 amended plans to show proposed driveway setback a min. 0.5 metres from the side lot boundary, power pole and Telstra dome.

#### 6. Landscaping

Demonstrated compliance with either the provisions (via amendments to plans) of City Planning Policy P370 (General Guidelines for Residential Development), or demonstrate compliance with the objectives (via a relevant justification), in regards to:

- The lack of soft landscaping within the front setback area when assessed against the focus area.

#### 7. Parking provision

Car parking requirement has been calculated as follows:

1 bay per room, 8 rooms = 8 bays for residents, plus 2 visitor bays = total requirement of 10 bays.

Amended plans are to be provided showing the required bays clearly marked. Bay dimensions are to comply with the requirements outlined in TPS6 clause 6.3 "Car parking".

Alternatively, applicant is to demonstrate that proposed development can accommodate the likely demand generated by the proposed use via appropriate written justification.

#### 8. Enter street in forward gear

Amended plans to show the location of a manoeuvring bay as required under R-Codes clause 6.5.4 A4.4. Bay is required to enable cars to enter Manning Road (District Distributor) in a forward gear.

#### 9. Referrals

**WAPC** - no objections to the proposed development on regional transport grounds.

**Environmental Health** - officers from the Environmental Health department have advised that the proposed development will need to comply with all relevant Health legislation.

**Engineering** - discussed above.

#### 10. Neighbour consultation

This application has been referred to neighbouring properties to the extent required by City Policy P355. Three submissions were received during the consultation period, all opposed to the development. A summary of the submissions is below. Please submit written justification that addresses the concerns raised by the neighbouring properties:

##### **Loss of privacy**

*Upper storey bedroom windows will overlook properties to the rear, reducing privacy to these properties.*

##### **Noise**

*Proposed development incorporates 8 rooms for students, noise associated with student activity will have a negative impact on the amenity of neighbouring residents.*

## Attachment 10.3.3(b)

### **Roof design and material**

Roof has a steep pitch, and due to the nature of the material will produce a perpetual glare.

### **Loss of property value**

Proposed student accommodation will result in reduced property values for neighbouring properties.

### **11. Council meeting**

Please provide the requested information at your earliest possible convenience to ensure that the application can be considered at the next available Council meeting.

Note 1 The Residential Design Codes of WA (R-Codes) publication is available at no charge from the Western Australian Planning Commission (WAPC) website at [www.planning.wa.gov.au/Plans+and+policies/R++Codes/default.aspx](http://www.planning.wa.gov.au/Plans+and+policies/R++Codes/default.aspx)

Note 2 The City of South Perth Town Planning Scheme No. 6 and Town Planning Policies are available at no charge from the City's website at [www.southperth.wa.gov.au](http://www.southperth.wa.gov.au), then Town Planning, then Planning & Building Information, then Documents.

Note 3 All changes (if any) to previously submitted development plans are to be emphasized on three sets of amended plans with either highlighter pens or 'cloud bubbles'.

Please provide the requested information no later than 5.00pm, 21-days from the date of this email.

If you have queries or wish to discuss this matter further, you may contact me 9474-0779.

Regards

Laurence Mathewson | Acting Senior Planning Officer | City of South Perth  
Civic Centre, Cnr Sandgate St & South Tce, SOUTH PERTH WA 6151  
P: 9474-0779 F: 9474-2425 Web: <http://www.southperth.wa.gov.au/>

### **"IMPORTANT INFORMATION**

*The City of South Perth provides information about properties in the District as a service to the Community. This information is a general overview of options that may apply under the City's Town Planning Scheme. The City is not in a position to make a definitive assessment on the development potential of a property without the submission of a detailed planning application and proposal. You should carefully evaluate this information and determine if this information is adequate for the purposes that you intend to use it for. This may require you to assess the information in more detail, in the context of the specifics of the property, the applicable Local Laws, Planning Schemes and other relevant documents. You should also consider whether to obtain independent professional advice. The City of South Perth disclaims all liability to any person whatsoever, for any loss sustained in relation to anything done in purported reliance of this information."*



Please consider the environment before printing this e-mail

e c o t e c t u r e

220c Carrington St Hilton 6163 ecotecturewa@optusnet.com.au (M) 0414235082 (LL) 93375835 ABN 43863064431

20 October 2009

Lloyd Anderson  
Senior Planner, Development Services  
City of South Perth  
Sandgate St / South Tce  
**SOUTH PERTH WA 6151**

CITY OF SOUTH PERTH	
27 OCT 2009	
Doc ID No:	
File No:	F13/3
Original:	PS
Att:	✓

Dear Lloyd

**Re: Amended Planning Approval Revision A, for 3 First Avenue Kensington**

This letter is divided into 2 sections:-

- Section 1 The Three (3) Main Issues
- Section 2 Response to Neighbour's Letter  
Included with this statement. –Acceptance of development design letter from Neighbour 5 First Ave (NE boundary)

**Section 1: The Three (3) Main Issues**

**Point 1 Zero Setback to Garage - Support of Policy 350.3 Car Parking access, siting & design**

The justification for a zero setback to garage on Second Avenue are the following:-

- 1) The verge is 4.7m wide which allows for a safe vehicular entrance to the street as this allows a whole car length to wait in the crossover area
- 2) The character of Second Avenue is a street of garage doors setback either 1m or zero for the entire street. In this sense, this application will be in keeping with the existing streetscape.
- 3) Will use existing crossover and extend to less than 6m.
- 4) Relocation of utilities assets has already been approved and the planning applicant will meet all costs.

## Attachment 10.3.4(b)

### Point 2      Zero Setback to Rear of House Support of Policy 350.2 Residential Boundary Walls & POLICY P396 T

The justification for a zero setback to rear of house are as follows:-

- 1) The Shadow Diagram on Drawing PA.06(a) illustrates that overshadowing & solar access for adjoining sites – Shadow (21 June) being cast will be less than 25% of the site of 4 Second Ave as detailed in the acceptable development of RCodes 6.9.1.A1.
- 2) The affected neighbour has already exercised their rights to build a double carport within a metre of their rear boundary.
- 3) Visual impact & amenity on outdoor living area on adjoining dwelling has been minimised through the lowering of the pitching height of our garage to 1800mm to minimise the bulk at the boundary. The neighbour is also 300mm higher in ground level further minimising the effect of bulk.
- 4) As the rear boundary wall is below that of the neighbouring pool wall and double garage, there will be no view of this wall from a habitable room window from adjoining dwelling. The view affected by that of the secondary storey of this development will be improved by the inclusion of a sloping roof that will soften the visual effect of a rear second floor wall at a 6 metre setback. This will also assist in meeting RCode (6.3.2 P2) by improving the privacy of our property by eliminating the current overlooking of an outdoor living area by the neighbours' property.
- 5) This Rear setback will also enable to creation of an outdoor living area to meet RCode criteria 6.4.2 P2.1 & P2.2 that will allow winter sun to enter an outdoor living area which would not be able to if a 6 m setback was imposed and an outdoor living area was forced to be at the rear of the property.
- 6) Streetscape – The surface will be finished in a similar finish to the rest of the building and to that of the neighbouring property.
- 7) It also meets the dimensions for side boundary criteria as specified in P396\_T.5.4.1.3 with the wall not exceeding 2.5 metres average and 3.5 metres maximum height - two thirds of the length of any common boundary.
- 8) There will be no significant adverse effect on the amenity of the adjoining property.

## Attachment 10.3.4(b)

### Support of Policy 350.9 Significant Views

Our design solution has already taken into account compliance with this policy by the lowering of the finished floor level of the boat store/garage and also the lowering of the finished height of the parapet wall on South Eastern boundary. Setback of the 1st floor has been set at 6 metres to meet Policy 350.2 and to minimise impact on the views from the rear adjoining lot.

### Point 3 Colonade Connection & Multiple Buildings

The justification for a colonade connection linking the two sections of this residence are as follows:-

- 1) The creation of a central courtyard allows for passive solar design by allowing winter sun to penetrate the main living areas of the house and meet RCode criteria 6.4.2 P2.1 & P2.2
- 2) Support of Policy 350.1 Sustainable Design - Our design solution will optimize solar access to both indoor and outdoor living spaces, maximise energy efficiency and conserve water. A covered colonnade will enable South Westerly breezes to naturally cool the residence while protecting the western walls from summer sun.
- 2) The climate in Perth is mediteranean. The courtyard form being proposed is an appropriate response to our environment.
- 3) The courtyard form is effective in providing acceptable privacy over extended stays for my clients ageing mother. In the larger context of our ageing population, this should be viewed as a valuable contribution to society.
- 4) Support of Policy 350.8 Visual Privacy  
The central courtyard design eliminates the need to locate an outdoor recreational area as defined as a sensitive area at the rear of the property that will be within a 25m 'cone of vision' from the neighbouring 1st & 2nd floor balconies. This would not comply with RCodes 6.8.1.A1.iii & also P350.8 5(a)(i).
- 5) Bedroom 2/3 windows on South Eastern elevation have been raised to a sill height of at least 1600mm.
- 6) Support of Policy 350.10 Ancillary Accommodation - Our design solution has been created to provide extended accommodation for both of our mothers when and as they require to be supported by their extended family. As viewed from the street (Second Ave), our design solution has been designed such that it does not have the appearance of a second dwelling, through the use of descending rooflines from rear to the front of the house, that follow the natural ground level, common materials/ finishes to both the existing building and extension that further supports the application of Policy 350.4. From the RCodes definition of Ancillary Accommodation states – "Self contained accommodation on the same lot as a single house that may be attached or

## Attachment 10.3.4(b)

detached from the single house occupied by members the same family as the occupiers of the main building.”

- 7) We are willing to register on the certificate of title a notification relating to the occupancy restriction as required under section 350.10.5(a). Due to the needs to support both our family and both of our parents we need to exceed the floor area restriction as allowed in the RCodes acceptable development clause 7.1.1 A1. Policy 350.10.6.b over rides this RCode with allowances that provide for floor spaces greater than 60m<sup>2</sup>. Our design solution as detailed in the previous statement complies with all 3 requirements of this section of the policy and meets all 3 Design and Siting criteria 350.10.7.

### **Section 2 Response to Neighbour's Letter**

The neighbour's letter included in your email dated 21/7/09 had seven points which we would like to respond to here;-

- Point 1 This point had to do with the drawings being incomplete  
A site plan has since been added to illustrate the scheme's context.
- Point 2 The point made here was a concern that there are 2 free standing structures, one residential, and one "commercial".  
In response, it should be noted a substantial covered colonnade links the two sections of the house which in many cultures around the world is a very legitimate way to live, especially in a place like Perth with a mediteranean climate.  
As for the concern about "commercial building", the council does have a policy for home occupation for facilities such as a home studio.
- Point 3 Point 3 echoes similar concerns to point 2 in the "business nature" of the proposed scheme. This concern is not founded when the application is pursuing a home jewellery studio which fits within council policy.
- Point 4 The neighbour sites bulk & scale being an issue with this scheme. In our modified Revision A, the proposal the upper floor has been setback to a 6m setback. This meets the "rule of thumb" acceptable development guideline in the R-Codes for R15 of 6m. Our justification for a zero setback to the ground floor is covered in the points below.
- Point 5 The neighbour seems to indicate a mirroring of their carport with a relaxed setback to my client's garage would be acceptable.

## Attachment 10.3.4(b)

- Point 6      The neighbour had concerns about the visual privacy from the upper floor windows. In our Revision A application, our upstairs windows now fall within acceptable development of the R-Codes.
- Point 7      The neighbour states here they do not have a problem with an overheight fence. We have reduced the height of the parapet to the neighbour's boundary to 2400mm above the neighbour's ground level which would seem to satisfy what they would be happy to accept.

I trust this is satisfactory.

Yours sincerely



Matthew Wallwork    B.Arch  
**Ecotecture**



Lot 4585 (No. 55) Todd Avenue, Como - Front



Lot 4585 (No. 55) Todd Avenue, Como - Front Left



Lot 4585 (No. 55) Todd Avenue, Como - Front Left



Lot 4585 (No. 55) Todd Avenue, Como - Front Left



Lot 4585 (No. 55) Todd Avenue, Como - Front Right



Lot 4585 (No. 55) Todd Avenue, Como - Front Right

19<sup>th</sup> December 2010

55 Todd Avenue  
Como WA 6152

Tel: 08 9474 2894  
Mob: 0419 942 338

CITY OF SOUTH PERTH	
20 JAN 2010	
Doc ID No:	
File No:	TO1/55
Original To:	PS
Action <input checked="" type="checkbox"/>	Info <input type="checkbox"/>
	File <input type="checkbox"/>

Re. Proposed Garage and patio at 55 Todd Ave Como WA 6152

Dear Sir.

With reference to the proposed extensions to the above property and to the letter from Cameron Howell Ref: TO1/55 which confirms that the proposed extensions are granted subject to some provisions as laid out in the letter.

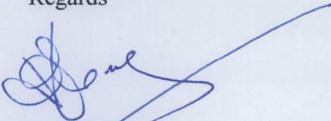
I will of course be happy to meet the requirements as set down by the letter and will have the necessary paperwork and drawings amended and lodged with the council. However I am not very happy with item 1(i) which pertains to setback of the garage. I believe this is a fairly recent ruling, I consulted with your Planning department about 18 months ago and was told that the only setback that was required was 6mtrs. I appreciate that the guidelines may have changed but would ask that the Council in this instance makes an exception and allows the original 6mtr setback to apply. I have laid out below some of the reasons that I believe are relevant in this case and would be grateful for a ruling in our favor. As I have previously stated we will of course comply with the other points raised in the letter.

I really don't see how it will be to the detriment of the streetscape as the wall would be finished in face bricks the same as the house. Being fully enclosed would also add to the security of our vehicles which have already been broken into several times. An Email from Cameron on 16<sup>th</sup> December 2009 mentions that the next door house number 57 is set back a long way and has a wide setback from the boundary of our two properties. As I am sure you realize that the fact that number 57 is set back so far is only temporary as I am sure that it will be redeveloped in the not too distant future as are a lot of the 'Returned Serviceman Homes' in the Avenues. Also 2 doors away from us at number 59 there is a solid front wall that is 2 meters high (the piers are even higher at 2.25 meters) which runs parallel to the front boundary against the pavement for about 16.5 meters and only ends at the driveway which is 4 meters which is about 80% of the whole width of the property, Please see the attached photographs.

I can understand the idea behind the regulation but feel that it is more suited to a complete new development as apposed to an addition. Especially in a street where there are so many anomalies i.e. some block are subdivided and some are not some houses have a large setback and some not, and in one case the carport of one house comes right up to the pavement.

I should like to this opportunity to express my thanks for the help that your planning department has given me in this matter and once again to ask that you grant an exception in this case.

Regards



David Casson.

Attachment.....



Number 59 Todd Ave.

## City of South Perth

## Attachment 10.5.1(a)

### List of Application for Planning Consent Determined Under Delegated Authority for the Period 1/12/2009 to 31/12/2009

Application #	Ext. Ref.	PC Date	Address	Applicant	Status	Description
011.2009.00000331.001		23/12/2009	133 Coode ST SOUTH PERTH	Highbury Homes	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000334.001	CL4/37	29/12/2009	37A Clydesdale ST COMO	Ross Griffin Homes	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000344.001	PE4/40	9/12/2009	40 Pether RD MANNING	Highbury Homes (WA) Pty Ltd	Approved	Single House
011.2009.00000347.001	BA6/36	7/12/2009	36 Barang CC KARAWARA	Corniche Exclusive Homes	Approved	Single House
011.2009.00000357.001	CA/414	23/12/2009	14 Campbell ST KENSINGTON	Parry & Whyte Architects	Approved	Additions / Alterations to Single House
011.2009.00000370.001	RO5/1C	14/12/2009	Roseberry AVE SOUTH PERTH	Pranoto Holdings Pty Ltd	Approved	Single House
011.2009.00000378.001	LA5/14	11/12/2009	140 Lansdowne RD KENSINGTON	Mr J B Walters	Approved	Additions / Alterations to Single House
011.2009.00000385.001	IS1/7	11/12/2009	7 Isabella CRES MANNING	Peter Fryer Design	Approved	ADDITIONS TO EXISTING DWELLING
011.2009.00000388.001	FI3/4	8/12/2009	4 First AVE KENSINGTON	BGC Residential Pty Ltd	Approved	Single House
011.2009.00000397.001	HA1/13	1/12/2009	13 Hampden ST SOUTH PERTH	Trade Direct Patios	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000399.001	GR2/4	7/12/2009	4 Griffin CRES MANNING	Ross Griffin Homes	Approved	FENCE GREATER THAN 1.8 METRES
011.2009.00000405.001	SC1/14	24/12/2009	14 Scenic CRES SOUTH PERTH	Perth Home Improvement Centre	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000418.001	ST4/22	4/12/2009	22B Strickland ST SOUTH PERTH	RJ Knott, PT Ker & Associates	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000423.001	FI3/4	8/12/2009	4 First AVE KENSINGTON	Interpave	Approved	BOUNDARY SCREEN WALL
011.2009.00000428.001	CL3/76	15/12/2009	76 Cloister AVE MANNING	Blueprint Homes (WA) Pty Ltd	Approved	GROUPED DWELLING(S)
011.2009.00000430.001	BA4/24	23/12/2009	24 Barker AVE COMO	Sovereign Building Company Pty Ltd	Approved	TWO STOREY GROUPED DWELLING
011.2009.00000431.001	MI3/28	2/12/2009	281 Mill Point RD SOUTH PERTH	Greg Rowe & Associates	Refused	CHANGE IN LAND USE
011.2009.00000441.001	RE3/32	9/12/2009	32 Renwick ST SOUTH PERTH	One Stop Patio Shop	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000450.001	ST4/72	18/12/2009	72 Strickland ST SOUTH PERTH	Mr J F May	Approved	ADDITIONS/ALTERATIONS TO GRPED
011.2009.00000451.001	SO2/76	9/12/2009	27 Fortune ST SOUTH PERTH	Silver Thomas Hanley Architects	Approved	ADDITIONS AND ALTERATIONS TO HOSPITAL
011.2009.00000456.001	TR3/13	23/12/2009	13 Treacy WY WATERFORD	The Patio Guys	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000462.001	ME7/16	11/12/2009	16 Mends ST SOUTH PERTH	Mr S Yilmaz	Approved	CHANGE OF USE: SHOP TO TAKE-AWAY FOOD

**Attachment 10.5.1(a)**

**List of Application for Planning Consent Determined Under Delegated Authority for the Period 1/12/2009 to 31/12/2009**

Application #	Ext. Ref.	PC Date	Address	Applicant	Status	Description
011.2009.00000463.001	HE3/13	21/12/2009	130 Hensman ST SOUTH PERTH	Patio Living	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000465.001	PH1/12	24/12/2009	12 Philp AVE COMO	Arkitektura Architects	Approved	Additions / Alterations to Single House
011.2009.00000467.001	CA6/29	15/12/2009	299 Canning HWY COMO	Averna Homes	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000469.001	MA6/1	9/12/2009	1 Market ST KENSINGTON	Kalmar Factory Direct	Approved	Additions / Alterations to Single House
011.2009.00000478.001	PE4/33	9/12/2009	33 Pether RD MANNING	Sovereign Building Company Pty Ltd	Approved	Single House
011.2009.00000483.001	LA6/9	9/12/2009	9 Lawler ST SOUTH PERTH	Oasis Patios	Refused	Carport Addition to Single House
011.2009.00000486.001	CL3/15	14/12/2009	15A Cloister AVE MANNING	Oasis Patios	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000488.001	AN1/80	11/12/2009	80 Angelo ST SOUTH PERTH	Diadem	Approved	SIGNS
011.2009.00000497.001	GR2/70	17/12/2009	70B Griffin CRES MANNING	Outside In Landscape Management	Approved	BOUNDARY SCREEN WALL
011.2009.00000516.001	CO3/39	22/12/2009	39 Comer ST COMO	Patio Living	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000517.001	BI3/28	9/12/2009	28 Birdwood AVE COMO	Dale Alcock Homes Pty Ltd	Approved	ONE STOREY SINGLE HOUSE
011.2009.00000533.001	MU1/8	4/12/2009	8 Mullingar CL WATERFORD	RTS Patios	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000537.001	AN4/33	9/12/2009	33 Anstey ST SOUTH PERTH	Mr R G Hayes	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000550.001		15/12/2009	54 Axford ST COMO	R Kirilak	Approved	FENCE GREATER THAN 1.8 METRES
011.2009.00000553.001	PR1/27	15/12/2009	27 Preston ST COMO	Comanco Constructions	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000555.001	MO1/79	15/12/2009	79 Monash AVE COMO	Mr L M Hall	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000558.001	WA6/10	15/12/2009	103 Waterford AVE WATERFORD	Mr L C Foster	Approved	OUTBUILDING
011.2009.00000571.001	FO4/8	21/12/2009	8 Fourth AVE KENSINGTON	Kalmar Factory Direct	Approved	OUTBUILDING
011.2009.00000578.001	RY1/43	22/12/2009	43 Ryrie AVE COMO	Mr E Maric	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000591.001	BR2/8	29/12/2009	8 Brandon ST SOUTH PERTH	Westral Outdoor Centre	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000598.001	SA3/59	31/12/2009	55 Sandgate ST SOUTH PERTH	City of South Perth	Approved	Patio Addition to

## City of South Perth

## Attachment 10.5.1(b)

### List of Application for Planning Consent Determined Under Delegated Authority for the Period 1/01/2010 to 31/01/2010

Application #	Ext. Ref.	PC Date	Address	Applicant	Status	Description
011.2009.00000274.001	KE2/11	4/01/2010	11 Kelsall CRES MANNING	Mr D L Bastin	Approved	TWO STOREY GROUPE D DWELLING
011.2009.00000330.001	TO1/65	6/01/2010	65 Todd AVE COMO	Dale Alcock Homes	Approved	Single House
011.2009.00000369.001	RO5/1B	21/01/2010	Roseberry AVE SOUTH PERTH	Pranoto Holdings Pty Ltd	Approved	Single House
011.2009.00000376.001	AL4/13	6/01/2010	13A Alston AVE COMO	Concept Steel Constructions	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000381.001	KL1/8A	11/01/2010	8A Klem AVE SALTER POINT	Residential Attitudes	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000408.001	CL3/10	28/01/2010	91 Ley ST COMO	Santelli Architects Pty Ltd	Approved	Additions / Alterations to Educational E
011.2009.00000409.001	WE2/12	5/01/2010	12 Westbury RD SOUTH PERTH	Novus Homes	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000412.001	MO1/L	14/01/2010	Monash AVE COMO	Mrs M Frances	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000445.001	TA1/27	6/01/2010	27 Talbot AVE COMO	Gardiniers Real Estate	Approved	BOUNDARY SCREEN WALL
011.2009.00000452.001	SO2/76	13/01/2010	27 Fortune ST SOUTH PERTH	Silver Thomas Hanley Architects	Approved	ADDITIONS AND ALTERATIONS TO HOSPITAL
011.2009.00000458.001	DY1/53	22/01/2010	53 Dyson ST KENSINGTON	Colbert Homes	Approved	TWO STOREY SINGLE HOUSE
011.2009.00000466.001	PA4/11	29/01/2010	11 Parsons AVE MANNING	Graphic Pergolas	Approved	Carport Addition to Single House
011.2009.00000471.001	WA8/36	6/01/2010	36 Waverley ST SOUTH PERTH	BCA Homes & Patios	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000475.001	DY1/72	12/01/2010	72 Dyson ST KENSINGTON	Mrs N Stjepandic	Approved	Additions / Alterations to Single House
011.2009.00000476.001	TA3/23	12/01/2010	23 Tate ST SOUTH PERTH	Mr R A D Sippe	Approved	Additions / Alterations to Single House
011.2009.00000479.001	WE4/13	6/01/2010	13 Weston AVE SOUTH PERTH	Mr W M Sankey	Approved	ADDITIONS/ALTERATIONS TO GRPED
011.2009.00000482.001	TO1/55	5/01/2010	55 Todd AVE COMO	Mr D J Casson	Approved	Additions / Alterations to Single House
011.2009.00000485.001	CA3/20	11/01/2010	20 Gardner ST COMO	Mr S McKay	Approved	PATIO ADDITION TO GROUPE D DWELLING
011.2009.00000487.001	TA1/77	21/01/2010	77 Talbot AVE COMO	Averna Homes	Approved	Single House
011.2009.00000496.001	PE4/39	5/01/2010	39 Pether RD MANNING	Ms M J Mackay	Approved	Carport Addition to Single House
011.2009.00000500.001	RO5/1A	8/01/2010	Roseberry AVE SOUTH PERTH	JWH Group Pty Ltd	Approved	Single House
011.2009.00000502.001	WA6/67	10/01/2010	67 Waterford AVE WATERFORD	Mr P A Jones	Approved	PATIO ADDITION TO SINGLE HOUSE

## List of Application for Planning Consent Determined Under Delegated Authority for the Period 1/01/2010 to 31/01/2010

Application #	Ext. Ref.	PC Date	Address	Applicant	Status	Description
011.2009.00000506.001	MO2/55	8/01/2010	55 Monk ST KENSINGTON	Mr X Parker	Approved	Additions / Alterations to Single House
011.2009.00000510.001	TH1/19	14/01/2010	198 Thelma ST COMO	Mr V Rychal	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000511.001	WE2/15	4/01/2010	15 Westbury RD SOUTH PERTH	Mr B Vesnaver	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000522.001	GA3/53	5/01/2010	53 Gardner ST COMO	Abel Roofing	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000527.001	AX1/33	20/01/2010	33 Axford ST COMO	Havsin Pty Ltd	Approved	TWO STOREY GROUPED DWELLING
011.2009.00000528.001	LO1/13	4/01/2010	137 Lockhart ST COMO	Mr G M Carrello	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000535.001	HI2/3	12/01/2010	3 Hill ST SOUTH PERTH	Kalmar Factory Direct	Approved	CARPOR ADDITION TO GROUPED DWELLING
011.2009.00000538.001	MA3/95	22/01/2010	95 Manning RD MANNING	Mr N J Xavier	Approved	Additions / Alterations to Single House
011.2009.00000543.001	KA2/2	12/01/2010	2 Kardan CC KARAWARA	Westral Outdoor Centre	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2009.00000545.001	GO1/36	13/01/2010	36 Godwin AVE MANNING	Outdoor World	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000548.001	HE1/32	12/01/2010	32 Henley ST COMO	Oasis Patios	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000549.001	HE1/32	12/01/2010	32 Henley ST COMO	Oasis Patios	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000551.001	AN3/28	18/01/2010	28 Anketell ST KENSINGTON	Mr G F Woodger	Approved	Additions / Alterations to Single House
011.2009.00000556.001	SO2/51	4/01/2010	51 South TCE COMO	Kalmar Factory Direct	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000557.001	HE1/24	12/01/2010	24B Henley ST COMO	One Stop Patio Shop	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000565.001	CO11/2	5/01/2010	1 Courthope ST KENSINGTON	Oz Eco Design	Approved	Additions / Alterations to Single House
011.2009.00000566.001	GA3/28	20/01/2010	28 Gardner ST COMO	Ms G Bilsborough	Approved	PATIO ADDITION TO GROUPED DWELLING
011.2009.00000568.001	RY1/50	14/01/2010	50 Ryrie AVE COMO	FBC Developments	Approved	Additions / Alterations to Single House
011.2009.00000585.001	HA3/2	14/01/2010	2 Hardy ST SOUTH PERTH	Oldfield Knott Architects	Approved	Additions / Alterations to Single House
011.2009.00000589.001	KI5/9	7/01/2010	9 King ST KENSINGTON	Mr D J Lake	Approved	Additions / Alterations to Single House
011.2010.00000003.001	BR2/63	6/01/2010	63 Brandon ST KENSINGTON	Mr G Perrella	Approved	OUTBUILDING
011.2010.00000004.001	HE2/36	6/01/2010	36 Henning CRES MANNING	Great Aussie Patios	Approved	PATIO ADDITION TO SINGLE HOUSE
011.2010.00000012.001	DA7/9	18/01/2010	9 Davilak ST COMO	Zen Creative	Approved	ADDITIONS/ALTERATIONS TO GRPED
011.2010.00000016.001	MA8/10	27/01/2010	103 Mary ST COMO	One Stop Patio Shop	Approved	PATIO ADDITION TO GROUPED DWELLING

**Attachment 10.5.1(b)****List of Application for Planning Consent Determined Under Delegated Authority for the Period 1/01/2010 to 31/01/2010**

<b>Application #</b>	<b>Ext. Ref.</b>	<b>PC Date</b>	<b>Address</b>	<b>Applicant</b>	<b>Status</b>	<b>Description</b>
011.2010.00000025.001	BA6/41	20/01/2010	41 Barang CC KARAWARA	Oasis Patios	Approved	PATIO ADDITION TO SINGLE HOUSE

Payments between  
1/01/2010 to 31/01/2010

Program - co\_ap001 8/02/2010 2:46:31PM

Minimum Amount: \$0.00

## Creditors

Cheque No.	Chq Date	Creditor	Payee	Description	Amount
00077343	05/01/2010	205514	3 Monkeys Audiovisual	PA System-Extension Speaker & Belt Pack	\$247.11
00077344	05/01/2010	200901	A Better Class Lawns & Gardens	Mow Manning Rd.&Canning Hwy.as directed	\$6,650.00
00077345	05/01/2010	204953	A Paolino	Street Name Plates	\$739.20
00077346	05/01/2010	24280	AAA Production Services	Stage Sound & Lighting-Cygnets Cinema Con	\$1,596.32
00077347	05/01/2010	204046	Aged Care Channel	Annual Membership Fees 01/01/10-31/12/10	\$2,464.00
00077348	05/01/2010	203306	AGS Metalwork	Repairs To Playground Equip-SJMP Coode S	\$544.50
00077349	05/01/2010	203925	Airco	Light Fitting-Como Bowling Club	\$297.00
00077350	05/01/2010	204228	All Earth Group Pty Ltd	Second Grade Recycled Roadbase	\$99.79
00077351	05/01/2010	205453	All Flags Signs & Banners	Australian Bunt Flag	\$363.00
00077352	05/01/2010	204071	Alloy & Stainless Products Pty Ltd	Supply Blades For John Deere Equipment	\$910.25
00077353	05/01/2010	201393	Ambit Industries	Replace Windbreak Shade At Nursery	\$1,127.50
00077354	05/01/2010	205166	Andreotta Cardenosa Consulting	Revision To Column-Lot 900 Amherst St	\$346.50
00077355	05/01/2010	201239	Antiskid Industries Pty Ltd	Antiskid Installation-Manning Rd/Kent St	\$136,290.00
00077356	05/01/2010	203985	Audee Pty Ltd	Mends St. Library Sail	\$1,591.87
00077357	05/01/2010	205170	Aveling	White Card Training-Kelli-Anne Dyne	\$90.00
00077358	05/01/2010	202792	Award Contracting	Tracking Of Sewer Location-Mill Point Rd	\$627.00
00077359	05/01/2010	76423	Baileys Fertilisers	Potting Mix & Fertilizer	\$891.00
00077360	05/01/2010	22507	BCITF	BCITF Levies-Dec 09 Less Transaction Fee	\$27,669.49
00077361	05/01/2010	204260	Beaver Tree Services	Tree Works-Ley St/McDougall Park	\$1,485.00
00077362	05/01/2010	202422	Beeman	BeeRemoval-opp.47ChallengerAve.	\$135.00
00077363	05/01/2010	72966	Benara Nurseries	Shrub Purch.- Lomandra 'seascape' x 36	\$374.44
00077364	05/01/2010	205207	Blackwoods	Grease Guns	\$286.33
00077365	05/01/2010	201823	Boral Construction Materials Group	2 Tonne X 7mm Asphalt	\$878.86
00077366	05/01/2010	204356	Bromain-Atlas Floorsanding	Resurfacing DanceFloor-Bill Graydon 12/0	\$550.00
00077367	05/01/2010	204815	Budget Lights & Lamps	Light Fittings/Village	\$1,495.00
00077368	05/01/2010	76492	Budget Rent A Car	Vehicle Hire-17/11/09-15/12/09 1CDR520	\$4,676.57
00077369	05/01/2010	202397	Builders' Registration Board of WA	BRB Levies-Dec 09-Less Transaction Fees	\$2,173.50
00077370	05/01/2010	72990	Bunnings Building Supplies P/L	Tape, Enamel, Screws, Paint	\$1,683.29
00077371	05/01/2010	202872	Cabcharge Australia Limited	Service Fee/Cabcharges 15/11-12/12/09	\$429.88
00077372	05/01/2010	205192	Caltex Petroleum Services Pty Ltd	2000LT Diesel & 1099LT Unleaded Fuel	\$15,132.94
00077373	05/01/2010	80251	Canning Vale Rural & Urban Services	Installation Of Firebreaks For Various P	\$1,452.00
00077374	05/01/2010	200088	Carpet Hotline	Replace Carpets-U161/Village	\$6,397.00
00077375	05/01/2010	203839	Carringtons Traffic Services	Traffic Management-Manning Rd	\$3,521.65
00077376	05/01/2010	204689	Carson Street School	School Book Awards	\$88.00
00077377	05/01/2010	204537	CD & JA Criddle	Prepare Building Plans For Health Office	\$687.50
00077378	05/01/2010	202405	Central TAFE	ACFI Aged Care Training-25/11/09 B Katta	\$120.00
00077379	05/01/2010	201216	Chemform	Laundry Expenses-Hostel	\$597.53
00077380	05/01/2010	201907	Chris Rowett	Photography-Volunteer Awards 05/12/09	\$420.00
00077381	05/01/2010	21545	City of South Perth	Building Licence-George Burnett Park	\$125.00
00077382	05/01/2010	204556	City Subaru	37,500KM Service 1CQP813	\$433.05
00077383	05/01/2010	205526	Clark Rubber Balcatta	Duck Pond Pool Pump-Skyworks 2010	\$306.95
00077384	05/01/2010	77059	Collier Park Hostel Petty Cash	Petty Cash Reimbursement	\$365.10
00077385	05/01/2010	201859	Como IGA	Orange Juice For Civic Functions	\$96.03
00077386	05/01/2010	73229	Como Plumbing Services	Plumbing Maintenance-Community Centre	\$1,991.00
00077387	05/01/2010	201827	Contek Communications	Raising Of Telstra Pit-46 Forrest St	\$682.00
00077388	05/01/2010	201034	Corporate Express	Stationery	\$1,337.23
00077389	05/01/2010	73261	Coventrys	Airhose Reel	\$1,217.22
00077390	05/01/2010	203415	Creating Communities	Amend.8,TPS 6, Karawara P/C 8	\$14,262.54
00077391	05/01/2010	205532	Daniel Mare	Foam Party-Aust Day 2010 Youth Zone	\$890.00
00077392	05/01/2010	202251	Danube River Pty Ltd	Strategic Plan Follow Up 10/12/09	\$8,250.00
00077393	05/01/2010	76267	Daytone Printing	Business Cards -	\$347.60
00077394	05/01/2010	204655	Della's Group Pty Ltd	Printing 10,000 Flyers-Skyworks 2010	\$2,511.30
00077395	05/01/2010	203671	Department of Premier & Cabinet	Amend.21;TPS 6-Advert.Gov.Gazette	\$87.15
00077396	05/01/2010	205529	Desert Eco Systems Pty Ltd	Cleaner & Urinal Cubes	\$489.50
00077397	05/01/2010	205372	Development Planning Strategies	Amend.8,TPS 6-Karawara	\$3,168.00
00077398	05/01/2010	201168	DMS, Digital Mapping Solutions	Intragrams Public Hosting 01/10-30/12/09	\$1,650.00
00077399	05/01/2010	204166	Down Under Stump Grinding Pty Ltd	Stump Grinding-Downey Drive	\$110.00
00077400	05/01/2010	204678	Downer EDI Works Pty Ltd	200Litres RSK Emulsion	\$621.06
00077401	05/01/2010	83929	Dowsing Concrete	Replace Bitumen-5 Henley St	\$25,315.07
00077402	05/01/2010	84865	Drake Australia Pty Ltd	Contract Labour-Hostel W/E 11/12/09	\$853.22
00077403	05/01/2010	204671	Dynasty Embroidery	Caps For Volunteers-Aust Day 2010 Skywor	\$792.00
00077404	05/01/2010	205300	Exceed Consulting (WA) Pty Ltd	Report On Floodlights At Challenger Rese	\$330.00
00077405	05/01/2010	202367	Flexi Staff Pty Ltd	Temps - CPH Carers	\$415.70
00077406	05/01/2010	74187	Fuji Xerox	Green Wrap White Recycled Paper	\$228.03
00077407	05/01/2010	204379	Gel Group	Temps	\$6,397.45
00077408	05/01/2010	202691	Geldens Pty Ltd	Jacket/Trousers	\$361.00
00077409	05/01/2010	205437	Greenline Ag	Cutting Blades	\$153.52
00077410	05/01/2010	201951	Hanson Construction Materials P/L	Roadbase	\$6,549.23

Payments between  
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Minimum Amount: \$0.00

## Creditors

Cheque No.	Chq Date	Creditor	Payee	Description	Amount
00077411	05/01/2010	203830	Hart Sport	Obstacle Course-Skyworks 2010	\$1,161.64
00077412	05/01/2010	203622	Harvey Fresh	Milk & OJ Supplies	\$289.32
00077413	05/01/2010	205516	Homewrap Packing & Supplies	Removal Blankets-Aust Day 2010 Family Zo	\$451.00
00077414	05/01/2010	201119	Hoseco Welshpool	Various Parts-Water Truck	\$353.25
00077415	05/01/2010	205536	IDF Global WA Pty Ltd	Digital Images-Old Mill Precinct-Part Pa	\$1,886.50
00077416	05/01/2010	204675	Insight Call Centre Services	Overcalls/Council COU-OQ Fees-Nov 09	\$767.47
00077417	05/01/2010	203103	Jackson McDonald Lawyers	Legal Fees-SAT Appeal-Parker-32 Rivervie	\$22,387.64
00077418	05/01/2010	73695	Jacksons Drawing Supplies P/L	Materials-Jerpin Noongar Project-Fiesta	\$910.46
00077419	05/01/2010	203917	JBA (John Bullock and Associates)	Surveying Services-Waterford Boardwalk	\$4,851.00
00077420	05/01/2010	205450	Keys Bros Removals & Storage	Storage Charges-26/11/09-30/12/09	\$264.00
00077421	05/01/2010	84791	Lamp Replacements Pty Ltd	40 X Globes	\$204.71
00077422	05/01/2010	204466	Landgate - Western Australian Land	Interim Valuation Schedule	\$475.87
00077423	05/01/2010	76403	Landmark Operations Ltd	Containers for WetlandMaint.5Lt.x4	\$744.57
00077424	05/01/2010	204685	Lina Mustapah	Street Tree Management-14/12-25/12/09	\$575.00
00077425	05/01/2010	203914	Lions Club of South Perth	Refund-Park Restoration Bond-19/12/09	\$1,000.00
00077426	05/01/2010	201523	Lo-Go Appointments	Temps - Infrastructure Services	\$790.86
00077427	05/01/2010	202452	Lock, Stock & Farrell Locksmith	Maintenance-U129/Village	\$612.20
00077428	05/01/2010	200783	Manning Senior Citizens Centre	Morning Tea Provided-Cygnat Cinema Conce	\$225.00
00077429	05/01/2010	204415	Mechanical Project Services Pty Ltd	Aircon Maintenance CCentre	\$945.27
00077430	05/01/2010	204064	MMM WA Pty Ltd	Repair Fence-Row 106	\$18,194.00
00077431	05/01/2010	204780	Modern Teaching Aids Pty Ltd	Adventure Barrels-Skyworks 2010 Family Z	\$1,523.94
00077432	05/01/2010	203448	Momar Australia Pty Ltd	Parts & Hand Cleaner	\$2,729.10
00077433	05/01/2010	204987	Neat Sweep	Sweeper Hire-Various Locations	\$2,026.75
00077434	05/01/2010	76599	New Town Toyota	Fleet Vehicle Service	\$980.00
00077435	05/01/2010	200856	Officemart	Inkjet Cartridges, Bond Paper	\$379.85
00077436	05/01/2010	21416	Parker Black & Forrest Pty Ltd	1 Padlock	\$113.52
00077437	05/01/2010	203889	Perlex Holdings Pty Ltd	Mad Cow Rides-Aust Day 2010 Family Zone	\$2,485.00
00077438	05/01/2010	200406	Perth Zoo	Coin Machine Takings-Dec 09	\$11,281.47
00077439	05/01/2010	204954	Peter Roaen	Expense Reimbursement	\$44.98
00077440	05/01/2010	205286	Pink Hygiene Solutions	Sanitary Hygiene Services-Premises 5	\$19.98
00077441	05/01/2010	202511	Pirtek Welshpool	Adaptors & Couplings	\$234.19
00077442	05/01/2010	205490	Possum Promotions & Entertainment	Sand Art & Craft-2010 Aust Day Family Zo	\$2,937.00
00077443	05/01/2010	200393	PPCA Ltd	Public Perf of Protected Music-01/01-31/	\$512.38
00077444	05/01/2010	20852	Prime Health Group Ltd	Pre Employment Medical	\$137.50
00077445	05/01/2010	201329	Pro Core	Core & Sweep Lakes 9 Greens	\$2,310.00
00077446	05/01/2010	200925	Professional Towing	Towing Services	\$123.20
00077447	05/01/2010	201996	Prospero Civil & Cadd Design	UGP Co-Ordinator Services-30/11-11/12/09	\$10,956.00
00077448	05/01/2010	203094	Protector Alsafe	6 X Shirts	\$481.13
00077449	05/01/2010	204311	PTP - Pound the Path	Distribution Of Resident Flyers-Skyworks	\$1,650.00
00077450	05/01/2010	74357	RA Shopland	Refurbish U96/Village	\$5,522.00
00077451	05/01/2010	201391	Refresh Pure Water	Water For Staff & Volunteers-Skyworks 20	\$892.00
00077452	05/01/2010	74446	Richgro Garden Products	Native Plant Mix	\$173.25
00077453	05/01/2010	72818	Rocla Quarry Products	Bricklayers Sand	\$583.81
00077454	05/01/2010	205141	Rubber Stamp Company Pty Ltd	Stamps For Participation Cards-Skyworks	\$2,255.50
00077455	05/01/2010	73563	Scottish Pacific Bus Finance	Hire Ped Roller	\$463.21
00077456	05/01/2010	21181	South Perth Primary School	School Book Awards	\$40.00
00077457	05/01/2010	83856	South Perth Bowling Club	Coin Machine Takings-Dec 09	\$7,285.00
00077458	05/01/2010	201696	South Perth Church Of Christ	Refund-Park Restoration Bond-SJMP 20/12/	\$3,000.00
00077459	05/01/2010	204241	South Perth Historical Society	Public-'LookingBackatOldSth.Pth.' x20	\$270.00
00077460	05/01/2010	204606	Specialised Product Services	Refurbish U116 & U150/Village	\$990.00
00077461	05/01/2010	76472	Sports Surfaces Pty Ltd	Supply & Lay New Turf Wicket-James Mille	\$5,797.00
00077462	05/01/2010	200040	Spotlight Pty Ltd	Materials For Jerpin Noongar Project-Fie	\$575.28
00077463	05/01/2010	83005	Stanlee WA	6 X Chaffing Dish Fuel	\$412.50
00077464	05/01/2010	76288	Statewide Cleaning Supplies	Soap & Dispenser-SJMP	\$231.22
00077465	05/01/2010	203710	Sunny Sign Company Pty Ltd	Street Name Plates	\$2,313.58
00077466	05/01/2010	205534	Superclean	Laundry Services	\$56.10
00077467	05/01/2010	204573	SuperSealing Pty Ltd	Crack Sealing Work-Strickland St	\$1,732.50
00077468	05/01/2010	200933	Sure Personnel	Temps - Infrastructure Services	\$18,225.35
00077469	05/01/2010	200124	Surgical House	Mecical Supplies-Hostel	\$102.30
00077470	05/01/2010	203366	T-Quip	PTO Shaft	\$183.20
00077471	05/01/2010	205533	The Party Team	Balloons-Aust Day 2010 Family Zone	\$950.00
00077472	05/01/2010	204254	The Perth Mint	Citizenship Coins	\$1,527.90
00077473	05/01/2010	77033	Toolmart	Impacta Socket	\$14.50
00077474	05/01/2010	76773	Total Eden	Controller Rainbird Modular	\$421.46
00077475	05/01/2010	201814	Total Packaging	40 Cartons Of Dog Litter Bags	\$3,432.00
00077476	05/01/2010	204349	Traffic & Transport Solutions	Road Safety Audit/Review-Manning Rd/Ley	\$2,750.00
00077477	05/01/2010	24182	Trees Need Tree Surgeons	Tree Maintenance	\$8,404.00
00077478	05/01/2010	77031	Tudor House	Flags For Golf Course	\$2,102.50

Payments between  
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Minimum Amount: \$0.00

## Creditors

Cheque No.	Chq Date	Creditor	Payee	Description	Amount
00077479	05/01/2010	204653	Ultimo Catering and Liquor	Catering - Meetings & Functions	\$2,334.60
00077480	05/01/2010	205155	Ultraclean Carpet Cleaning	Carpet Cleaning-Hostel	\$110.00
00077481	05/01/2010	204681	Urbis	Riverview St. Appeal -	\$5,704.11
00077482	05/01/2010	82332	Valli Reticulation	Cap & Relocate Sprinkler-Bus Stop Thelma	\$1,415.00
00077483	05/01/2010	25544	Vertical Telecoms (WA) Pty Ltd	Install 2 Way Unit - Fleet Vehicle	\$595.10
00077484	05/01/2010	205266	WA Gas Networks	Repair Gas Pipe-68 Robert St	\$678.23
00077485	05/01/2010	73806	WA Local Government Association	Training - Rates in Local Govt	\$424.00
00077486	05/01/2010	203773	WA Profiling	Profile Asphalt-Amery, Strickland, South	\$3,605.25
00077487	05/01/2010	200691	Water Corporation	Disconnection Fee-Sandgate St	\$952.50
00077488	05/01/2010	203461	WC Convenience Management Pty Ltd	Maintenance-Exeloo Toilets	\$3,772.73
00077489	05/01/2010	205366	Weeding Women	Garden Maintenance-CPGC 15/12/09	\$1,800.03
00077490	05/01/2010	74748	Wembley Cement Industry	Box Culverts	\$704.00
00077491	05/01/2010	201287	West Coast Institute Of Training	Well Program-Final Payment	\$4,246.00
00077492	05/01/2010	21476	Western Aust Treasury Corp	Loan Principal & Interest - Loan 223	\$58,737.87
00077493	05/01/2010	81916	Westral	Blinds - CPV U96	\$1,728.00
00077494	05/01/2010	76354	Yakka Pty Ltd	Protect. Clothing - Shirts/Trousers	\$135.34
00077495	05/01/2010	205527	Zenox Industries Global Pty Ltd	Keyboard Air Cleaner Sanitizer	\$213.18
00077496	05/01/2010	21545	City of South Perth	BCITF & BRB Commission	\$478.50
00077497	05/01/2010	201830	Millenium Kids Inc	Consulting Services-Nature Project-1st P	\$8,250.00
00077498	06/01/2010	204954	Peter Roaen	Expense Reimbursement	\$480.00
00077499	06/01/2010	203701	Ray Scarce & Associates	Building Surveying Consultancy 1/12-31/1	\$2,772.00
00077502	08/01/2010	204550	Western Power	Roundabout St Lighting-Robert/Cale Sts	\$8,724.00
00077503	11/01/2010	72842	Australia Post	Postage & BillPay Trans Fees - Dec	\$6,778.23
00077504	11/01/2010	202547	Beaurepaires	4 New Tyres, Wheel Alignment	\$708.40
00077505	11/01/2010	21545	City of South Perth	Building Licence & BRB Fees-SJMP Deck	\$125.00
00077506	11/01/2010	202879	Dick Smith Electronics Pty Ltd	Canon Camera & Case, Memory Card	\$263.91
00077507	11/01/2010	202285	Mr C Frewing	Expense Reimbursement	\$864.80
00077508	11/01/2010	205534	Superclean	Laundry Services	\$285.90
00077509	11/01/2010	203366	T-Quip	Bedknife, Screws	\$263.40
00077510	11/01/2010	204988	Telstra	Usage and Serv & Equip	\$3,907.48
00077515	12/01/2010	205473	JB Hi-Fi	Library Stock	\$1,737.41
00077516	14/01/2010	204305	Australia Day Council of WA	Aust Day Lunch 21/01/10	\$375.00
00077517	14/01/2010	204144	Beaver Promotions Pty Ltd	Bali Style Feather Banners-Aust Day 2010	\$2,552.00
00077523	18/01/2010	205505	Parkinson & Mann	Velcro-Aust.Day2010 FamilyZoneArtComp.	\$113.74
00077524	19/01/2010	204927	Fluid Electrical Pty Ltd	Electrical Maintenance-Olives Reserve	\$2,226.11
00077525	19/01/2010	83433	Angelo Street Gallery & Picture Fra	Skyworks'10-PictureFramingArtComp.	\$140.00
00077526	19/01/2010	204801	Bidvest Australia Limited	Skyworks '10- Give-awayConsumables	\$917.40
00077527	20/01/2010	205477	Taldara Industries	Skyworks - Drinking Cups	\$2,189.69
00077532	21/01/2010	203875	Bladon WA	Aust.Day 2010-Family&YouthZone: YoYo's	\$1,292.50
00077533	21/01/2010	205553	Perth Photoboosths	Skyworks 2010-PhotoBooth (Family Zone)	\$1,200.00
00077534	21/01/2010	205554	Miss J T Jumayao	Expense Reimbursement	\$8.00
00077535	21/01/2010	205241	N Paisley	Expense Reimbursement	\$125.61
00077536	21/01/2010	204954	Peter Roaen	Expense Reimbursement	\$789.83
00077537	21/01/2010	200691	Water Corporation	DisconnectionFee-R'aboutOpp.4 HobbsAve.	\$381.00
00077538	21/01/2010	204643	Important Items Pty Ltd	Aust.Day2010 - Balloon Inflator	\$240.00
00077539	21/01/2010	205559	Subway Karawara	Aust.Day 2010: Platters 30 x \$55	\$1,650.00
00077540	27/01/2010	204953	A Paolino	Install 14 Street Name Plates	\$792.00
00077541	27/01/2010	205542	Advam Pty Ltd	Setup Fees-Credit Card Facility For Hect	\$797.50
00077542	27/01/2010	200278	Aged & Community Services WA Inc	Regn.Fees-M Clarke&B Whiteley:FinancialS	\$100.00
00077543	27/01/2010	203306	AGS Metalwork	Sign Fabrication - SkyshowBanners	\$987.25
00077544	27/01/2010	201783	Air Torque Refrigeration & Aircond	AirConRepairs-HostelDiningRoom	\$350.90
00077546	27/01/2010	203925	Airco	HotWaterSystemMaint.-BillGraydenPav.	\$6,309.57
00077547	27/01/2010	204514	78 Records	Various CD'S-Library	\$831.50
00077548	27/01/2010	205383	AITPM Inc	Attend.TrafficDataSem.3/12/09:P Edwards	\$25.00
00077549	27/01/2010	204071	Alloy & Stainless Products Pty Ltd	Blades, Bolt Kit For Honda Mowers	\$1,016.16
00077550	27/01/2010	205116	Allpack Signs Pty Ltd	Hazard Markers	\$731.94
00077551	27/01/2010	205549	Angela Ferolla	Materials For Totally Best Family Day 20	\$76.03
00077552	27/01/2010	204809	ANL Container Hire & Sales Pty Ltd	Aust.Day2010-SeaContainersHire:FamilyZon	\$1,650.00
00077553	27/01/2010	205039	ANL Lighting Australia Pty Ltd	9 X Coated Globes	\$441.05
00077554	27/01/2010	204245	API Security Pty Ltd	Keys Cut For Hostel	\$72.61
00077555	27/01/2010	205545	Architecture Media Pty Ltd	3 Year Subscription To Landcape Architec	\$131.00
00077556	27/01/2010	23603	Arcus Australia Pty Ltd	Refrigerant - C/P Hostel Coolroom	\$250.67
00077557	27/01/2010	203174	Armaguard	Banking Services	\$905.74
00077558	27/01/2010	205218	Artisan Garments and Screen Printer	Aust.Day2010 - Volunteers TeeShirts	\$2,957.13
00077559	27/01/2010	202522	Arts Radio Limited	Advertising On RTR FM For Fiesta 2010	\$1,108.80
00077560	27/01/2010	201082	Assured Tree Services	Remove 2 Trees-9 Crana PI Karawara	\$550.00
00077561	27/01/2010	205257	Austral Mercantile Collections Pty	Legal & Lawyers Fees-Debt Collection Dec	\$6,510.99
00077562	27/01/2010	204660	Australian Native Nurseries Group	100 X Eucalyptus Plants	\$193.82

Listing of Payments

Payments between  
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Creditors

Cheque No.	Chq Date	Creditor	Payee	Description	Amount
00077563	27/01/2010	205170	Aveling	Safety/Hlth.Reps.Intro.Crse.- A Ortega	\$840.00
00077564	27/01/2010	202792	Award Contracting	Excavator Work-Challenger Reserve	\$1,045.00
00077565	27/01/2010	204288	Barcode Direct	Opticon CCD Scanner	\$269.50
00077566	27/01/2010	202422	Beeman	Bee Removal	\$540.00
00077567	27/01/2010	72966	Benara Nurseries	Lomandra Seascape/Eucalyptus Victrix	\$571.78
00077568	27/01/2010	72834	Blackwoods	1000 X 4.8m X 200mm Cable Ties	\$107.81
00077569	27/01/2010	205207	Blackwoods	Duracell Batteries	\$288.20
00077570	27/01/2010	83878	BOC Gases	Medical Oxygen	\$324.52
00077571	27/01/2010	201823	Boral Construction Materials Group	2 Tonne 7 Mill Asphalt	\$474.03
00077572	27/01/2010	205551	Bouncy Bounce Castle Hire	Foam Pit-Aust Day 2010 Youth Zone	\$874.50
00077573	27/01/2010	20212	Boya Equipment	Spray Guns & Nozzles	\$505.80
00077574	27/01/2010	203410	Brightwater Care Group	Laundry Services-Hostel	\$1,832.12
00077575	27/01/2010	204356	Bromain-Atlas Floorsanding	Maintenance-WCG Thomas Pavilion	\$1,980.00
00077576	27/01/2010	76492	Budget Rent A Car	Ute Hire 15/12/09-06/01/10	\$1,067.12
00077577	27/01/2010	72990	Bunnings Building Supplies P/L	Buildings Supplies, Youth & Family Zone Ever	\$2,262.46
00077578	27/01/2010	76626	Bunzl Ltd	12 Toilet Deodorisers	\$130.33
00077579	27/01/2010	205543	Burnells Pty Ltd	Sewing Machine Hire For Moorditch Keila	\$230.00
00077580	27/01/2010	204739	Bynorm Pty Ltd	EdgerBlades;2 StrokeOil;Assrtd.Mach.Main	\$1,458.05
00077581	27/01/2010	205524	CADGROUP Australia Pty Ltd	Autocad License & Training	\$27,178.25
00077582	27/01/2010	203641	Cannon Hygiene	Hygiene Ser Public Conveniences	\$706.81
00077583	27/01/2010	203839	Carringtons Traffic Services	Traffic Control For Henley & Ley R'about	\$880.00
00077584	27/01/2010	204708	Cash & Carry	Skyworks2010-VolunteersRefreshments	\$887.05
00077585	27/01/2010	203962	Chair Guru	Office Chair	\$400.00
00077586	27/01/2010	205228	Cheeky Monkey Entertainment	Final Payment-Skyworks 2010 Family & You	\$7,480.00
00077587	27/01/2010	201216	Chemform	Cleaning Supplies-Hostel	\$1,205.62
00077588	27/01/2010	205552	Chiara Kingwell	PerformanceFee-VolunteersB'fast	\$400.00
00077589	27/01/2010	20752	City Of Stirling	John Newton - LSL Entitlement	\$3,438.89
00077590	27/01/2010	73148	Cleanaway	BinCollections&ReplacementBins	\$187,012.38
00077591	27/01/2010	205177	Miss D Colum	Direct Entry-Staff Payroll F/E 25/01/10	\$1,698.15
00077592	27/01/2010	85451	Commissioner of State Revenue	Refund Rates Rebate	\$281.35
00077593	27/01/2010	201859	Como IGA	Gloves	\$484.00
00077594	27/01/2010	73229	Como Plumbing Services	ReplaceRubbersSinkTrap-Unit 5	\$2,104.30
00077595	27/01/2010	204181	Compass Group (Australia) Pty Ltd	Hostel Meal Provisions-23/11/09-27/12/09	\$31,772.29
00077597	27/01/2010	201034	Corporate Express	Stationery	\$1,392.68
00077598	27/01/2010	73261	Coventrys	Fuse	\$8.07
00077599	27/01/2010	205064	Data#3 Limited	VM-Ware Unlimited ELA	\$5,971.02
00077600	27/01/2010	76267	Daytone Printing	Building Envelopes - Yellow	\$2,022.50
00077601	27/01/2010	204597	Deacons	Legal Fees-Lot 77 Mill Point Rd-Josandre	\$2,552.00
00077602	27/01/2010	204655	Della's Group Pty Ltd	Printing Youth Zone Flyers-Skyworks 2010	\$5,387.80
00077603	27/01/2010	205515	Department Of Transport	Licence Fees-7WB110	\$22.30
00077604	27/01/2010	200378	Dept Of Transport	Jetty Licence Application	\$71.00
00077605	27/01/2010	21655	Digital Telecommunication System	Maintenance To Nurse Call System	\$126.50
00077606	27/01/2010	204711	Dint Australia Pty Ltd	9 Holes Closed	\$186.95
00077607	27/01/2010	201552	Direct National Business Mach &	Envelope Sealing Fluid	\$75.57
00077608	27/01/2010	204061	Discus	Instal 22 Aust.DayBanners&TrafficMngmt.	\$11,640.75
00077609	27/01/2010	200519	DORMA Automatics Pty Ltd	Door Maintenance	\$313.52
00077610	27/01/2010	204678	Downer EDI Works Pty Ltd	Asphalt - 2.5 Tonne x 7mm	\$3,358.63
00077611	27/01/2010	83929	Dowsing Concrete	Paving Repairs-Cale & Robert Sts	\$9,308.64
00077612	27/01/2010	84865	Drake Australia Pty Ltd	Temps - CPH Carers	\$2,776.47
00077613	27/01/2010	204769	Dux Cafe Restaurant	Luncheon - Mayor & CEO	\$65.00
00077614	27/01/2010	201608	Econo Sweep	Power Sweeping-Village/Hostel	\$1,276.00
00077615	27/01/2010	205511	Elements Healthcare Pty Ltd	Medications-Hostel	\$417.60
00077616	27/01/2010	204236	Erections (WA)	Install Guardrail-Wray & Mill Point Rds	\$8,052.77
00077617	27/01/2010	204813	Ethiowest	CollierParkHostel&Comm.CentreKitchenCing	\$731.50
00077618	27/01/2010	83521	Evergreen Marketing Int. Pty Ltd	200Litres Oasis Soil Wetter With Fertil	\$2,420.00
00077619	27/01/2010	205547	Fremantle Fairground Assoc Inc	MC'S For Aust Day 2010 Family Zone	\$2,400.00
00077620	27/01/2010	204184	Fremantle Stone	Sandstone Bullnose	\$448.60
00077621	27/01/2010	74187	Fuji Xerox	Copier Charges	\$7,054.45
00077622	27/01/2010	204374	Garmony Property Consultants	Valuation Report-U96/Village	\$275.00
00077623	27/01/2010	204379	Gel Group	Temps - Infrastructure Services	\$5,427.62
00077624	27/01/2010	201390	Geofabrics Australasia Pty Ltd	10 X Rolls Bituthene	\$979.00
00077625	27/01/2010	201414	Globe Australia Pty Ltd	2.5 Litres Ant Termidor	\$544.50
00077626	27/01/2010	203328	Greenway Enterprises	Solopol Handcleaner	\$412.90
00077627	27/01/2010	201951	Hanson Construction Materials P/L	Roadbase - 4 Semi-loads	\$2,264.06
00077628	27/01/2010	202644	Harrison Electrics Pty Ltd	Lighting Repairs-Challenger/Morseby Hall	\$3,864.30
00077629	27/01/2010	203830	Hart Sport	Chicken Run-Skyworks 2010 Family Zone	\$809.50
00077630	27/01/2010	203622	Harvey Fresh	Milk & OJ Supplies	\$322.14
00077631	27/01/2010	205548	Hegney Property Valuations	Valuation Report For 6 Ray St South Pert	\$3,850.00

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Creditors

Cheque No.	Chq Date	Creditor	Payee	Description	Amount
00077632	27/01/2010	205126	Higgins Coatings Pty Ltd	Painting Works-Manning Seniors Kitchen	\$2,079.00
00077633	27/01/2010	83241	Hobart Food Equipment Pty Ltd	Dishwasher Repairs	\$179.10
00077634	27/01/2010	205550	Hoyts Corporation P/L	Movie Vouchers-Totally Best Family Day	\$268.45
00077635	27/01/2010	22070	Hydro Engineering Pty Ltd	Repair & Replace U.S Pump	\$11,704.00
00077636	27/01/2010	73679	Hydro-Plan Pty Ltd	Consultancy-Collier Park Course Irrigati	\$1,441.00
00077637	27/01/2010	203504	Imperial Glass	Repairs-Vandal Damage-CPGC	\$3,577.72
00077638	27/01/2010	201920	ISS Hygiene Services Pty Ltd	Sanitary Hygeine Services	\$444.95
00077639	27/01/2010	205054	J. Gourdis Landscapes	Site Maintenance-Kindergartens-Dec 09	\$2,178.00
00077640	27/01/2010	73695	Jacksons Drawing Supplies P/L	Materials-Jerpin Noongar Project-Fiesta	\$17.34
00077641	27/01/2010	73709	Jason Signmakers	BusShelter-Narrow JSD with Mesh Inserts	\$14,091.00
00077642	27/01/2010	205473	JB Hi-Fi	DVD - "UP"	\$30.15
00077643	27/01/2010	204372	John Hughes Park Ford Service	Fleet Vehicle Service	\$712.00
00077644	27/01/2010	204468	John Hughes Service	Repairs To Vehicle-1CL1216	\$2,598.00
00077645	27/01/2010	205556	Mr J Jukes	Aust.Day2010:MarkingFamilyZone/YouthZone	\$495.00
00077646	27/01/2010	204758	Kaper Trading	Meeting Supplies	\$85.80
00077647	27/01/2010	204510	Karalee Tavern	Wine & Beer For Infrastructure Xmas Part	\$796.72
00077648	27/01/2010	201825	Kelyn Training Services	WorkSafely Trng.-The Construction Ind.	\$1,080.00
00077649	27/01/2010	203184	Kennards Hire	Cherry Picker Hire-Golf Course	\$304.00
00077650	27/01/2010	204817	Kerry-Ann Winmar	Welcome To Country-Aust Day Family Zone	\$350.00
00077651	27/01/2010	73342	Landgate - Western Australian Land	Land Enquires-Dec 2009	\$144.00
00077652	27/01/2010	204466	Landgate - Western Australian Land	Interim Valuation Schedule	\$394.95
00077653	27/01/2010	201523	Lo-Go Appointments	ContractPers.W/E09/1/10-Z Ladislav	\$16,459.08
00077654	27/01/2010	202491	Local Government Managers Australia	LGMA.Mngmt.Chall.EntryFee-2010	\$3,850.00
00077655	27/01/2010	202452	Lock, Stock & Farrell Locksmith	Cut Keys & Supply Locks	\$202.95
00077656	27/01/2010	205238	Market United Pty Ltd	CMS Training-Dec 09	\$22,203.50
00077657	27/01/2010	80788	McIntosh & Son WA	Extension Springs, Rotation Blades	\$679.40
00077658	27/01/2010	202490	McLeods Barristers & Solicitors	Legal Fees-Governance Advice	\$4,528.18
00077659	27/01/2010	202699	Media Monitors Australia Pty Ltd	BroadcastMonitoringSvc.Jan.2010	\$269.21
00077660	27/01/2010	205188	Mends Street News	Newspapers 7/12 to 31/12/09:HeritageHse.	\$71.20
00077661	27/01/2010	25522	Mercury Messengers Pty Ltd	Courier Services-Dec 2009	\$85.79
00077662	27/01/2010	205423	Michael Page International	Temps - City Communications	\$9,515.40
00077663	27/01/2010	203076	Micro Control Engineering	AnnualSubs.GOTOMAPC-centralCntrl.Sys.	\$719.40
00077664	27/01/2010	200870	Mindarie Regional Council	Rubbish Site Charges-MSW 29/12/09	\$1,117.20
00077665	27/01/2010	204064	MMM WA Pty Ltd	Removal Of Playground Equip-Como Beach	\$28,509.16
00077666	27/01/2010	204780	Modern Teaching Aids Pty Ltd	Skyworks2010 FamilyZoneSoftplayMats	\$2,605.24
00077667	27/01/2010	203977	Monitor (WA) Pty Ltd	DSB2 Tail Tags	\$885.50
00077668	27/01/2010	202628	Moving On Audits	Training/Printing Levy	\$22.00
00077669	27/01/2010	81390	Mowfix Mowers and Chainsaws	Air Filters & Spark Plugs	\$465.40
00077670	27/01/2010	202679	MP Rogers & Associates Pty Ltd	Professional Services-Como Beach Foresho	\$15,239.14
00077671	27/01/2010	204837	Mrs F C Nababan	Expense Reimbursement	\$49.88
00077672	27/01/2010	204987	Neat Sweep	Sweeper Hire-Manning Rd	\$1,452.00
00077673	27/01/2010	76599	New Town Toyota	Fleet Vehicle Service	\$203.50
00077674	27/01/2010	205538	Nextgen Networks Pty Ltd	Fibre Optic Links Charges 1/12/09-31/12/	\$3,382.48
00077675	27/01/2010	201499	Oce-Australia Limited	Plan Copier Charge 01/01-31/01/10	\$669.36
00077676	27/01/2010	200816	Park Motor Body Builders (WA) Pty L	Towbar Installation-Rego 1CCB496	\$825.00
00077677	27/01/2010	205393	PCAC Aged Care	Medical Supplies -	\$139.20
00077678	27/01/2010	203995	Permanent Brook Turf	Santa Ana Couch - 150m2	\$973.50
00077680	27/01/2010	205180	Perth Security Services	Patrol Services 14/12/09-27/12/09	\$9,384.28
00077681	27/01/2010	205286	Pink Hygiene Solutions	Sanitary Hygiene Services-01/01/10-31/03	\$1,270.60
00077682	27/01/2010	202359	Plant & Soil Management	Turf Maint-Dec Richardson Pk.Como Croque	\$18,272.84
00077683	27/01/2010	203439	Prestige Alarms	AlarmSystemRepair-CPV GardenersShed	\$848.10
00077684	27/01/2010	20852	Prime Health Group Ltd	Pre Employment Medical	\$275.00
00077685	27/01/2010	203135	Pro Tramp Australia Pty Ltd	Super Trampoline-Fiesta 2010 Opening Con	\$110.00
00077686	27/01/2010	200925	Professional Towing	Towing Services-Blamey PI To Pickles-1BK	\$123.20
00077687	27/01/2010	201068	Progressive Brick Paving	Brickpaving-Amery St	\$4,750.00
00077688	27/01/2010	203094	Protector Alsafe	Hi Visible Vests	\$353.45
00077689	27/01/2010	203991	Put On A Happy Face	Aust,Day2010 - Face Painters	\$3,960.00
00077690	27/01/2010	74357	RA Shopland	Painting&TilingMaint.-Units 6, 70&80	\$968.00
00077691	27/01/2010	22027	Raeco International Pty Ltd	Magnetic Clips, Hinge Tape	\$224.06
00077692	27/01/2010	204745	Rainscape Waterwise Solutions	Reticulation Parts	\$880.84
00077693	27/01/2010	204291	Recall Information Management Pty L	Archive Storage	\$16.35
00077694	27/01/2010	201391	Refresh Pure Water	Water&ContainerDeposit-CivicCentre	\$339.50
00077695	27/01/2010	204185	Retravision - Carlisle	WashingMachine&Microwave-C/Hostel	\$2,739.00
00077696	27/01/2010	205220	Risk Software Pty Ltd	OSH Lic.Renewal-12mnths.from18/1/10	\$429.00
00077697	27/01/2010	72796	Rocla Pipeline Products	SAS Sealant	\$316.80
00077698	27/01/2010	72818	Rocla Quarry Products	Bricklayers Sand	\$3,155.74
00077699	27/01/2010	74233	Rosetta Holdings Pty Ltd	Commission on Takings - Dec	\$17,077.91
00077700	27/01/2010	204683	Ross Human Directions Ltd	Temps - CPGC	\$6,626.95

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## Creditors

Cheque No.	Chq Date	Creditor	Payee	Description	Amount
00077701	27/01/2010	204219	Royal Wolf Trading Australia Pty Lt	6 Metre D Grade Freight Container	\$2,431.00
00077702	27/01/2010	202328	SecurePay Pty Ltd	Monthly Serv Fee & Trans Fee -Dec 2009	\$322.14
00077703	27/01/2010	205530	SGS Australia	Water Quality Testing-Donerail Sump	\$809.60
00077704	27/01/2010	204789	South City News	Newspapers-06/12-02/01/10-Civic Centre	\$196.26
00077705	27/01/2010	76356	Southcare	VergeMaint. - 11/11/09 & 25/11/09	\$72.03
00077706	27/01/2010	202862	Southern Metropolitan Regional Coun	Rubbish Site Charges-Greenwaste-Dec 09	\$2,636.20
00077707	27/01/2010	202615	Speaking from Experience	5 Health Videos	\$275.00
00077708	27/01/2010	202410	Specialised Security Shredding	Casual Bin Delivery & Collection	\$11.94
00077709	27/01/2010	205546	Splash Promotions	IGA Logo On Sacks-Aust Day 2010	\$462.00
00077710	27/01/2010	85086	St John Ambulance Aust (WA) Inc.	FirstAidCover-VolunteerDayBreakfast	\$795.41
00077711	27/01/2010	205247	State Wide Turf Services	Renovations To Oval-Challenger Reserve	\$22,319.00
00077712	27/01/2010	205534	Superclean	Laundry Expenses	\$56.10
00077713	27/01/2010	201512	Supreme Filtering Systems	Clean Deep Fryer/Oil	\$67.20
00077714	27/01/2010	200933	Sure Personnel	ContractPers.W/E16/1/10-L Brown	\$20,091.84
00077715	27/01/2010	200124	Surgical House	Medical Supplies-Hostel	\$454.79
00077716	27/01/2010	205506	Sweep Care Australia	Street Sweeping	\$20,115.74
00077717	27/01/2010	84059	Synergy	Usage 11/11/09to13/1/10:U49/2BruceSt.	\$200.25
00077718	27/01/2010	203032	Tactile Indicators WA Pty Ltd	Tactile Treatment-Thelma St Bus Shelter	\$536.00
00077719	27/01/2010	204989	Telstra	Mobile Phone Charges	\$2,593.34
00077720	27/01/2010	203885	Termico Pest Management Services	TermiteTrmt.152/16 Morrison Rd.	\$1,880.00
00077721	27/01/2010	204128	The Lane Bookshop	Books	\$581.47
00077722	27/01/2010	201590	The Pressure King	Graffiti Removal	\$2,894.66
00077723	27/01/2010	204997	Toner Plus	Inkjet Cartridges	\$433.50
00077724	27/01/2010	76773	Total Eden	Irrigation Parts	\$17,900.93
00077725	27/01/2010	20391	Total Turf	D Putting Cups	\$1,415.81
00077726	27/01/2010	200510	Totally Workwear - Victoria Park	Prot.Clothing-Boots,Vests,Hats,LipCream	\$955.15
00077727	27/01/2010	204767	Tradelink	Pipe	\$238.01
00077728	27/01/2010	24182	Trees Need Tree Surgeons	Tree Removal - 61Pennington St.	\$17,072.00
00077729	27/01/2010	205521	Trilogy Resources Pty Ltd	Temp.ITSpprt.G Richards:P/E 20/12/09	\$6,006.74
00077730	27/01/2010	200791	Turnstone Products	Supply & Fit New Toilet Roll Holder	\$313.50
00077731	27/01/2010	205272	Tyre Hero	6 Tyres	\$1,889.25
00077732	27/01/2010	204653	Ultimo Catering and Liquor	Catering - Spyn Workshop	\$2,707.60
00077733	27/01/2010	204681	Urbis	Consultancy-SJMP Deck & Landscaping	\$22,816.76
00077734	27/01/2010	205134	Vaucluse Newsagency	Assrtd.Magazines-Library	\$427.85
00077735	27/01/2010	205560	Vicki Fleming	Storage Games & Equipment-Skyworks 2010	\$500.00
00077736	27/01/2010	204109	Vision Cabling Services	S & I two Cat6 & one GPO in Mtng.Rm.	\$1,539.34
00077737	27/01/2010	200855	WA Electoral Commission	Ord.LocalGovt.Elect.Costs:17/10/09	\$59,788.59
00077738	27/01/2010	200606	WA Library Supplies	Label & Barcode Protectors	\$166.25
00077739	27/01/2010	73806	WA Local Government Association	Advertising-Dec.'09	\$10,913.13
00077740	27/01/2010	204956	WA Paint City	Paint Purchase	\$340.70
00077741	27/01/2010	205555	Mr P Walley-Stack	Aust.Day2010-IndigenousPerformance	\$1,000.00
00077742	27/01/2010	200691	Water Corporation	DisconnectionFee-St.Verge:CanningHwy.	\$984.05
00077743	27/01/2010	204933	Mr A Watson	Building Surveyor Consultancy 17/12-12/1	\$6,375.00
00077744	27/01/2010	205366	Weeding Women	Garden Maintenance-CPGC	\$1,800.03
00077745	27/01/2010	205544	Wendy Brown	Report On Library Benchmarking Project	\$200.00
00077746	27/01/2010	205421	West Australian Landfill Services	Rubbish Site Charges-MSW- Dec 09	\$146,434.09
00077747	27/01/2010	81399	Western Educating Service	Jetting - Walanna Drive	\$1,406.63
00077748	27/01/2010	204550	Western Power	Installation of Streetlight Shield	\$665.00
00077749	27/01/2010	21521	Williams Electrical Service Pty Ltd	Electrical Maintenance-U136/Village	\$1,015.16
00077750	27/01/2010	203116	Wilson Technology Solutions	Repairs To Ticket Machines	\$3,207.88
00077751	27/01/2010	204641	Wisteria Investments Pty Ltd	Catering - Counc Mtgs, Bfgs & Staff Christ Lu	\$24,260.20
00077752	27/01/2010	204725	Woodhouse Legal	Legal Fees For Sth Perth Hospital-Sale O	\$1,082.40
00077753	27/01/2010	76963	Wormald	Fire Extinguisher Maint	\$565.40
00077754	27/01/2010	201987	XP Software	Annual Renewal Of License-XPRATHGL	\$930.00
00077755	27/01/2010	205050	Xpresso Delight Dianella	Coffee Sales	\$660.00
00077756	28/01/2010	204977	AMP Life Limited - CustomSuper	Payroll Deduction PPE 11 & 25/1/2010	\$1,023.92
00077757	28/01/2010	73970	Australian Services Union	Payroll Deduction 11 & 25/1/2010	\$359.00
00077758	28/01/2010	204906	AustralianSuper	Payroll Deduction 11 & 25/1/2010	\$878.02
00077759	28/01/2010	205379	BT Super For Life	Payroll Deduction 11 & 25/1/2010	\$326.25
00077760	28/01/2010	204872	Cogent Nominees Pty Ltd ACF Spectru	Payroll Deduction PPE 11 & 25/1/2010	\$1,046.78
00077761	28/01/2010	204805	Colonial First State FirstChoice	Payroll Deduction PPE 11 & 25/01/2010	\$334.70
00077762	28/01/2010	76670	Deputy Child Support Registrar	Payroll Deduction PPE 11 & 25/01/2010	\$878.94
00077763	28/01/2010	201999	Health Insurance Fund of WA	Payroll Deduction PPE 11 & 25/01/2010	\$706.60
00077764	28/01/2010	204798	HESTA Super Fund	Payroll Deduction PPE 11 & 25/1/2010	\$583.06
00077765	28/01/2010	73636	Hospital Benefit Fund	Payroll Deduction PPE 11 & 25/1/2010	\$1,836.00
00077766	28/01/2010	21425	Liquor, Hospitality & Miscellaneous	Payroll Deduction PPE 11 & 25/1/2010	\$43.40
00077767	28/01/2010	202999	Local Gov't Racecourses & Cemeterie	Payroll Deduction PPE 11 & 25/1/2010	\$951.20
00077768	28/01/2010	204890	MIML Super Manager	Payroll Deduction PPE 11 & 25/1/2010	\$276.26

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Creditors

Cheque No.	Chq Date	Creditor	Payee	Description	Amount
00077769	28/01/2010	205018	National Catholic Superannuation Fu	Payroll Deduction PPE 11 & 25/1/2010	\$401.56
00077770	28/01/2010	205301	Plum Superannuation Fund	Payroll Deduction PPE 11 & 25/1/2010	\$127.06
00077771	28/01/2010	204984	REST Superannuation	Payroll Deduction PPE 11 & 25/1/2010	\$674.21
00077772	28/01/2010	205089	The Trustee For The Heaps and Resta	Payroll Deduction PPE 11 & 25/1/2010	\$778.98
00077773	28/01/2010	205217	Vision Super Pty Ltd	Payroll Deduction PPE 11 & 25/1/2010	\$363.81
00077774	28/01/2010	202589	WA Local Govt Superannuation Plan	Payroll Deduction PPE 11 & 25/1/2010	\$80.00
00077775	28/01/2010	204577	Westscheme Pty Ltd	Payroll Deduction PPE 11 & 25/1/2010	\$3,570.45
00077783	28/01/2010	84059	Synergy	Electricity Usage	\$67,730.95
00077786	29/01/2010	204828	Baker's Amusements	Kids Rides-Skyworks 2010	\$1,880.00
00077787	29/01/2010	205202	Hilde Tubex	Co-ordinator Honorarium-Skyworks 2010	\$600.00
00077788	29/01/2010	204818	Mr G J McGuire	Co-ordinator Honorarium-Skyworks 2010	\$500.00
00077789	29/01/2010	204054	Ms B M Pearson	Co-ordinator Honorarium-Skyworks 2010	\$600.00
00077790	29/01/2010	205564	Ryan J Larini	Silent Party DJS-Skyworks 2010	\$2,240.00
00077791	29/01/2010	205563	Sarah Fay	Honorarium-Skyworks 2010	\$300.00
00077792	29/01/2010	205285	Statewide Staging Systems	Stages & Flooring-Skyworks 2010	\$16,120.50
00077793	29/01/2010	205565	Vicky Poelman	Health Patrol Honorarium-Skyworks 2010	\$300.00
00077794	29/01/2010	205562	Whitney Richards	Honorarium-Skyworks 2010	\$300.00
00077795	29/01/2010	205566	Wim De Roeck	Stand By Team Honorarium-Skyworks 2010	\$300.00
00077798	31/01/2010	203895	Badge Constructions (WA) Pty Ltd	Progress Payment 3-Library & Community F	\$98,520.40
00077799	31/01/2010	22507	BCITF	BCITF Levies	\$31,235.91
00077800	31/01/2010	202397	Builders' Registration Board of WA	BRB Levies	\$1,483.50
00077801	31/01/2010	21545	City of South Perth	BCITF Commission	\$1,093.40
00077802	31/01/2010	201012	Electro Acoustic Co Pty Ltd	Phone Repairs-Hostel	\$242.00
00077803	31/01/2010	200395	Lists Cleaning Services	Cleaning - BBQs, Comm Facili. PToilets - Jan	\$48,532.06
00077804	31/01/2010	200406	Perth Zoo	Coin Machine Takings - Jan	\$7,033.57
00077805	31/01/2010	83856	South Perth Bowling Club	Coin Machine Takings - Jan	\$5,236.90
00077806	31/01/2010	21545	City of South Perth	Petty Cash Reimbursement	\$2,470.40
876.202612	05/01/2010	202612	Fleetcare	Fuel-December 09	\$9,422.60
877.76357	14/01/2010	76357	Deputy Commissioner Of Taxation	Payroll Deduction	\$87,020.95
878.202938	14/01/2010	202938	Mrs S D Doherty	Expense Reimbursement	\$40.00
879.76357	28/01/2010	76357	Deputy Commissioner Of Taxation	PAYG PPE 25/01/2010	\$90,852.60
880.76765	28/01/2010	76765	WA Local Govt Superannuation Plan	WA LOCAL GOVERNMENT SUPERANNUA	\$144,675.32
881.205539	28/01/2010	205539	Krat	Games-Skyworks Family Zone (Euro 1435.50	\$2,321.69
882.202152	29/01/2010	202152	Citibank Limited	New Muni Invest Mat 30/7/10 6.28% 182 Da	\$500,000.00
<b>Total: Creditors</b>					<b>442 \$2,787,853.38</b>

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Non-Creditors

Cheque No.	Chq Date	Payee	Description	Amount
00014712	18/01/2010	Mrs M W & R T Woon	RefundRdReserveAccessBd-15 Bessell Ave	\$500.00
00014713	18/01/2010	C & G STEPHENS	RefundRdReserveAccessBd-19 Baldwin St	\$500.00
00014714	18/01/2010	Mr A Petzke	RefundRdReserveAccessBd-74 Todd Ave	\$500.00
00014715	18/01/2010	AT & DE Wilson	RefundRdReserveAccessBond-10Edinburgh :	\$700.00
00014716	18/01/2010	Patio Living	RefundRdReserveAccessBd-2 Susan Street	\$700.00
00014717	18/01/2010	Perth Demolition Co	RefundRdReserveAccessBd-4 Pitt Street	\$500.00
00014718	18/01/2010	Ms L De Jesus	RefundRdReserveAccessBd-9/38Meadowvalk	\$1,100.00
00014719	18/01/2010	Ms D K Pierrehumbert	RefundRdReserveAccessBd-137Manning Rd	\$500.00
00014720	18/01/2010	Webb & Brown-Neaves	RefundRdReserveAccessBd-U2/22Riverview!	\$500.00
00014721	18/01/2010	Mr V W Young	RefundRdReserveAccessBd-40 Ryrie Ave	\$500.00
00014722	18/01/2010	Mrs S L Northey	RefundRdReserveAccessBd-86MonashAve	\$500.00
00014723	18/01/2010	Mr J Chong & Ms F Wee	RefundRdReserveAccessBd-3Arundel St	\$500.00
00014724	18/01/2010	Michelle Cardey	RefundRdReserveAccessBd-9 Thomas St	\$500.00
00014725	18/01/2010	San Marino Holdings	RefundRdReserveAccessBd-37 Sixth Avenue	\$500.00
00014726	18/01/2010	APG Homes	RefundRdReserveAccessBd-33 Pether Rd	\$500.00
00014727	18/01/2010	L Gastarov	RefundRdReserveAccessBd-37 Swanview Tc	\$500.00
00014728	18/01/2010	Seacrest Homes	RefundRdReserveAccessBd-31 Third Ave	\$500.00
00014729	18/01/2010	Mr P T Hall & Ms C E Gaynor	RefundRdReserveAccessBd-117 Dyson St	\$700.00
00014730	18/01/2010	Mr D A Palermo	RefundRdReserveAccessBd-174GwenyfredR	\$700.00
00014731	18/01/2010	Mr T P Creek	RefundRdReserveAccessBd-4 Forward St	\$500.00
00014732	18/01/2010	Mr R Jordinson	RefundRdReserveAccessBd-137 Hensman S	\$500.00
00014733	18/01/2010	Perceptions	RefundRdReserveAccessBd-32 Riverview St	\$400.00
00014734	18/01/2010	Mrs H DeRosario	RefundHall&KeyBondCollinsStCtre 09/01/10	\$1,025.00
00014735	18/01/2010	Ms V Meeking	RefundRdReserveAccessBond-131Lockhart S	\$500.00
00014736	19/01/2010	Jarrod Harding	RefundParkRestorationBd SJMPZ11-09/01/10	\$750.00
00014737	29/01/2010	MI Constructions	Refund RdReserveAccessBd 10 Parsons	\$500.00
00014738	29/01/2010	MI Constructions	Refund RdReserveAccessBd 75 Welwyn	\$500.00
00014739	29/01/2010	Advanced Roof Restoration	RefundRdReserveAccessBd 27 Coolidge	\$500.00
00014740	29/01/2010	Mr P Metcalfe	RefundRdReserveAccessBd 94 Lansdowne F	\$500.00
00014741	29/01/2010	Residential Building WA Pty Ltd	RefundRdReserveAccessBd 10 Parsons	\$500.00
00014742	29/01/2010	Glasshouse Conservatories	RefundRdReserveAccessBd 2/100 Mill Pt	\$500.00
00014743	29/01/2010	Trade Direct Patios	RefundRdReserveAccessBd 13 Hampden	\$500.00
00014744	29/01/2010	Westral Home Improvements	RefundRdReserveAccessBd 4/20 Axford	\$700.00
00014745	29/01/2010	Dale Alcock Home Improvement	RefundRdReserveAccessBd 144 Lockhart	\$500.00
00014746	29/01/2010	Dale Alcock Home Improvement	RefundRdReserveAccessBd 144 Lockhart	\$500.00
00077500	06/01/2010	Neil Thomas	Dr Ted Maslen Award	\$1,000.00
00077501	06/01/2010	Michael Page	Dr Ted Maslin Scholarship Award	\$1,000.00
00077511	11/01/2010	Mr S M Colley & Ms K J Nowak	Refund of Overpayment	\$147.53
00077512	11/01/2010	Ms E L Buirchell & Mr S P Gregg	Refund of Overpayment	\$649.26
00077513	11/01/2010	Mr C R Arndt & Mrs A M N Arndt	Refund of Overpayment	\$25.75
00077514	11/01/2010	Jones Ballard Property Group	Refund of Overpayment	\$245.65
00077518	18/01/2010	Jones Ballard Property Group	Refund of Overpayment	\$249.15
00077519	18/01/2010	Ms M S Blackborrow	Refund of Overpayment	\$303.67
00077520	18/01/2010	Bankwest BAPS Group	Rfnd.ParkRestorationBond-SJMP Funct.18/12	\$500.00
00077521	18/01/2010	Art Shed	BackingBoard,Easel-Aust.Day'10:FamilyZone	\$450.45
00077522	18/01/2010	F & D Cockrell	Purch.ReclinerChair-HostelRespiteRoom	\$200.00
00077528	20/01/2010	Mr A Jacob	Refund of Overpayment	\$317.72
00077529	20/01/2010	Mr E M Jenkins	Refund of Overpayment	\$221.72
00077530	20/01/2010	Mr J C Curthoys & Mr C N Kendall	Refund of Overpayment	\$329.71
00077531	21/01/2010	Art Shed	Aust.Day 2010-ArtComp.Prizes	\$301.85
00077776	28/01/2010	S Day	Refund Dog Registration (Part)	\$5.00
00077777	28/01/2010	Steelplan Social Club	Rfnd.ParkRestorationBond:SJMP 29/11/09	\$500.00
00077778	28/01/2010	Damien O'Connor	Rfnd.SiteFee - ComerRes.26/12/09	\$185.00
00077779	28/01/2010	Marnie Bounsall	Rfnd.PlanningApplic.Fee-368CanningHwy.	\$92.00
00077780	28/01/2010	Landcorp	Rfnd.ParkRestorationBond-SJMP 24/12/09	\$500.00
00077781	28/01/2010	Prima Homes	Subsidy-"X"over/F"path-43 RanelaghCres.	\$1,162.80
00077782	28/01/2010	Landcorp	Rfnd.VehicleAccessFee:SJMP 24/12/09	\$100.00
00077784	28/01/2010	Estate Of Mrs Edyth Grace Gourley	Refund to Departing Resident - CPV U44	\$93,225.37
00077785	28/01/2010	Mrs Mary Josephine Harvey	Refund to Departing Resident - CPV U 8	\$162,519.11
00077796	29/01/2010	Mr N Green	Refund-Maintenance Fees-Paid In Advance	\$178.43
00077797	29/01/2010	Christina Tilenni	Young Writers Awards-Primary Equal First Pri	\$50.00
00077807	31/01/2010	Zen Creative	Refund Building Licence-9 Davilak St	\$85.00

Total: Non-Creditors 62 \$284,320.17

# Listing of Payments

Payments between  
1/01/2010 to 31/01/2010

Program - co\_ap001 8/02/2010 2:47:18PM  
Minimum Amount: **\$0.00**

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Grand Total:	504	\$3,072,173.55
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**CITY OF SOUTH PERTH  
BALANCE SHEET AS AT 31 JAN 2010**

	2010 YTD \$	2009 YTD \$	2009 \$
<b>CURRENT ASSETS</b>			
Cash	1,233,798	241,386	1,780,424
Investments	41,933,496	37,376,393	28,493,583
Receivables	4,679,564	4,184,764	2,526,483
Inventories	300,379	75,588	240,279
Other Current Assets	805,174	659,964	426,679
<b>TOTAL CURRENT ASSETS</b>	<b><u>\$ 48,952,410</u></b>	<b><u>\$ 42,538,096</u></b>	<b><u>\$ 33,467,448</u></b>
<b>NON-CURRENT ASSETS</b>			
Receivables	1,385,710	3,076,781	1,948,005
Property, Plant and Equipment	188,725,425	182,933,227	192,081,455
<b>TOTAL NON-CURRENT ASSETS</b>	<b><u>\$ 190,111,135</u></b>	<b><u>\$ 186,010,008</u></b>	<b><u>\$ 194,029,459</u></b>
<b>TOTAL ASSETS</b>	<b><u>\$ 239,063,546</u></b>	<b><u>\$ 228,548,104</u></b>	<b><u>\$ 227,496,908</u></b>
<b>CURRENT LIABILITIES</b>			
Payables	4,510,378	3,898,470	2,937,382
Interest Bearing Loans and Borrowings	242,931	142,713	555,465
Provisions	2,083,221	1,859,834	1,982,590
<b>TOTAL CURRENT LIABILITIES</b>	<b><u>\$ 6,836,530</u></b>	<b><u>\$ 5,901,017</u></b>	<b><u>\$ 5,475,437</u></b>
<b>NON-CURRENT LIABILITIES</b>			
Payables	520,421	408,182	493,521
Interest Bearing Loans and Borrowings	4,519,072	2,074,537	4,519,072
CPV Leaseholder Liability	25,275,161	24,457,832	25,135,642
Provisions	319,075	355,682	319,075
<b>TOTAL NON-CURRENT LIABILITIES</b>	<b><u>\$ 30,633,729</u></b>	<b><u>\$ 27,296,233</u></b>	<b><u>\$ 30,467,310</u></b>
<b>TOTAL LIABILITIES</b>	<b><u>\$ 37,470,259</u></b>	<b><u>\$ 33,197,251</u></b>	<b><u>\$ 35,942,748</u></b>
<b>NET ASSETS</b>	<b><u>\$ 201,593,286</u></b>	<b><u>\$ 195,350,852</u></b>	<b><u>\$ 191,554,160</u></b>
<b>EQUITY</b>			
Retained Earnings	128,016,209	125,016,578	117,084,345
Reserves	73,577,077	70,334,274	74,469,815
<b>TOTAL EQUITY</b>	<b><u>\$ 201,593,286</u></b>	<b><u>\$ 195,350,852</u></b>	<b><u>\$ 191,554,160</u></b>

**CITY OF SOUTH PERTH  
STATEMENT OF CHANGE IN EQUITY  
AS AT 31 JAN 2010**

	2010 YTD \$	2009 YTD \$	2009 \$
<b>RESERVES</b>			
<b>Cash Backed</b>			
Balance at beginning of reporting period	25,686,059	23,103,303	23,103,303
Aggregate transfers to Retained Earnings	(3,370,830)	(2,802,577)	(6,082,177)
Aggregate transfers from Retained Earnings	2,478,092	4,810,450	8,664,933
Balance at end of reporting period	<u>\$ 24,793,321</u>	<u>\$ 25,111,176</u>	<u>\$ 25,686,059</u>
<b>Non - Cash Backed</b>			
Asset Revaluation Reserve	48,783,755	45,223,099	48,783,755
Balance at end of reporting period	<u>\$ 48,783,755</u>	<u>\$ 45,223,099</u>	<u>\$ 48,783,755</u>
<b>TOTAL RESERVES</b>	<u>\$ 73,577,076</u>	<u>\$ 70,334,275</u>	<u>\$ 74,469,814</u>
<b>RETAINED EARNINGS</b>			
Balance at beginning of reporting period	117,084,346	122,298,965	122,298,965
Initial adjustments to comply with accounting standards	-	-	
Change in Net Assets from Operations	10,039,126	4,725,484	(2,631,863)
Aggregate transfers to Reserves	(2,478,092)	(4,810,450)	(8,664,933)
Aggregate transfers from Reserves	3,370,830	2,802,577	6,082,177
Balance at end of reporting period	<u>\$ 128,016,210</u>	<u>\$ 125,016,576</u>	<u>\$ 117,084,346</u>
<b>TOTAL EQUITY</b>	<u>\$ 201,593,286</u>	<u>\$ 195,350,852</u>	<u>\$ 191,554,160</u>

**2009/2010 OPERATING REVENUE & EXPENDITURE**  
**January-2010**

Key Responsibility Areas	MONTH					YEAR TO DATE					
	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
<b>REVENUE</b>											
<b>Chief Executive's Office</b>											
City Administration	0	0	0	U		27,250	27,283	33	F	0	56,250
Human Resources Admin Revenue	0	0	0	U		0	1,449	1,449	F		0
City Communications	0	0	0	U		0	0	0	U		0
Governance - Elected Members	29,000	0	29,000	U		29,000	0	29,000	U		29,000
<b>Total Revenue - Chief Executive's Office</b>	<b>29,000</b>	<b>0</b>	<b>29,000</b>	<b>U</b>		<b>56,250</b>	<b>28,732</b>	<b>27,519</b>	<b>U</b>	<b>49</b>	<b>85,250</b>
<b>Directorate - Financial &amp; Information Services</b>											
Administration	0	0	0	U		0	0	0	U		29,000
Financial Services											
Administration	0	(494)	494	U		561,600	599,970	38,370	F	7	885,000
Investment Activities	174,835	190,160	15,325	F	9	1,075,845	1,083,822	7,977	F	1	1,846,350
Rating Activities	9,000	18,936	9,936	F	110	22,457,259	22,480,018	22,759	F	0	22,608,399
Property Management	47,625	35,524	12,101	U	25	180,293	174,495	5,798	U	3	285,628
<b>Total Revenue - Financial Services</b>	<b>231,460</b>	<b>244,126</b>	<b>12,666</b>	<b>F</b>	<b>5</b>	<b>24,274,997</b>	<b>24,338,306</b>	<b>63,309</b>	<b>F</b>	<b>0</b>	<b>25,654,377</b>
Information Services											
Information Technology	0	0	0	U		0	0	0	U		0
Customer Services Admin Revenue	0	0	0	U		0	0	0	U		0
<b>Total Revenue - Information Services</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>U</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>U</b>		<b>0</b>
Library & Heritage Services											
Administration	400	897	497	F	124	5,700	5,149	551	U	10	9,500
Civic Centre Library	1,000	0	1,000	U		7,500	482	7,018	U	94	9,000
Manning Library	225	298	73	F	32	1,625	2,013	388	F	24	2,750
Heritage House	0	0	0	U		0	0	0	U		0
Old Mill	500	190	311	U	62	1,200	1,555	355	F	30	2,000
<b>Total Revenue - Library Services</b>	<b>2,125</b>	<b>1,384</b>	<b>741</b>	<b>U</b>	<b>35</b>	<b>16,025</b>	<b>9,200</b>	<b>6,825</b>	<b>U</b>	<b>43</b>	<b>23,250</b>
<b>Total Revenue - Dir Financial &amp; Info Services</b>	<b>233,585</b>	<b>245,510</b>	<b>11,925</b>	<b>F</b>	<b>5</b>	<b>24,291,022</b>	<b>24,347,505</b>	<b>56,483</b>	<b>F</b>	<b>0</b>	<b>25,677,627</b>
<b>Directorate - Planning &amp; Community Services</b>											
Administration	25,000	0	25,000	U		25,000	0	25,000	U		25,000
Planning	15,050	16,751	1,701	F	11	231,350	313,360	82,010	F	35	352,200
Building Services	16,950	28,603	11,653	F	69	288,760	376,114	87,354	F	30	466,500

**2009/2010 OPERATING REVENUE & EXPENDITURE**  
**January-2010**

## MONTH

## YEAR TO DATE

Key Responsibility Areas	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
Community, Culture & Recreation											
Administration	250	40,177	39,927	F	15,971	272,750	338,934	66,184	F	24	274,000
Community Events	0	0	0	U		4,000	5,459	1,459	F	36	4,000
Fiesta	0	0	0	U		40,000	62,524	22,524	F	56	40,000
Recreation	5,250	9,272	4,022	F	77	127,225	140,073	12,848	F	10	176,500
Senior Citizens	35,000	5,412	29,588	U	85	45,000	12,819	32,181	U	72	45,000
Safer City Program	0	0	0	U		0	0	0	U		0
Halls & Public Buildings	2,750	5,225	2,475	F	90	40,750	37,937	2,813	U	7	70,500
<b>Total Revenue - Community, Culture &amp; Recreation</b>	<b>43,250</b>	<b>60,086</b>	<b>16,836</b>	<b>F</b>	<b>39</b>	<b>529,725</b>	<b>597,747</b>	<b>68,021</b>	<b>F</b>	<b>13</b>	<b>610,000</b>
Collier Park Retirement Complex											
Collier Park Village	60,830	53,396	7,434	U	12	430,670	416,787	13,883	U	3	749,170
Collier Park Hostel	118,080	113,535	4,545	U	4	826,600	788,936	37,664	U	5	1,487,000
Collier Park Community Centre	405	409	4	F	1	2,850	2,864	14	F	0	4,000
<b>Total Revenue - Collier Park Complex</b>	<b>179,315</b>	<b>167,340</b>	<b>11,975</b>	<b>U</b>	<b>7</b>	<b>1,260,120</b>	<b>1,208,586</b>	<b>51,534</b>	<b>U</b>	<b>4</b>	<b>2,240,170</b>
Health & Regulatory Services											
Administration	125	0	125	U		4,875	19,000	14,125	F	290	22,500
Preventative Services	250	920	670	F	268	13,250	11,238	2,012	U	15	17,500
<b>Total Revenue - Health Services</b>	<b>375</b>	<b>920</b>	<b>545</b>	<b>F</b>	<b>145</b>	<b>18,125</b>	<b>30,238</b>	<b>12,113</b>	<b>F</b>	<b>67</b>	<b>40,000</b>
Waste Management											
Refuse Collection	17,500	23,063	5,563	F	32	3,849,300	3,870,068	20,768	F	1	3,926,900
Recycling	665	0	665	U		796,875	793,046	3,829	U	0	800,200
Other Sanitation	250	400	150	F	60	1,750	707	1,043	U	60	2,500
<b>Total Revenue - Waste Management</b>	<b>18,415</b>	<b>23,463</b>	<b>5,048</b>	<b>F</b>	<b>27</b>	<b>4,647,925</b>	<b>4,663,821</b>	<b>15,896</b>	<b>F</b>	<b>0</b>	<b>4,729,600</b>
Ranger Services											
Animal Control	3,000	1,726	1,275	U	42	32,800	28,135	4,665	U	14	44,500
Fire Prevention	0	(1,500)	1,500	U		2,500	(3,535)	6,035	U		2,500
Parking Management	137,710	139,277	1,567	F	1	574,220	612,758	38,538	F	7	913,000
District Rangers	15,000	15,000	0	U	0	15,000	15,355	355	F	2	45,000
<b>Total Revenue - Ranger Services</b>	<b>155,710</b>	<b>154,503</b>	<b>1,207</b>	<b>U</b>	<b>1</b>	<b>624,520</b>	<b>652,712</b>	<b>28,192</b>	<b>F</b>	<b>5</b>	<b>1,005,000</b>
<b>Total Revenue - Health &amp; Regulatory Services</b>	<b>174,500</b>	<b>178,886</b>	<b>4,386</b>	<b>F</b>	<b>3</b>	<b>5,290,570</b>	<b>5,346,771</b>	<b>56,201</b>	<b>F</b>	<b>1</b>	<b>5,774,600</b>
<b>Total Revenue - Dir Planning &amp; Community</b>	<b>454,065</b>	<b>451,667</b>	<b>2,398</b>	<b>U</b>	<b>1</b>	<b>7,625,525</b>	<b>7,842,577</b>	<b>217,052</b>	<b>F</b>	<b>3</b>	<b>9,468,470</b>
<b>TOTAL REVENUE - ADMIN BUSINESS UNITS</b>	<b>716,650</b>	<b>697,177</b>	<b>19,473</b>	<b>U</b>	<b>3</b>	<b>31,972,797</b>	<b>32,218,814</b>	<b>246,017</b>	<b>F</b>	<b>1</b>	<b>35,231,347</b>

**2009/2010 OPERATING REVENUE & EXPENDITURE**  
**January-2010**

## MONTH

## YEAR TO DATE

Key Responsibility Areas	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
<b>EXPENDITURE</b>											
<b>Chief Executive's Office</b>											
City Administration											
Corporate Support	55,059	58,724	3,665	U	7	456,511	410,463	46,048	F	10	829,051
Building Operating Costs	7,085	4,669	2,416	F	34	46,475	53,589	7,114	U	15	75,360
Human Resources Administration	(1,307)	7,697	9,004	U		69,341	64,732	4,609	F	7	109,843
Corp Administration	4,982	3,939	1,043	F	21	36,622	42,453	5,831	U	16	62,393
Governance - Elected Members	88,400	52,658	35,742	F	40	620,025	578,589	41,436	F	7	955,978
City Communications											
Community Promotions	39,584	29,117	10,467	F	26	175,753	157,149	18,604	F	11	290,598
Publications	0	0	0	F		43,000	48,223	5,223	U	12	74,000
<b>Total Expense - Chief Executive's Office</b>	<b>193,803</b>	<b>156,804</b>	<b>36,999</b>	<b>F</b>	<b>19</b>	<b>1,447,727</b>	<b>1,355,198</b>	<b>92,529</b>	<b>F</b>	<b>6</b>	<b>2,397,223</b>
<b>Director Financial &amp; Info Services</b>											
Administration	11,437	14,353	2,916	U	25	101,411	97,202	4,209	F	4	192,100
Financial Services											
Administration	10,486	27,422	16,936	U	162	216,945	223,250	6,305	U	3	329,164
Rating Activities	5,365	12,732	7,367	U	137	145,289	156,762	11,473	U	8	208,458
Investment Activities	22,500	21,304	1,196	F	5	185,500	172,667	12,833	F	7	397,500
Property Management	10,520	9,556	964	F	9	100,788	74,622	26,166	F	26	152,828
Unallocated	0	0	0	F		0	0	0	F		0
<b>Total Expense - Financial Services</b>	<b>60,308</b>	<b>85,367</b>	<b>25,059</b>	<b>U</b>	<b>42</b>	<b>749,933</b>	<b>724,503</b>	<b>25,430</b>	<b>F</b>	<b>3</b>	<b>1,280,050</b>
Information Technology	51,983	38,594	13,389	F	26	293,929	239,169	54,760	F	19	476,406
Customer Services Team	10,735	11,791	1,056	U	10	82,873	79,298	3,575	F	4	140,390
Library Services											
Library Administration	7,835	8,472	637	U	8	86,605	71,861	14,744	F	17	147,000
Civic Centre Library	57,087	65,857	8,770	U	15	455,336	488,817	33,481	U	7	751,594
Manning Library	50,205	48,568	1,637	F	3	351,993	335,686	16,307	F	5	603,176
Heritage House	13,511	8,052	5,459	F	40	89,304	64,685	24,619	F	28	152,613
Old Mill	3,329	3,394	65	U	2	24,237	32,100	7,863	U	32	44,848
<b>Total Expense - Library Services</b>	<b>131,967</b>	<b>134,345</b>	<b>2,378</b>	<b>U</b>	<b>2</b>	<b>1,007,475</b>	<b>993,149</b>	<b>14,326</b>	<b>F</b>	<b>1</b>	<b>1,699,231</b>
<b>Total Expense - Dir Finance &amp; Info Services</b>	<b>254,993</b>	<b>270,096</b>	<b>15,103</b>	<b>U</b>	<b>6</b>	<b>2,134,210</b>	<b>2,036,118</b>	<b>98,092</b>	<b>F</b>	<b>5</b>	<b>3,596,077</b>

**2009/2010 OPERATING REVENUE & EXPENDITURE**  
**January-2010**

## MONTH

## YEAR TO DATE

Key Responsibility Areas	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
<b>Directorate - Planning &amp; Community Services</b>											
Administration	39,030	13,605	25,425	F	65	138,118	94,885	43,233	F	31	254,454
Planning	77,006	78,646	1,640	U	2	641,734	652,351	10,617	U	2	1,101,062
Building Services	38,992	27,482	11,510	F	30	319,274	284,003	35,271	F	11	524,890
Community, Culture & Recreation											
Administration	61,121	51,711	9,410	F	15	474,179	468,584	5,595	F	1	792,741
Cultural Activities											
Community Events	161,340	195,405	34,065	U	21	347,540	367,302	19,762	U	6	395,000
Civic Functions	2,935	7,688	4,753	U	162	113,305	106,881	6,424	F	6	210,729
Donations	2,500	(300)	2,800	F		142,500	140,876	1,624	F	1	170,000
Fiesta	5,015	2,598	2,417	F	48	45,635	44,254	1,381	F	3	252,209
Safer City Program	5,388	1,162	4,226	F	78	54,724	45,285	9,439	F	17	72,598
Senior Citizens	26,914	24,060	2,854	F	11	193,566	187,686	5,880	F	3	329,194
Recreation	40,285	34,497	5,788	F	14	313,399	305,362	8,037	F	3	504,223
Halls & Public Buildings	29,540	23,896	5,644	F	19	213,695	177,338	36,357	F	17	361,573
<b>Total Expense - Community, Culture &amp; Recreation</b>	<b>335,038</b>	<b>340,717</b>	<b>5,679</b>	<b>U</b>	<b>2</b>	<b>1,898,543</b>	<b>1,843,567</b>	<b>54,976</b>	<b>F</b>	<b>3</b>	<b>3,088,267</b>
<b>Dir - Planning &amp; Community Services (cont'd)</b>											
Collier Park Retirement Complex											
Collier Park Village	100,201	81,963	18,238	F	18	755,808	743,392	12,416	F	2	1,266,674
Collier Park Hostel	136,595	136,473	122	F	0	980,340	970,774	9,566	F	1	1,668,111
Collier Park Community Centre	190	0	190	F		1,330	344	986	F	74	2,250
<b>Total Expense - Collier Park Complex</b>	<b>236,986</b>	<b>218,436</b>	<b>18,550</b>	<b>F</b>	<b>8</b>	<b>1,737,478</b>	<b>1,714,510</b>	<b>22,968</b>	<b>F</b>	<b>1</b>	<b>2,937,035</b>
Health Services											
Administration	32,788	31,527	1,261	F	4	240,931	228,390	12,541	F	5	428,126
Infant Health Services	1,895	1,805	90	F	5	14,180	15,226	1,046	U	7	23,300
Preventative Services	3,216	2,887	329	F	10	32,466	29,978	2,488	F	8	50,181
<b>Total Expense - Health Services</b>	<b>37,899</b>	<b>36,218</b>	<b>1,681</b>	<b>F</b>	<b>4</b>	<b>287,577</b>	<b>273,594</b>	<b>13,983</b>	<b>F</b>	<b>5</b>	<b>501,607</b>
Waste Management											
Refuse Collection	271,865	246,371	25,494	F	9	1,965,970	1,870,590	95,380	F	5	3,709,810
Recycling	37,360	43,794	6,434	U	17	289,540	298,544	9,004	U	3	495,000
Other Sanitation	2,096	554	1,542	F	74	119,913	114,012	5,901	F	5	130,545
Transfer Station	40,107	31,515	8,592	F	21	278,313	273,978	4,335	F	2	475,120
<b>Total Expense - Waste Management</b>	<b>351,428</b>	<b>322,233</b>	<b>29,195</b>	<b>F</b>	<b>8</b>	<b>2,653,736</b>	<b>2,557,125</b>	<b>96,611</b>	<b>F</b>	<b>4</b>	<b>4,810,475</b>

**2009/2010 OPERATING REVENUE & EXPENDITURE**  
**January-2010**

## MONTH

## YEAR TO DATE

Key Responsibility Areas	MONTH					YEAR TO DATE					
	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
Ranger Services											
Animal Control	11,687	8,855	2,832	F	24	87,154	78,646	8,508	F	10	147,181
Fire Prevention	708	565	143	F	20	57,648	59,712	2,064	U	4	61,266
Parking Management	25,947	29,664	3,717	U	14	197,731	193,978	3,753	F	2	339,056
District Rangers	17,257	16,120	1,137	F	7	126,856	123,292	3,564	F	3	215,803
Other Law & Order	165,000	169,520	4,520	U	3	180,000	175,195	4,805	F	3	218,000
<b>Total Expense - Ranger Services</b>	<b>220,599</b>	<b>224,724</b>	<b>4,125</b>	<b>U</b>	<b>2</b>	<b>649,389</b>	<b>630,823</b>	<b>18,566</b>	<b>F</b>	<b>3</b>	<b>981,306</b>
<b>Total Expense - Health &amp; Regulatory Services</b>	<b>609,926</b>	<b>583,175</b>	<b>26,751</b>	<b>F</b>	<b>4</b>	<b>3,590,702</b>	<b>3,461,542</b>	<b>129,160</b>	<b>F</b>	<b>4</b>	<b>6,293,388</b>
<b>Total Expense - Dir Planning &amp; Community Service</b>	<b>1,336,978</b>	<b>1,262,061</b>	<b>74,917</b>	<b>F</b>	<b>6</b>	<b>8,325,849</b>	<b>8,050,858</b>	<b>274,991</b>	<b>F</b>	<b>3</b>	<b>14,199,096</b>
<b>TOTAL EXPENDITURE - ADMIN BUSINESS UNITS</b>	<b>1,785,774</b>	<b>1,688,960</b>	<b>96,814</b>	<b>F</b>	<b>5</b>	<b>11,907,786</b>	<b>11,442,173</b>	<b>465,613</b>	<b>F</b>	<b>4</b>	<b>20,192,396</b>
<b>COLLIER PARK GOLF COURSE</b>											
Collier Park Golf Course - Revenue	181,585	200,305	18,720	F	10	1,154,295	1,255,873	101,578	F	9	1,944,600
<b>Total Revenue - Collier Park Golf Course</b>	<b>181,585</b>	<b>200,305</b>	<b>18,720</b>	<b>F</b>	<b>10</b>	<b>1,154,295</b>	<b>1,255,873</b>	<b>101,578</b>	<b>F</b>	<b>9</b>	<b>1,944,600</b>
Collier Park Golf Course - Expense	137,436	130,555	6,881	F	5	852,918	823,758	29,160	F	3	1,508,185
<b>Total Expense - Collier Park Golf Course</b>	<b>137,436</b>	<b>130,555</b>	<b>6,881</b>	<b>F</b>	<b>5</b>	<b>852,918</b>	<b>823,758</b>	<b>29,160</b>	<b>F</b>	<b>3</b>	<b>1,508,185</b>

DIRECTORATE - INFRASTRUCTURE SERVICES

Attachment 10.6.1 (3)

OPERATING REVENUE & EXPENDITURE - 2009/2010 BUDGET  
January-2010

Key Responsibility Areas	MONTH					YEAR TO DATE					
	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
<b>REVENUE</b>											
<b>Infrastructure Support</b>											
Administration Revenue	29,000	0	29,000	U		29,000	0	29,000	U		29,000
<b>Total Revenue - Infrastructure Support</b>	<b>29,000</b>	<b>0</b>	<b>29,000</b>	<b>U</b>		<b>29,000</b>	<b>0</b>	<b>29,000</b>	<b>U</b>		<b>29,000</b>
<b>City Environment</b>											
Contributions	2,830	4,077	1,247	F	44	71,600	89,390	17,790	F	25	162,500
Nursery Revenue	0	20,980	20,980	F		50,000	87,684	37,684	F	75	50,000
Asset Control Revenue	24,000	42,595	18,595	F	77	28,140	53,076	24,936	F	89	76,780
Environmental Services Revenue	0	100	100	F		0	3,627	3,627	F		0
<b>Total Revenue - City Environment</b>	<b>26,830</b>	<b>67,753</b>	<b>40,923</b>	<b>F</b>	<b>153</b>	<b>149,740</b>	<b>233,778</b>	<b>84,038</b>	<b>F</b>	<b>56</b>	<b>289,280</b>
<b>Engineering Infrastructure</b>											
Design Office Revenue	0	0	0	U		0	977	977	F		0
Construction & Maintenance											
Road Grants	0	0	0	U		234,250	212,749	21,501	U	9	372,000
Contributions to Works	0	591	591	F		62,250	103,299	41,049	F	66	114,500
Reinstatement Revenue	2,000	(183)	2,183	U		16,000	(1,385)	17,385	U		28,000
Crossover Revenue	0	0	0	U		0	0	0	U		0
Asset Control Revenue	0	0	0	U		12,200	43,245	31,045	F	254	35,450
Other Revenue	0	2,000	2,000	F		5,000	7,920	2,920	F	58	14,000
<b>Sub Total - Construction &amp; Maint</b>	<b>2,000</b>	<b>2,408</b>	<b>408</b>	<b>F</b>	<b>20</b>	<b>329,700</b>	<b>365,827</b>	<b>36,127</b>	<b>F</b>	<b>11</b>	<b>563,950</b>
<b>Total Revenue - Engineering Infrastructure</b>	<b>2,000</b>	<b>2,408</b>	<b>408</b>	<b>F</b>	<b>20</b>	<b>329,700</b>	<b>366,804</b>	<b>37,104</b>	<b>F</b>	<b>11</b>	<b>563,950</b>
<b>TOTAL REV - INFRASTRUCTURE SERVICES</b>	<b>57,830</b>	<b>70,160</b>	<b>12,330</b>	<b>F</b>	<b>21</b>	<b>508,440</b>	<b>600,582</b>	<b>92,142</b>	<b>F</b>	<b>18</b>	<b>882,230</b>
<b>EXPENDITURE</b>											
<b>Infrastructure Support &amp; Administration</b>											
Governance Cost	32,274	5,870	26,404	F	82	104,189	56,546	47,643	F	46	157,386
<b>Total Expense - Infrastructure Support</b>	<b>32,274</b>	<b>5,870</b>	<b>26,404</b>	<b>F</b>	<b>82</b>	<b>104,189</b>	<b>56,546</b>	<b>47,643</b>	<b>F</b>	<b>46</b>	<b>157,386</b>

**OPERATING REVENUE & EXPENDITURE - 2009/2010 BUDGET**  
**January-2010**

Key Responsibility Areas	MONTH					YEAR TO DATE					
	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
<b>City Environment</b>											
Sustainability	0	0	0	F		0	0	0	F		0
Reserves & Parks Maintenance	247,250	246,068	1,182	F	0	1,730,750	1,759,397	28,647	U	2	2,967,676
Miscellaneous Parks Programmes	3,750	2,791	959	F	26	26,250	18,371	7,879	F	30	45,000
Grounds Maintenance	19,585	16,463	3,122	F	16	137,095	112,220	24,875	F	18	235,000
Streetscape Maintenance	88,230	75,132	13,098	F	15	854,390	869,358	14,968	U	2	1,398,000
Environmental Services	26,621	16,681	9,940	F	37	206,034	218,356	12,322	U	6	356,415
Plant Nursery	13,088	9,191	3,897	F	30	93,262	94,043	781	U	1	159,316
Overheads	28,972	50,427	21,455	U	74	251,660	326,451	74,791	U	30	430,533
Asset Holding Costs	62,920	65,096	2,176	U	3	440,440	455,468	15,028	U	3	755,000
Building Maintenance	29,385	34,263	4,878	U	17	270,945	235,627	35,318	F	13	429,624
Reserve Building Maintenance & Operations	7,475	2,837	4,638	F	62	52,375	35,600	16,775	F	32	88,750
Public Convenience Maintenance & Operations	12,575	12,620	45	U	0	97,125	95,586	1,539	F	2	160,000
Operations Centre Maintenance	10,559	9,085	1,474	F	14	77,251	89,176	11,925	U	15	131,435
Jetty Maintenance	0	32	32	U		10,000	12,635	2,635	U	26	20,000
<b>Total Expense - City Environment</b>	<b>550,410</b>	<b>540,687</b>	<b>9,723</b>	<b>F</b>	<b>2</b>	<b>4,247,577</b>	<b>4,322,287</b>	<b>74,710</b>	<b>U</b>	<b>2</b>	<b>7,176,749</b>
<b>Engineering Infrastructure</b>											
Design Office Overheads	19,103	13,342	5,761	F	30	164,422	119,785	44,637	F	27	274,350
<b>Sub Total - Design Office</b>	<b>19,103</b>	<b>13,342</b>	<b>5,761</b>	<b>F</b>	<b>30</b>	<b>164,422</b>	<b>119,785</b>	<b>44,637</b>	<b>F</b>	<b>27</b>	<b>274,350</b>
Construction & Maintenance											
Reinstatements	3,300	220	3,080	F	93	24,250	1,929	22,321	F	92	42,000
Crossovers	3,750	1,747	2,003	F	53	26,250	26,868	618	U	2	45,000
Asset Holding Costs	326,410	327,206	796	U	0	2,284,950	2,290,283	5,333	U	0	3,917,000
Roads, Paths & Drains	121,550	105,846	15,704	F	13	986,550	994,616	8,066	U	1	2,009,000
Fleet Operations	16,595	67,552	50,957	U	307	196,699	307,478	110,779	U	56	356,843
Overheads	46,348	61,330	14,982	U	32	343,118	404,596	61,478	U	18	584,185
<b>Sub Total - Construction &amp; Maintenance</b>	<b>517,953</b>	<b>563,901</b>	<b>45,948</b>	<b>U</b>	<b>9</b>	<b>3,861,817</b>	<b>4,025,771</b>	<b>163,954</b>	<b>U</b>	<b>4</b>	<b>6,954,028</b>
<b>Total Expense - Engineering Infrastructure</b>	<b>537,056</b>	<b>577,243</b>	<b>40,187</b>	<b>U</b>	<b>7</b>	<b>4,026,239</b>	<b>4,145,556</b>	<b>119,317</b>	<b>U</b>	<b>3</b>	<b>7,228,378</b>
<b>TOTAL EXP - INFRASTRUCTURE SERVICES</b>	<b>1,119,740</b>	<b>1,123,800</b>	<b>4,060</b>	<b>U</b>	<b>0</b>	<b>8,378,005</b>	<b>8,524,389</b>	<b>146,384</b>	<b>U</b>	<b>2</b>	<b>14,562,513</b>

## CAPITAL SUMMARY - 2009/2010 ACTUAL VERSUS BUDGET

January-2010

MONTH

YEAR TO DATE

Key Responsibility Areas	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
<b>CAPITAL REVENUE</b>											
<b>Directorate - Financial &amp; Info Services</b>											
Building Grants	0	0	0	U		500,000	500,000	0	U		2,500,000
Library & Heritage Services	0	0	0	U		0	0	0	U		0
Information Technology	0	0	0	U		0	0	0	U		0
<b>Total Revenue - Financial &amp; Info Services</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>U</b>		<b>500,000</b>	<b>500,000</b>	<b>0</b>	<b>U</b>	<b>0</b>	<b>2,500,000</b>
<b>Directorate - Planning &amp; Community Services</b>											
Admin Capital Revenue	0	0	0	U		0	0	0	U		0
Community, Culture & Recreation	0	0	0	U		270,000	272,727	2,727	F	1	270,000
Collier Park Retirement Complex											
Collier Park Village	0	20,413	20,413	F		240,000	180,663	59,337	U	25	480,000
Collier Park Hostel	0	0	0	U		0	0	0	U		0
<b>Total Revenue - Collier Park Retirement Complex</b>	<b>0</b>	<b>20,413</b>	<b>20,413</b>	<b>F</b>		<b>240,000</b>	<b>180,663</b>	<b>59,337</b>	<b>U</b>	<b>25</b>	<b>480,000</b>
<b>Total Revenue - Dir Planning &amp; Community</b>	<b>0</b>	<b>20,413</b>	<b>20,413</b>	<b>F</b>		<b>510,000</b>	<b>453,390</b>	<b>56,610</b>	<b>U</b>	<b>11</b>	<b>750,000</b>
<b>Collier Park Golf Course</b>											
Collier Park Golf Course	0	0	0	U		0	0	0	U		0
<b>Total Revenue - Collier Park Golf Course</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>U</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>U</b>		<b>0</b>
<b>Directorate - Infrastructure Services</b>											
Roads, Paths & Drains	0	8,237	8,237	F		321,325	320,411	914	U	0	1,032,848
Traffic Management	0	0	0	U		0	0	0	U		0
City Environment	0	0	0	U		100,000	129,189	29,189	F	29	238,000
Building Management	0	0	0	U		0	0	0	U		126,000
<b>Total Revenue - Dir Infrastructure Services</b>	<b>0</b>	<b>8,237</b>	<b>8,237</b>	<b>F</b>		<b>421,325</b>	<b>449,600</b>	<b>28,275</b>	<b>F</b>	<b>7</b>	<b>1,396,848</b>
<b>Underground Power</b>											
Underground Power	0	0	0	U		0	280,919	280,919	F		0
<b>Total Revenue - Underground Power</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>U</b>		<b>0</b>	<b>280,919</b>	<b>280,919</b>	<b>F</b>		<b>0</b>
<b>TOTAL CAPITAL REVENUE</b>	<b>0</b>	<b>28,650</b>	<b>28,650</b>	<b>F</b>		<b>1,431,325</b>	<b>1,683,910</b>	<b>252,585</b>	<b>F</b>	<b>18</b>	<b>4,646,848</b>

## CAPITAL SUMMARY - 2009/2010 ACTUAL VERSUS BUDGET

January-2010

MONTH

YEAR TO DATE

Key Responsibility Areas	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	Total Budget
<b>CAPITAL EXPENDITURE</b>											
<b>Administration Projects</b>											
<b>Chief Executive's Office</b>											
Administration	450,000	314,622	135,378	F	30	1,690,000	1,495,855	194,145	F	11	7,010,000
Discretionary Ward Funding	0	0	0	F		75,000	15,947	59,053	F		110,000
<b>Total Expense - Chief Executive's Office</b>	<b>450,000</b>	<b>314,622</b>	<b>135,378</b>	<b>F</b>	<b>30</b>	<b>1,765,000</b>	<b>1,511,802</b>	<b>253,198</b>	<b>F</b>	<b>14</b>	<b>7,120,000</b>
<b>Directorate - Financial &amp; Info Services</b>											
Information Technology	30,000	33,481	3,481	U	12	197,000	189,945	7,055	F	4	620,000
Finance Capital Expense	0	0	0	F		0	0	0	F		0
Library & Heritage Services											
General Capital Expense	0	0	0	F		0	0	0	F		0
Heritage Capital Expense	0	0	0	F		0	2,499	2,499	U		100,000
<b>Total Expense - Library &amp; Heritage Services</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>F</b>		<b>0</b>	<b>2,499</b>	<b>2,499</b>	<b>U</b>		<b>100,000</b>
<b>Total Expense - Dir Financial Services</b>	<b>30,000</b>	<b>33,481</b>	<b>3,481</b>	<b>U</b>	<b>12</b>	<b>197,000</b>	<b>192,444</b>	<b>4,556</b>	<b>F</b>	<b>2</b>	<b>720,000</b>
<b>Unclassified Capital</b>											
General Capital Expense	0	0	0	F		0	0	0	F		0
<b>Total Expense - Unclassified Capital</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>F</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>F</b>		<b>0</b>
<b>Directorate - Planning &amp; Community Services</b>											
Strategic Urban Planning	0	0	0	F		20,000	16,364	3,636	F	18	170,000
Community Culture & Recreation											
Community, Culture & Recreation	0	6,000	6,000	U		35,000	18,567	16,433	F	47	150,000
<b>Total Expense - Community, Culture &amp; Recreation</b>	<b>0</b>	<b>6,000</b>	<b>6,000</b>	<b>U</b>		<b>35,000</b>	<b>18,567</b>	<b>16,433</b>	<b>F</b>	<b>47</b>	<b>150,000</b>
Collier Park Retirement Complex	20,000	4,606	15,394	F	77	185,000	196,201	11,201	U	6	482,850
Health & Regulatory Services											
Preventative Services	0	0	0	F		0	0	0	F		0
Waste Management	10,000	3,642	6,358	F	64	80,000	23,856	56,144	F	70	120,000
Ranger Services	0	0	0	F		0	368	368	U		0
<b>Total Expense - Health &amp; Regulatory Services</b>	<b>10,000</b>	<b>3,642</b>	<b>6,358</b>	<b>F</b>	<b>64</b>	<b>80,000</b>	<b>24,224</b>	<b>55,776</b>	<b>F</b>	<b>70</b>	<b>120,000</b>
<b>Total Expense - Planning &amp; Community Services</b>	<b>30,000</b>	<b>14,248</b>	<b>15,752</b>	<b>F</b>	<b>53</b>	<b>320,000</b>	<b>255,356</b>	<b>64,644</b>	<b>F</b>	<b>20</b>	<b>922,850</b>

## CAPITAL SUMMARY - 2009/2010 ACTUAL VERSUS BUDGET

January-2010

Key Responsibility Areas	MONTH					YEAR TO DATE					Total Budget
	Month Budget	Month Actual	Variance \$	Var F/U	Var %	YTD Budget	YTD Actual	Variance \$	Var F/U	Var %	
<b>Collier Park Golf Course</b>											
Collier Park Golf Course	7,500	8,503	1,003	U	13	247,700	256,219	8,519	U	3	418,200
<b>Total Expense - Golf Course</b>	<b>7,500</b>	<b>8,503</b>	<b>1,003</b>	<b>U</b>	<b>13</b>	<b>247,700</b>	<b>256,219</b>	<b>8,519</b>	<b>U</b>	<b>3</b>	<b>418,200</b>
<b>Directorate - Infrastructure Services</b>											
Roads, Paths & Drains											
Roadworks	129,000	144,344	15,344	U	12	824,716	714,287	110,429	F	13	1,645,077
Drainage	10,000	5,040	4,960	F	50	72,500	66,875	5,625	F	8	364,000
Paths	10,000	25,160	15,160	U	152	518,000	435,520	82,480	F	16	1,520,000
Other	19,500	14,152	5,348	F	27	94,613	56,077	38,536	F	41	129,613
<b>Total - Roads, Paths &amp; Drains</b>	<b>168,500</b>	<b>188,696</b>	<b>20,196</b>	<b>U</b>	<b>12</b>	<b>1,509,829</b>	<b>1,272,759</b>	<b>237,070</b>	<b>F</b>	<b>16</b>	<b>3,658,690</b>
Traffic Management	52,500	10,774	41,726	F	79	392,500	342,717	49,783	F	13	600,000
City Environment											
Streetscape Projects	0	8,140	8,140	U		154,000	103,432	50,568	F	33	589,000
Park Development	0	2,944	2,944	U		257,500	249,251	8,249	F	3	670,000
Street & Reserve Lighting	0	512	512	U		20,000	21,544	1,544	U	8	150,000
Environmental Projects	10,000	42,817	32,817	U	328	390,500	262,938	127,562	F	33	1,085,000
Sustainability	0	239	239	U		38,500	38,623	123	U	0	70,000
Other Projects	7,500	9,300	1,800	U	24	59,000	61,396	2,396	U	4	326,000
<b>Total - City Environment</b>	<b>17,500</b>	<b>63,953</b>	<b>46,453</b>	<b>U</b>	<b>265</b>	<b>919,500</b>	<b>737,184</b>	<b>182,316</b>	<b>F</b>	<b>20</b>	<b>2,890,000</b>
Recoverable Works	0	11,298	11,298	U		0	23,459	23,459	U		0
Building Management	150,000	4,941	145,059	F	97	687,500	490,254	197,246	F	29	893,500
Fleet Management	0	554	554	U		628,178	604,824	23,354	F	4	1,123,800
<b>Total Expense - Dir Infrastructure Services</b>	<b>388,500</b>	<b>280,215</b>	<b>108,285</b>	<b>F</b>	<b>28</b>	<b>4,137,507</b>	<b>3,471,197</b>	<b>666,310</b>	<b>F</b>	<b>16</b>	<b>9,165,990</b>
<b>Underground Power</b>											
Underground Power Project	0	219	219	U		0	90,508	90,508	U		0
<b>Total - Underground Power</b>	<b>0</b>	<b>219</b>	<b>219</b>	<b>U</b>		<b>0</b>	<b>90,508</b>	<b>90,508</b>	<b>U</b>		<b>0</b>
<b>TOTAL CAPITAL EXPENDITURE</b>	<b>906,000</b>	<b>651,288</b>	<b>254,712</b>	<b>F</b>	<b>28</b>	<b>6,667,207</b>	<b>5,777,525</b>	<b>889,682</b>	<b>F</b>	<b>13</b>	<b>18,347,040</b>

**SCHEDULE OF SIGNIFICANT VARIANCES**

Departmental Area	Month Budget	Month Actual	Month Var %	F U	YTD Budget	YTD Actual	YTD Var %	F U	Comment on Variances disclosed
<b>Revenue</b>									
Governance Revenue.	29,000	0		U	29,000	0		U	Trade in of mayoral vehicle delayed.
Financial Services Rev	0	(494)		U	561,600	599,970	7%	F	Unbudgeted rebate received - adjustment to prior year revenues Adjusted in Q2 Budget Review.
Investment Revenue	174,835	190,160	9%	F	1,075,845	1,083,822	1%	F	Fairly close to expectations - interest rates are slowly improving. Refer to Item 10.6.2 for further comment.
Rating Activities	9,000	18,936	110%	F	22,457,259	22,480,018	0%	F	Rates & property revenues broadly in line with expectations. Some minor adjustments in Q2 Budget Review in this agenda. Refer to Item 10.6.2 for more detailed comment.
Property Management	47,625	35,524	25%	U	180,293	174,495	3%	U	Adjustment to utilities charges recovered for lease properties. (over charge on water usage). Adjusted in Q2 Budget Review.
Planning & Comm Revenue	25,000	0		U	25,000	0		U	Trade in of directors vehicle delayed.
Planning Revenue	15,050	16,751	11%	F	231,350	313,360	35%	F	Much higher level of activity than was anticipated has resulted in a strong result. Adjusted in the Q2 Budget Review.
Building Services	16,950	28,603	69%	F	288,760	376,114	30%	F	Much higher level of activity than was anticipated has resulted in a strong result. Adjusted in the Q2 Budget Review.
CCR Admin Revenue	250	40,177		F	272,250	338,934	24%	F	Unanticipated Healthways grant. Adjusted in Q2 Budget Review.
Senior Citizens Revenue	35,000	5,412		U	45,000	12,819	72%	U	Vehicle trade in delayed
Collier Park Village	60,830	53,396	12%	U	430,670	416,787	3%	U	Lower than expected maintenance fees due to vacant units.
Collier Park Hostel	118,080	113,535	4%	U	826,600	788,936	5%	U	Less than anticipated maintenance fees and commonwealth subsidy - also some vacant rooms.
Health Services Revenue	125	0		U	4,875	19,000	290%	F	Funds received from Rivers Regional Council. To be offset to similar expenditure. Adjusted in Q2 Budget Review.
Waste Mgt Revenue	18,415	23,463	27%	F	4,647,925	4,663,821	0%	F	Better than anticipated performance on Transfer Station entry fees. Also some additional rubbish service levies. Adjusted in Q2 Budget Review.

SCHEDULE OF SIGNIFICANT VARIANCES

Departmental Area	Month Budget	Month Actual	Month Var %	F U	YTD Budget	YTD Actual	YTD Var %	F U	Comment on Variances disclosed
Parking Management	137,710	139,277	1%	F	574,220	612,758	7%	F	Ahead of budget expectations for meter parking (10%) and infringements (8%). Adjusted in Q2 Budget Review.
Collier Park Golf Course	181,585	200,305	10%	F	1,154,295	1,255,873	9%	F	Green fees are tracking at 8% ahead of budget targets to date.
Infrastructure Admin Rev.	29,000	0		U	29,000	0		U	Trade in of directors vehicle delayed.
City Env - Contributions	2,830	4,077	44%	F	71,600	89,390	25%	F	Favourable timing difference on ground hire charges. Expected to reverse further in later months.
Nursery Revenue	0	20,980		F	50,000	87,684	75%	F	Revaluation of nursery stock as plants are potted into larger containers. Non cash revenue - book entry only.
Asset Control Revenue	24,000	42,595	77%	F	28,140	53,076	89%	F	Trade in proceeds delayed from prior year now received.
Road Grants	0	0		F	234,250	212,749	9%	U	Timing difference on road grants.
Eng Infra Contrib to Works	0	591		U	62,250	103,299	66%	F	Contribution regarding Como Furniture Mart development - will be offset by costs associated with streetscape works . Adjusted in Q2 Budget Review.
Asset Control Revenue	0	0		F	12,200	43,245		F	Unbudgeted disposal proceeds.
<b><u>Expenditure</u></b>									
Corporate Support	55,059	58,724	7%	U	456,511	410,463	10%	F	YTD favourable variance relates to vacant staff position.
Community Promotions	39,584	29,117	26%	F	175,753	157,149	11%	F	Timing difference on community perceptions survey - May /Jun.
Financial Services (after allocations outwards)	60,308	85,367	42%	U	749,993	724,503	3%	F	Partial reversal of earlier timing differences .
Information Services (after allocations outwards)	62,718	50,385	20%	F	376,802	318,467	15%	F	Salary savings from running very lean and timing difference on software purchase. Will be using a higher level of staff resource in remainder of year as CRM project rolls out.
Library Services	131,967	134,345	2%	U	1,007,475	993,149	1%	F	Close to budget - split between Manning Library & Civic / Temp Library is adjusted in Q2 Budget Review.

**SCHEDULE OF SIGNIFICANT VARIANCES**

Departmental Area	Month Budget	Month Actual	Month Var %	F U	YTD Budget	YTD Actual	YTD Var %	F U	Comment on Variances disclosed
Planning & Comm Admin	39,030	13,605	65%	F	138,118	94,885	31%	F	Staff vacancies / extended leave in early part of year. Timing difference on vehicle carrying amount for vehicle not yet traded.
Planning Services	77,006	78,646	2%	U	641,734	652,351	2%	U	Variance on staffing costs - adjusted in Q2 Budget Review.
Building Services	38,992	27,482	30%	F	319,274	284,003	11%	F	Vacant staff position partly offset by increased use of consultants.
Community Events	161,340	194,405	21%	U	347,540	367,302	6%	U	Reversal of earlier timing differences.
Civic Functions	2,935	7,688		U	113,305	106,881	6%	F	Reversal of earlier timing differences.
Halls & Public Buildings	29,540	23,896	19%	F	213,695	177,338	17%	F	Favourable variances in cleaning costs have been reviewed with the contractor. Adjusted in Q2 Budget Review.
Collier Park Village	100,201	81,963	18%	F	755,808	743,392	2%	F	Favourable timing difference on minor maintenance activities. Likely to reverse in later months.
Collier Park Hostel	136,595	136,473	0%	F	980,340	970,774	1%	F	Numerous minor timing differences - not significant.
Waste Management	351,428	322,233	8%	F	2,653,736	2,557,125	4%	F	Savings on landfill charges relative to budget expectations. Adjusted in Q2 Budget Review.
Ranger Services	220,599	224,724	2%	U	649,348	630,823	3%	F	Includes Aust Day event logistical costs. In other areas, some savings on salary costs due to vacant positions.
Collier Park Golf Course	137,436	130,555	5%	F	852,918	823,758	3%	F	Savings on salaries and utilities costs offset by minor over expenditure on security, plant use and depreciation costs.
Infrastructure Admin Support (after allocations outwards)	32,274	5,870		F	104,189	56,546	46%	F	Savings on salaries from leave and staff vacancy. Also carrying amount of vehicle not traded at this time.
Reserve & Park Maint.	247,250	246,068	0%	F	1,730,750	1,759,397	2%	U	Operational budget for the area has been re-distributed slightly in the Q2 Budget Review to better reflect the maintenance regimes on SJMP & Manning Ward Parks.
Grounds Maintenance	19,585	16,463	16%	F	137,095	112,220	18%	F	Allocation of costs between parks and adjacent facilities is being examined by relevant manager to see if adjustments to budgets for some cost centres is necessary.

**SCHEDULE OF SIGNIFICANT VARIANCES**

Departmental Area	Month Budget	Month Actual	Month Var %	F U	YTD Budget	YTD Actual	YTD Var %	F U	Comment on Variances disclosed
Streetscape Maintenance	88,230	75,132	15%	F	854,390	869,358	2%	U	Manager has reviewed accelerated spending on street verge maintenance and has adjusted the program appropriately.
Environmental Services	26,621	16,681	37%	F	206,034	218,356	6%	U	Timing difference on water quality program is masking an over expenditure on staff costs due to the need to engage a contractor whilst staff member is on extended sick leave.
City Env - Overheads	28,972	50,427	74%	U	251,660	326,451	30%	U	Most aspects are close to budget expectations - other than training costs and sick leave. Manager has put strategies into place to address this but have yet to show results.
Building Maintenance	59,994	58,837	2%	F	507,696	468,625	8%	F	Timing difference existed as the specific maintenance programs were developed and implemented. Expected to correct further future months.
Design Office Overheads (after allocations outwards)	19,103	13,342	30%	F	164,422	119,785	27%	F	Salary savings from vacant position are being largely absorbed by unbudgeted consultants cost.
Reinstatements	3,300	220		F	24,250	1,929	92%	F	No requirement yet for such works - likely timing difference.
Roads, Paths & Drains	121,550	105,846	13%	F	986,550	994,616	1%	U	Timing difference on path and road maintenance - partly offset by favourable variance on street sweeping & street lighting.
Fleet Operations (after allocations outwards)	16,595	67,552		U	196,699	307,478	56%	U	Maintenance costs are close to budget expectations. Plant charge recovery is behind budget expectations. Recovery rates were being revised / adjusted by Eng Infrastructure but the new charge out rates have yet to be implemented.
Eng Infrastructure Overhead	46,348	61,330	32%	U	343,118	404,596	18%	U	Overhead recovery rates were reviewed as they were yielding insufficient amount based on direct labour charges. There has been limited improvement as the revised rates have come into effect. To be further reviewed by Infrastructure Services.
<b><u>Capital Revenue</u></b>									
Collier Park Village	0	20,413		F	240,000	180,663	25%	U	Unfavourable timing difference in turnover of village units. Two units have since been leased in early Jan and 3 others are yet to settle. This should bring revenue back in line with budget expectations when units settle in the near future.
Underground Power	0	67,786		F	0	67,786		F	Final institutional billing for the project transferred from incorrect revenue centre as noted above under Rating activities.

SCHEDULE OF SIGNIFICANT VARIANCES

Departmental Area	Month Budget	Month Actual	Month Var %	F U	YTD Budget	YTD Actual	YTD Var %	F U	Comment on Variances disclosed
<b>Capital Expenditure</b>									
Admin Projects	450,000	314,662	30%	F	1,690,000	1,495,855	11%	F	Progress payments and consultants fees associated with the Library & Community Centre project are slightly under budget expectations.
Disc Ward Funding	0	0		U	75,000	15,947		F	Timing difference as most money not yet committed to projects.
Information Technology	30,000	33,481	12%	U	197,000	189,945	4%	F	Program is very close to expectations to date.
CPV Refurbishments	20,000	4,606	77%	F	185,000	196,201	6%	U	Spending on refurbishments currently in advance of expectations. Will continue to be monitored to ascertain if it reflects a timing difference or more substantial commitments.
Waste Management	10,000	3,642	64%	F	80,000	23,856	70%	F	Foreshore bins have yet to be delivered or invoiced.
Roads, Paths & Drains	168,500	188,696	12%	U	1,509,829	1,272,759	16%	F	Detailed information on specific projects is included as Item 10.6.4 of the Feb Council agenda.
Traffic Management	52,500	10,774	79%	F	392,500	342,717	13%	F	Detailed information on specific projects is included as Item 10.6.4 of the Feb Council agenda.
City Environment	17,500	63,953		U	919,500	737,184	20%	F	Detailed information on specific projects is included as Item 10.6.4 of the Feb Council agenda.
Building Management	150,000	4,941	97%	F	687,500	490,254	29%	F	Detailed information on specific projects is included as Item 10.6.4 of the Feb Council agenda.
UGP	0	219		U	0	90,508	0%		Will be reviewed / adjusted at end of project settlement.

CITY OF SOUTH PERTH  
SUMMARY OF BUDGET MOVEMENTS 2009/2010

Attachment 10.6.1 (6) (A)

Key Responsibility Areas	2008/2009 Amended	2009/2010		Variance		Budget Adjustment Details
		Adopted	Amended	F/U	%	
<b>REVENUE</b>						
<b>Chief Executive's Office</b>						
City Administration	35,000	29,000	56,250	✓	94%	Reconciliation Schedule Items marked R1
Human Resources Admin Revenue	0	0	0			Reconciliation Schedule Items marked R2
Corp Support	0	0	0			Reconciliation Schedule Items marked R3
Governance - Elected Members	35,000	29,000	29,000		0%	Reconciliation Schedule Items marked R4
<b>Total Operating Revenue - Chief Executive's Office</b>	<b>70,000</b>	<b>58,000</b>	<b>85,250</b>	✓	47%	
<b>Directorate - Financial Services</b>						
Administration	0	29,000	29,000		0%	Reconciliation Schedule Items marked R10
Financial Services	3,145,986	2,731,350	2,731,350		0%	Reconciliation Schedule Items marked R11
Rating Activities	21,325,194	22,591,539	22,608,399	✓	0%	Reconciliation Schedule Items marked R33
Property Management	240,000	282,500	285,628	✓	1%	Reconciliation Schedule Items marked R12
Information Technology	15,000	0	0			Reconciliation Schedule Items marked R13
Customer Services Admin Revenue	0	0	0			Reconciliation Schedule Items marked R14
Library & Heritage Services	48,300	23,250	23,250		0%	Reconciliation Schedule Items marked R6
<b>Total Operating Revenue - Dir Financial Services</b>	<b>24,774,480</b>	<b>25,657,639</b>	<b>25,677,627</b>	✓	0%	
<b>Directorate - Development &amp; Community Services</b>						
Administration	1,500	25,000	25,000		0%	Reconciliation Schedule Items marked R15
Health	18,000	36,000	40,000	✓	11%	Reconciliation Schedule Items marked R16
Waste Management	4,448,011	4,684,600	4,729,600	✓	1%	Reconciliation Schedule Items marked R17
Ranger Services	808,750	1,005,000	1,005,000		0%	Reconciliation Schedule Items marked R18
Planning	382,250	322,200	352,200	✓	9%	Reconciliation Schedule Items marked R19
Building Services	506,500	436,500	466,500	✓	7%	Reconciliation Schedule Items marked R20
Community Culture & Recreation	536,200	554,500	610,000	✓	10%	Reconciliation Schedule Items marked R5
Collier Park Village	740,270	747,170	753,170	✓	1%	Reconciliation Schedule Items marked R7
Collier Park Hostel	1,469,000	1,487,000	1,487,000		0%	Reconciliation Schedule Items marked R8
<b>Total Operating Revenue - Dir Strategic Develop</b>	<b>8,910,481</b>	<b>9,297,970</b>	<b>9,468,470</b>	✓	2%	
<b>TOTAL ADMINISTRATION OPERATING REVENUE</b>	<b>33,754,961</b>	<b>35,013,609</b>	<b>35,231,347</b>	✓	1%	

**CITY OF SOUTH PERTH  
SUMMARY OF BUDGET MOVEMENTS 2009/2010**

Attachment 10.6.1 (6) (A)

Key Responsibility Areas	2008/2009 Amended	2009/2010		Variance		Budget Adjustment Details
		Adopted	Amended	F/U	%	
<b>REVENUE</b>						
<b>Infrastructure Support</b>						
Administration Revenue	0	29,000	29,000		0%	Reconciliation Schedule Items marked R21
<b>Total Operating Revenue - Infrastructure Support</b>	<b>0</b>	<b>29,000</b>	<b>29,000</b>		0%	
<b>City Environment</b>						
Contributions	182,500	162,500	162,500		0%	Reconciliation Schedule Items marked R22
Nursery Revenue	35,000	50,000	50,000		0%	Reconciliation Schedule Items marked R23
Asset Control Revenue	203,600	76,780	76,780		0%	Reconciliation Schedule Items marked R24
Environmental Services Revenue	0					Reconciliation Schedule Items marked R25
<b>Total Operating Revenue - City Environment</b>	<b>421,100</b>	<b>289,280</b>	<b>289,280</b>		0%	
<b>Golf Course</b>						
Collier Park Golf Course	1,843,500	1,944,600	1,944,600		0%	Reconciliation Schedule Items marked R9
<b>Total Operating Revenue - Golf Course</b>	<b>1,843,500</b>	<b>1,944,600</b>	<b>1,944,600</b>		0%	
<b>Engineering Infrastructure</b>						
Design Office Revenue	0	0	0			Reconciliation Schedule Items marked R26
Construction & Maintenance						
Road Grants	352,000	372,000	372,000		0%	Reconciliation Schedule Items marked R27
Contributions to Works	40,000	54,500	114,500	✓	110%	Reconciliation Schedule Items marked R28
Reinstatement Revenue	27,500	28,000	28,000		0%	Reconciliation Schedule Items marked R29
Crossover Revenue	0	0	0			Reconciliation Schedule Items marked R30
Asset Control Revenue	168,000	23,450	35,450	✓	51%	Reconciliation Schedule Items marked R31
Other Revenue	19,000	14,000	14,000		0%	Reconciliation Schedule Items marked R32
<b>Total Operating Revenue - Engineer Infrastructure</b>	<b>606,500</b>	<b>491,950</b>	<b>563,950</b>	✓	15%	
<b>TOTAL INFRASTRUCTURE SERVICES OP REVENUE</b>	<b>2,871,100</b>	<b>2,754,830</b>	<b>2,826,830</b>	✓	3%	
<b>TOTAL OPERATING REVENUE</b>	<b>36,626,061</b>	<b>37,768,439</b>	<b>38,058,177</b>	✓	1%	

**CITY OF SOUTH PERTH  
SUMMARY OF BUDGET MOVEMENTS 2009/2010**

Attachment 10.6.1 (6) (A)

Key Responsibility Areas	2008/2009 Amended	2009/2010		Variance		Budget Adjustment Details
		Adopted	Amended	F/U	%	
<b>EXPENDITURE</b>						
<b>Chief Executive's Office</b>						
City Administration	880,460	878,661	904,411	x	3%	Reconciliation Schedule Items marked E1
Human Resources Administration (after allocation)	130,359	124,843	109,843	✓	(12%)	Reconciliation Schedule Items marked E2
Corporate Support	57,841	62,393	62,393		0%	Reconciliation Schedule Items marked E3
Governance - Elected Members	834,813	955,978	955,978		0%	Reconciliation Schedule Items marked E4
Community Promotions	277,008	280,598	290,598	x	4%	Reconciliation Schedule Items marked E5
Publications	78,500	74,000	74,000		0%	Reconciliation Schedule Items marked E6
<b>Total Operating Expense - Chief Executive's Office</b>	<b>2,258,981</b>	<b>2,376,473</b>	<b>2,397,223</b>	<b>x</b>	<b>1%</b>	
<b>Director Financial Services</b>						
Administration (after allocations out))	152,069	184,100	192,100	x	4%	Reconciliation Schedule Items marked E18
Financial Services (after allocations outwards)	692,259	916,122	935,122	x	2%	Reconciliation Schedule Items marked E19
Property Management	141,985	149,700	152,828	x	2%	Reconciliation Schedule Items marked E20
Information Technology (after allocations out)	467,676	466,406	476,406	x	2%	Reconciliation Schedule Items marked E21
Customer Services Team	137,740	140,390	140,390		0%	Reconciliation Schedule Items marked E22
Library Services	1,679,855	1,690,081	1,699,231	x	1%	Reconciliation Schedule Items marked E13
<b>Total Operating Expense - Dir Financial Services</b>	<b>3,271,584</b>	<b>3,546,799</b>	<b>3,596,077</b>	<b>x</b>	<b>1%</b>	
<b>Directorate - Development &amp; Community Services</b>						
Administration	218,052	254,454	254,454		0%	Reconciliation Schedule Items marked E23
Planning	1,175,246	1,101,062	1,101,062		0%	Reconciliation Schedule Items marked E24
Building Services	511,339	524,890	524,890		0%	Reconciliation Schedule Items marked E25
Health	473,497	501,607	501,607		0%	Reconciliation Schedule Items marked E26
Waste Management	4,409,301	4,812,225	4,810,475	✓	(0%)	Reconciliation Schedule Items marked E27
Ranger Services	926,383	956,005	981,306	x	3%	Reconciliation Schedule Items marked E28
Community Culture & Recreation Admin	706,778	791,741	792,741	x	0%	Reconciliation Schedule Items marked E7
Cultural Activities	1,000,380	1,027,938	1,027,938		0%	Reconciliation Schedule Items marked E8
Safer City Program	114,049	94,048	72,598	✓	(23%)	Reconciliation Schedule Items marked E9
Senior Citizens	314,809	316,644	329,194	x	4%	Reconciliation Schedule Items marked E10
Recreation	465,144	484,223	504,223	x	4%	Reconciliation Schedule Items marked E11
Halls & Public Buildings	341,591	357,073	361,573	x	1%	Reconciliation Schedule Items marked E12
Collier Park Village	1,211,383	1,263,674	1,266,674	x	0%	Reconciliation Schedule Items marked E14

CITY OF SOUTH PERTH  
SUMMARY OF BUDGET MOVEMENTS 2009/2010

Attachment 10.6.1 (6) (A)

Key Responsibility Areas	2008/2009 Amended	2009/2010		Variance		Budget Adjustment Details
		Adopted	Amended	F/U	%	
Collier Park Hostel	1,592,686	1,665,611	1,668,111	x	0%	Reconciliation Schedule Items marked E15
Collier Park Community Centre	4,000	2,250	2,250		0%	Reconciliation Schedule Items marked E16
<b>Total Operating Expense - Dir Strategic &amp; Reg</b>	<b>13,464,638</b>	<b>14,153,445</b>	<b>14,199,096</b>	<b>x</b>	<b>0%</b>	
<b>TOTAL ADMINISTRATION OPERATING EXPENDITURE</b>	<b>18,995,203</b>	<b>20,076,717</b>	<b>20,192,396</b>	<b>x</b>	<b>1%</b>	
<b>Infrastructure Support &amp; Administration</b>						
Governance Cost (after allocations outwards)	142,500	152,386	157,386	x	3%	Reconciliation Schedule Items marked E29
<b>Total Operating Expense - Infrastructure Support</b>	<b>142,500</b>	<b>152,386</b>	<b>157,386</b>	<b>x</b>	<b>3%</b>	
<b>City Environment</b>						
Reserves & Parks Maintenance	2,743,772	2,967,676	2,967,676		0%	Reconciliation Schedule Items marked E30
Miscellaneous Parks Programmes	50,000	45,000	45,000		0%	Reconciliation Schedule Items marked E31
Grounds Maintenance	234,000	235,000	235,000		0%	Reconciliation Schedule Items marked E32
Streetscape Maintenance	1,413,000	1,398,000	1,398,000		0%	Reconciliation Schedule Items marked E33
Environmental Services	321,052	356,415	356,415		0%	Reconciliation Schedule Items marked E34
Plant Nursery	158,446	159,316	159,316		0%	Reconciliation Schedule Items marked E35
Overheads	423,119	430,533	430,533		0%	Reconciliation Schedule Items marked E36
Asset Holding Costs	640,000	665,000	755,000	x	14%	Reconciliation Schedule Items marked E37
Building Maintenance	306,002	384,624	429,624	x	12%	Reconciliation Schedule Items marked E38
Reserve Building Maintenance & Operations	89,500	79,250	88,750	x	12%	Reconciliation Schedule Items marked E39
Public Convenience Maintenance & Operations	143,000	160,000	160,000		0%	Reconciliation Schedule Items marked E40
Depot Maintenance	141,763	135,435	131,435	✓	(3%)	Reconciliation Schedule Items marked E41
Jetty Maintenance	12,500	20,000	20,000		0%	Reconciliation Schedule Items marked E42
<b>Total Operating Expense - City Environment</b>	<b>6,676,154</b>	<b>7,036,249</b>	<b>7,176,749</b>	<b>x</b>	<b>2%</b>	
<b>Golf Course</b>						
Collier Park Golf Course	1,404,150	1,492,185	1,508,185	x	1%	Reconciliation Schedule Items marked E17
<b>Total Operating Expense - City Environment</b>	<b>1,404,150</b>	<b>1,492,185</b>	<b>1,508,185</b>			

CITY OF SOUTH PERTH  
SUMMARY OF BUDGET MOVEMENTS 2009/2010

Attachment 10.6.1 (6) (A)

Key Responsibility Areas	2008/2009 Amended	2009/2010		Variance		Budget Adjustment Details
		Adopted	Amended	F/U	%	
<b>Engineering Infrastructure</b>						
Design Office Overheads (after allocations outwards)	226,841	299,351	274,350	✓	(8%)	Reconciliation Schedule Items marked E43
<b>Sub Total - Design Office</b>	<b>226,841</b>	<b>299,351</b>	<b>274,350</b>	✓	(8%)	
<b>Construction &amp; Maintenance</b>						
Reinstatements	37,000	42,000	42,000		0%	Reconciliation Schedule Items marked E44
Crossovers	30,000	45,000	45,000		0%	Reconciliation Schedule Items marked E45
Asset Control	3,735,000	3,817,000	3,917,000	✘	3%	Reconciliation Schedule Items marked E46
Roads Footpaths & Drains	1,777,500	2,009,000	2,009,000		0%	Reconciliation Schedule Items marked E47
Fleet Operations	354,574	365,843	356,843	✓	(2%)	Reconciliation Schedule Items marked E48
Overheads	489,845	584,185	584,185		0%	Reconciliation Schedule Items marked E49
<b>Total Operating Expense - Engineer Infrastructure</b>	<b>6,650,760</b>	<b>7,162,379</b>	<b>7,228,378</b>	✘	1%	
<b>TOTAL OPERATING EXPENSE - INFRASTRUCTURE</b>	<b>14,873,564</b>	<b>15,843,199</b>	<b>16,070,698</b>	✘	1%	
<b>TOTAL OPERATING EXPENDITURE</b>	<b>33,868,767</b>	<b>35,919,916</b>	<b>36,263,094</b>	✘	1%	
<b>CAPITAL REVENUE</b>						
<b>Directorate - Financial &amp; Information Services</b>						
Capital Revenue	1,575,000	2,500,000	2,500,000		0%	Reconciliation Schedule Items marked CR1
<b>Total Revenue - Dir Finance &amp; Information Services</b>	<b>1,575,000</b>	<b>2,500,000</b>	<b>2,500,000</b>			
<b>Directorate - Strategic &amp; Regulatory Services</b>						
Capital Revenue	250,000	0	270,000	✓		Reconciliation Schedule Items marked CR5
Collier Park Village	500,000	480,000	480,000		0%	Reconciliation Schedule Items marked CR3
<b>Total Revenue - Dir Strategic &amp; Regulatory Services</b>	<b>750,000</b>	<b>480,000</b>	<b>750,000</b>	✓		
<b>Directorate - Infrastructure Services</b>						
Roads, Drains & Streets	1,287,806	536,910	1,032,848	✓	92%	Reconciliation Schedule Items marked CR6
Traffic Management	0	0	0			Reconciliation Schedule Items marked CR7
City Environment	543,000	538,000	238,000	✘	(56%)	Reconciliation Schedule Items marked CR8
Building Management	200,000	126,000	126,000		0%	Reconciliation Schedule Items marked CR9
Underground Power	(70,000)	0	0			Reconciliation Schedule Items marked CR10
<b>Total Revenue - Dir Infrastructure Services</b>	<b>1,960,806</b>	<b>1,200,910</b>	<b>1,396,848</b>	✓	16%	
<b>TOTAL CAPITAL REVENUE</b>	<b>4,285,806</b>	<b>4,180,910</b>	<b>4,646,848</b>	✓	11%	

**CITY OF SOUTH PERTH  
SUMMARY OF BUDGET MOVEMENTS 2009/2010**

Attachment 10.6.1 (6) (A)

Key Responsibility Areas	2008/2009 Amended	2009/2010		Variance		Budget Adjustment Details
		Adopted	Amended	F/U	%	
<b>CAPITAL EXPENDITURE</b>						
<b>Chief Executive's Office</b>						
Administration Building	1,398,000	5,795,000	7,010,000	x	21%	Reconciliation Schedule Items marked CX1
Discretionary Ward Funding	113,000	70,000	110,000	x	57%	Reconciliation Schedule Items marked CX2
<b>Total Expense - Chief Executive's Office</b>	<b>1,511,000</b>	<b>5,865,000</b>	<b>7,120,000</b>	<b>x</b>	<b>21%</b>	
<b>Directorate - Financial Services</b>						
Information Technology	371,500	620,000	620,000		0%	Reconciliation Schedule Items marked CX3
Financial Services	0	0	0			Reconciliation Schedule Items marked CX4
Library & Heritage Services	115,000	100,000	100,000		0%	Reconciliation Schedule Items marked CX6
<b>Total Expense - Dir Financial Services</b>	<b>486,500</b>	<b>720,000</b>	<b>720,000</b>		<b>0%</b>	
<b>Directorate - Strategic &amp; Regulatory Services</b>						
Strategic Urban Planning	107,500	120,000	120,000		0%	Reconciliation Schedule Items marked CX27
Waste Management	160,380	100,000	120,000	x	20%	Reconciliation Schedule Items marked CX9
Ranger Services	980,000	0	0			Reconciliation Schedule Items marked CX10
Community, Culture & Recreation	129,000	100,000	150,000	x	50%	Reconciliation Schedule Items marked CX5
Collier Park Retirement Complex	437,964	482,850	482,850		0%	Reconciliation Schedule Items marked CX8
<b>Total Expense - Strategic &amp; Regulatory</b>	<b>1,814,844</b>	<b>802,850</b>	<b>872,850</b>	<b>x</b>	<b>9%</b>	
<b>Unclassified Capital</b>						
General Capital Expense	205,000					Reconciliation Schedule Items marked CX11
<b>Total Expense - Unclassified Capital</b>	<b>205,000</b>	<b>0</b>	<b>0</b>			
<b>Directorate - Infrastructure Services</b>						
Roads, Drains & Streets						
Roadworks	1,585,145	1,563,577	1,645,077	x	5%	Reconciliation Schedule Items marked CX12
Drainage	325,000	300,000	364,000	x	21%	Reconciliation Schedule Items marked CX13
Paths	1,140,000	850,000	1,520,000	x	79%	Reconciliation Schedule Items marked CX14
Other	310,000	80,000	129,613	x	62%	Reconciliation Schedule Items marked CX15
<b>Total Exp - Roads, Drains &amp; Streets</b>	<b>3,360,145</b>	<b>2,793,577</b>	<b>3,658,690</b>	<b>x</b>		
Traffic Management	744,500	435,000	600,000	x	38%	Reconciliation Schedule Items marked CX16
City Environment						
Streetscape Projects	139,000	500,000	589,000		18%	Reconciliation Schedule Items marked CX17
Park Development	1,963,000	650,000	670,000		3%	Reconciliation Schedule Items marked CX18

CITY OF SOUTH PERTH  
SUMMARY OF BUDGET MOVEMENTS 2009/2010

Attachment 10.6.1 (6) (A)

Key Responsibility Areas	2008/2009 Amended	2009/2010		Variance		Budget Adjustment Details
		Adopted	Amended	F/U	%	
Street & Reserve Lighting	80,000	150,000	150,000		0%	Reconciliation Schedule Items marked CX19
Environmental Projects	937,000	238,000	985,000		314%	Reconciliation Schedule Items marked CX20
Sustainability	105,000	70,000	70,000		0%	Reconciliation Schedule Items marked CX26
Other Projects	230,000	1,000,000	426,000		(57%)	Reconciliation Schedule Items marked CX21
<b>Total Capital Expense - City Environment</b>	<b>3,454,000</b>	<b>2,608,000</b>	<b>2,890,000</b>			
Collier Park Golf Course	278,800	418,200	418,200		0%	Reconciliation Schedule Items marked CX7
Recoverable Works	98,000	0	0			Reconciliation Schedule Items marked CX22
Building Management	1,334,000	856,000	893,500		4%	Reconciliation Schedule Items marked CX23
Fleet Management	1,156,819	1,023,800	1,123,800	x	10%	Reconciliation Schedule Items marked CX24
Underground Power Project	5,500,000	0	0			Reconciliation Schedule Items marked CX25
<b>Total Expense - Dir Infrastructure Services</b>	<b>15,926,264</b>	<b>8,134,577</b>	<b>9,584,190</b>	x	18%	
<b>TOTAL CAPITAL EXPENDITURE</b>	<b>19,943,608</b>	<b>15,522,427</b>	<b>18,297,040</b>	x	18%	

2009/2010 BUDGET RECONCILIATION SCHEDULE - SHOWING MOVEMENTS BETWEEN ADOPTED AND AMENDED BUDGET

Attachment 10.6.1 (6)(B)

Account No	Account Details	Fund	Month Approved	Agenda Item No	Adjustment Amount	Line Total Affected	Budget Impact
	<b>Budget Position as estimated at adoption</b> (Including Carry Forward Funds)						<b>2,558,389</b>
8750.5831	Library / Community Facility	Muni	Aug	10.6.4	1,215,000	CX1	(1,215,000)
8731.5831	Discretionary Ward Funding	Muni	Aug	10.6.4	8,000	CX2	(8,000)
8732.5831	Discretionary Ward Funding	Muni	Aug	10.6.4	10,000	CX2	(10,000)
8733.5831	Discretionary Ward Funding	Muni	Aug	10.6.4	2,000	CX2	(2,000)
8734.5831	Discretionary Ward Funding	Muni	Aug	10.6.4	10,000	CX2	(10,000)
8736.5831	Discretionary Ward Funding	Muni	Aug	10.6.4	10,000	CX2	(10,000)
8831.5831	Public Art	Muni	Aug	10.6.4	50,000	CX5	(50,000)
5297.1500.30	Integrated Catchment Plan	Muni	Aug	10.6.4	54,000	CX13	(54,000)
5357.1500.30	Waterford Path	Muni	Aug	10.6.4	215,000	CX14	(215,000)
5419.1500.30	Stormwater Outlet Upgrade	Muni	Aug	10.6.4	10,000	CX13	(10,000)
7105.1500.30	Ley St - Davilak Roundabout	Muni	Aug	10.6.4	18,000	CX16	(18,000)
5412.1500.30	Craigie Crescent	Muni	Aug	10.6.4	57,000	CX12	(57,000)
7118.1500.30	Saunders - Axford Roundabout	Muni	Aug	10.6.4	38,000	CX16	(38,000)
7115.1500.30	Mary St - Saunders Roundabout	Muni	Aug	10.6.4	62,000	CX16	(62,000)
6194.2500.30	Leanne Way - Mill Pt Road	Muni	Aug	10.6.4	34,000	CX17	(34,000)
6224.1500.30	SJMP Promenade	Muni	Aug	10.6.4	170,000	CX21	(170,000)
5425.1500.30	Labouchere Rd Kerbside Barrier	Muni	Aug	10.6.4	25,000	CX15	(25,000)
7106.1500.30	South Tce Traffic Management	Muni	Aug	10.6.4	27,000	CX16	(27,000)
6225.2500.30	SJMP Ceremonial Area	Muni	Aug	10.6.4	26,000	CX21	(26,000)
6215.2500.30	Judd St Landscaping	Muni	Aug	10.6.4	55,000	CX17	(55,000)
6150.2500.30	Salter Pt Landscaping	Muni	Aug	10.6.4	146,000	CX20	(146,000)
6206.2500.30	Cloisters Foreshore Erosion Control	Muni	Aug	10.6.4	105,000	CX20	(105,000)
8951.5831	Foreshore Bins	Muni	Aug	10.6.4	20,000	CX9	(20,000)
8103.4500.30	WCG Thomas Pavillion	Muni	Aug	10.6.4	17,500	CX23	(17,500)
8839.0457	Sale of Land - SP Hospital	Muni	Aug	10.6.4	(250,000)	CR5	250,000
6226.2500.30	SJMP Rivetment Wall	Muni	Aug	10.6.4	226,000	CX20	(226,000)
5001.1519.30	Residual Projects - Roads	Muni	Aug	10.6.4	24,500	CX12	(24,500)
8092.6500.30	Residual Projects - Buildings	Muni	Aug	10.6.4	20,000	CX23	(20,000)
6223.2500.30	Residual Projects - Parks	Muni	Aug	10.6.4	20,000	CX18	(20,000)
	<b>Balance @ Month End</b>						<b>133,389</b>

2009/2010 BUDGET RECONCILIATION SCHEDULE - SHOWING MOVEMENTS BETWEEN ADOPTED AND AMENDED BUDGET

Attachment 10.6.1 (6)(B)

Account No	Account Details	Fund	Month Approved	Agenda Item No	Adjustment Amount	Line Total Affected	Budget Impact
0206.0499	CEO Office - Misc Rev	Muni	Nov	10.6.5	(27,250)	R1	27,250
0207.2820	CEO Office - Consultants	Muni	Nov	10.6.5	20,000	E1	(20,000)
1206.1980	Recruitment Advertising	Muni	Nov	10.6.5	(15,000)	E2	15,000
1103.0002	Interim Rates	Muni	Nov	10.6.5	(15,000)	R33	15,000
1103.0016	UGP Financing Charge	Muni	Nov	10.6.5	16,140	R33	(16,140)
1103.0006	Property Enquiry Revenue	Muni	Nov	10.6.5	(15,000)	R33	15,000
1103.0013	ESL Processing Fee	Muni	Nov	10.6.5	(3,000)	R33	3,000
0305.0499	Misc Recoups - Property Mgt	Muni	Nov	10.6.5	(3,128)	R12	3,128
0406.4720	Property Mgt Costs Recoverable	Muni	Nov	10.6.5	3,128	E20	(3,128)
3325.0468	Planning Fees	Muni	Nov	10.6.5	(30,000)	R19	30,000
3134.0456	Building Licence Fees	Muni	Nov	10.6.5	(30,000)	R20	30,000
2131.0499	Revenue - Community Bus	Muni	Nov	10.6.5	(3,000)	R5	3,000
2008.2915	CCR - Vehicle Fuel	Muni	Nov	10.6.5	1,000	E7	(1,000)
0401.0499	Recreation - Misc Revenue	Muni	Nov	10.6.5	(27,500)	R5	27,500
0402.2840	Recreation - Misc Costs	Muni	Nov	10.6.5	27,500	E11	(27,500)
3216.0499	Health Misc Revenue	Muni	Nov	10.6.5	(4,000)	R16	4,000
4301.4500.30	Civic Centre Building Maintenance	Muni	Nov	10.6.5	45,000	E38	(45,000)
4975.1500.30	Traffic Surveys	Muni	Nov	10.6.5	(25,000)	E43	25,000
4140.2920	Fleet Repairs & Maintenance	Muni	Nov	10.6.5	(20,000)	E48	20,000
4033.0421	Contributions - Eng Works	Muni	Nov	10.6.5	(60,000)	R28	60,000
5036.1500.30	Walanna Underpass Upgrade	Muni	Nov	10.6.5	60,000	CX14	(60,000)
4905.0440	Road Plant Proceeds Sale of Asset	Muni	Nov	10.6.5	(12,000)	R31	12,000
5999.0106	Direct Roads - Operating Grant	Muni	Nov	10.6.5	(56,325)	CR6	56,325
5999.0109	Paths - Grant Funds	Muni	Nov	10.6.5	(419,613)	CR6	419,613
5452.1500.30	SJMP Bike Paths	Muni	Nov	10.6.5	345,000	CX14	(345,000)
5007.1500.30	Bike Plan	Muni	Nov	10.6.5	18,000	CX15	(18,000)
5203.5831	TravelSmart	Muni	Nov	10.6.5	6,613	CX15	(6,613)
5357.1500.30	Path - Waterford Foreshore	Muni	Nov	10.6.5	50,000	CX14	(50,000)
2234.2840	Parking Meters	Muni	Nov	10.6.5	5,000	E28	(5,000)
5995.0426	Contributions to Infrastructure Works	Muni	Nov	10.6.5	(20,000)	CR6	20,000
7121.1500.30	Speed Cushion Program	Muni	Nov	10.6.5	20,000	CX16	(20,000)
2009.2855	Safer City - Security	Muni	Nov	10.6.5	(21,450)	E9	21,450
0430.3624	Security - CPGC	Muni	Nov	10.6.5	11,000	E17	(11,000)
0451.3624	Security - Old Mill	Muni	Nov	10.6.5	(700)	E13	700

2009/2010 BUDGET RECONCILIATION SCHEDULE - SHOWING MOVEMENTS BETWEEN ADOPTED AND AMENDED BUDGET

Attachment 10.6.1 (6)(B)

Account No	Account Details	Fund	Month Approved	Agenda Item No	Adjustment Amount	Line Total Affected	Budget Impact
1050.3624	Security - Civic Centre Building	Muni	Nov	10.6.5	5,750	E1	(5,750)
2220.3624	Security - Community Policing Bldg	Muni	Nov	10.6.5	300	E28	(300)
2331.3624	Security - Civic Centre Library	Muni	Nov	10.6.5	(700)	E13	700
2341.3624	Security - Manning Library	Muni	Nov	10.6.5	11,500	E13	(11,500)
2351.3624	Security - Heritage House	Muni	Nov	10.6.5	(950)	E13	950
2420.3624	Security - CPV	Muni	Nov	10.6.5	3,000	E14	(3,000)
2521.3624	Security - CPH	Muni	Nov	10.6.5	2,500	E15	(2,500)
2622.3624	Security - Manning Hall	Muni	Nov	10.6.5	5,000	E12	(5,000)
2652.3624	Security - Collins St Hall	Muni	Nov	10.6.5	(500)	E12	500
2692.3624	Security - GBLC	Muni	Nov	10.6.5	(7,500)	E11	7,500
3516.3624	Security - Sth Perth Senior Citizens	Muni	Nov	10.6.5	5,000	E10	(5,000)
3518.3624	Security - Manning Senior Citizens	Muni	Nov	10.6.5	7,550	E10	(7,550)
4134.3624	Security - Operations Centre Bldg Maint	Muni	Nov	10.6.5	(4,000)	E41	4,000
4223.3624	Security - Tsfr Station	Muni	Nov	10.6.5	(1,750)	E27	1,750
4502.3624	Rec Res Bldg - Clydesdale Park Store	Muni	Nov	10.6.5	440	E39	(440)
4503.3624	Rec Res Bldg - Hazel McDougall Park	Muni	Nov	10.6.5	440	E39	(440)
4504.3624	Rec Res Bldg - Fraser Lane Pump House	Muni	Nov	10.6.5	440	E39	(440)
4505.3624	Rec Res Bldg - E J Pavillion	Muni	Nov	10.6.5	440	E39	(440)
4506.3624	Rec Res Bldg - Windsor Rugby Club	Muni	Nov	10.6.5	430	E39	(430)
4507.3624	Rec Res Bldg - W.G. Thomas Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4508.3624	Rec Res Bldg - James Millar Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4509.3624	Rec Res Bldg - Morris Mundy Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4510.3624	Rec Res Bldg - Comer Reserve Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4511.3624	Rec Res Bldg - Challenger Reserve	Muni	Nov	10.6.5	430	E39	(430)
4512.3624	Rec Res Bldg - Como Croquet Club	Muni	Nov	10.6.5	430	E39	(430)
4513.3624	Rec Res Bldg - Manning Tennis Club	Muni	Nov	10.6.5	430	E39	(430)
4514.3624	Rec Res Bldg - Salter Point Scout Hall	Muni	Nov	10.6.5	430	E39	(430)
4515.3624	Rec Res Bldg - RSL Hall	Muni	Nov	10.6.5	430	E39	(430)
4516.3624	Rec Res Bldg - Mill Point Scout Hall	Muni	Nov	10.6.5	430	E39	(430)
4517.3624	Rec Res Bldg - Bill Grayden Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4518.3624	Rec Res Bldg - Collier Park Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4519.3624	Rec Res Bldg - South Perth Tennis Club	Muni	Nov	10.6.5	430	E39	(430)
4520.3624	Rec Res Bldg - George Burnett Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4521.3624	Rec Res Bldg - Mends Street Pavillion	Muni	Nov	10.6.5	430	E39	(430)
4522.3624	Rec Res Bldg - Kensington Tennis Club	Muni	Nov	10.6.5	430	E39	(430)

2009/2010 BUDGET RECONCILIATION SCHEDULE - SHOWING MOVEMENTS BETWEEN ADOPTED AND AMENDED BUDGET

Attachment 10.6.1 (6)(B)

Account No	Account Details	Fund	Month Approved	Agenda Item No	Adjustment Amount	Line Total Affected	Budget Impact
4523.3624	Rec Res Bldg - Manning Bowling Club	Muni	Nov	10.6.5	430	E39	(430)
8839.0457	Sale of Land	Muni	Nov	10.6.5	(20,000)	CR5	20,000
5998.0108	Capital Grant Funds	Muni	Nov	10.6.5	300,000	CR8	(300,000)
6224.1500.30	SJMP River Wall / Promenade	Muni	Nov	10.6.5	(770,000)	CX21	770,000
6209.2500.30	River Wall Remedial Works	Muni	Nov	10.6.5	270,000	CX20	(270,000)
1044.9924	Tsfr to River Wall Reserve	Muni	Nov	10.6.5	200,000	TRANS	(200,000)
9924.7801	Tsfr from Muni Fund	Muni	Nov	10.6.5	(200,000)	TRANS	0
3421.0251	Refuse Collection Levies	Muni	Nov	10.6.5	(30,000)	R17	30,000
3451.0252	Recycling Levies	Muni	Nov	10.6.5	(15,000)	R17	15,000
1044.9912	Tsfr to Waste Mgt Reserve	Muni	Nov	10.6.5	45,000	TRANS	(45,000)
9912.7801	Tsfr from Muni Fund	Muni	Nov	10.6.5	(45,000)	TRANS	0
2419.0201	CPV Maintenance Fee Rev	Muni	Nov	10.6.5	14,000	R7	(14,000)
2419.0207	CPV - Short Term Rental Rev	Muni	Nov	10.6.5	(20,000)	R7	20,000
9923.7802	Tsfr to Muni Fund	Muni	Nov	10.6.5	(6,000)	TRANS	0
1045.9923	Tsfr from CPV Reserve	Muni	Nov	10.6.5	6,000	TRANS	(6,000)
8000.5831	Mobile Plant Replacement	Muni	Nov	10.6.5	100,000	CX24	(100,000)
3517.0440	Manning Snr Citizens Proc Sale Asset	Muni	Nov	10.6.5	(25,000)	R5	25,000
9901.7802	Tsfr to Muni Fund	Muni	Nov	10.6.5	75,000	TRANS	0
1045.9901	Tsfr from Plant Replacement Reserve	Muni	Nov	10.6.5	(75,000)	TRANS	75,000
2331.1901	Civic Library - Salaries	Muni	Nov	10.6.5	(200,000)	E13	200,000
2341.1901	Manning Library - Salaries	Muni	Nov	10.6.5	200,000	E13	(200,000)
3135.1901	Building Services - Salaries	Muni	Nov	10.6.5	(50,000)	E25	50,000
3135.2820	Building Services - Consultants	Muni	Nov	10.6.5	50,000	E25	(50,000)
8703.5831	IT Acquisitions	Muni	Nov	10.6.5	(50,000)	CX3	50,000
8718.5831	CMS Website Project	Muni	Nov	10.6.5	50,000	CX3	(50,000)
4906.5850	Road Plant Carrying Amt Sale of Asset	Muni	Nov	10.6.5	11,000	E48	0
0430.5915	Depreciation - CPGC	Muni	Nov	10.6.5	5,000	E17	0
1306.5915	Depreciation - Info Technology	Muni	Nov	10.6.5	10,000	E21	0
2234.5915	Depreciation - Parking Mgt	Muni	Nov	10.6.5	20,000	E28	0
4910.5915	Depreciation - Parks	Muni	Nov	10.6.5	90,000	E37	0
4912.5915	Depreciation - Roads & Paths	Muni	Nov	10.6.5	100,000	E46	0
BAL SHEET	Adjustment to estimated Opening Balance	Muni	Nov	10.6.5	196,459	-	(196,459)
	<b>Balance @ Month End</b>						<b>101,815</b>



**CITY OF SOUTH PERTH  
RATE SETTING STATEMENT  
FOR THE PERIOD ENDED 31 JAN 2010**

Attachment 10.6.1(7)

	<b>YTD BUDGET</b>	<b>YTD ACTUAL</b>	<b>2010 BUDGET</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>REVENUE (Excluding Rates)</b>			
General Purpose Funding	2,017,305	2,037,391	3,249,350
Governance	82,250	129,857	107,250
Law, Order & Public Safety	50,300	39,954	92,000
Education	0	0	0
Health	18,125	30,238	23,000
Welfare	0	0	0
Housing	1,537,585	1,427,648	2,771,120
Community Amenities	4,829,275	4,913,082	5,031,700
Recreation & Culture	1,924,073	2,158,886	3,222,878
Transport	900,795	1,190,857	1,389,325
Economic Services	338,760	463,798	516,500
Other Property & Services	337,250	383,946	398,500
	<b>12,035,718</b>	<b>12,775,658</b>	<b>16,801,623</b>
<b>OPERATING EXPENDITURE</b>			
General Purpose Funding	(330,789)	(329,429)	(605,958)
Governance	(2,506,308)	(2,325,055)	(4,310,466)
Law, Order & Public Safety	(381,192)	(364,174)	(618,848)
Education	(49,605)	(33,316)	(80,700)
Health	(293,763)	(275,477)	(514,539)
Welfare	(218,531)	(209,591)	(373,194)
Housing	(1,955,108)	(1,934,433)	(3,461,885)
Community Amenities	(3,878,698)	(3,683,544)	(6,777,520)
Recreation & Culture	(6,926,889)	(6,852,787)	(11,831,564)
Transport	(5,256,448)	(5,342,195)	(9,415,145)
Economic Services	(412,536)	(378,046)	(684,206)
Other Property & Services	4,045	(42,721)	(134,532)
	<b>(22,205,822)</b>	<b>(21,770,767)</b>	<b>(38,808,557)</b>
<b>NET RESULT</b>	<b>(10,170,104)</b>	<b>(8,995,109)</b>	<b>(22,006,934)</b>
Add back Non Cash Items	4,150,945	4,116,140	7,198,370
Proceeds from Disposal of Assets	213,740	154,929	386,480
Contributions for Acquisition of Assets	795,000	803,452	3,506,523
<b>FUNDS DEMAND FROM OPERATIONS</b>	<b>(5,010,419)</b>	<b>(3,920,588)</b>	<b>(10,915,561)</b>
<b>ACQUISITION OF NON CURRENT ASSETS</b>			
Purchase of Buildings	(1,685,000)	(1,494,177)	(6,985,000)
Purchase of Furniture & Fittings	(5,000)	(8,607)	(25,000)
Purchase of Technology	(85,000)	(62,402)	(230,000)
Purchase of Plant & Equipment	(80,000)	(25,006)	(120,000)
Purchase of Mobile Plant	(628,178)	(755,421)	(1,123,800)
Construction of Infrastructure Assets	(2,976,716)	(2,451,466)	(7,099,577)
Purchase of Equipment	(140,200)	0	(218,200)
	<b>(5,600,094)</b>	<b>(4,797,078)</b>	<b>(15,801,577)</b>

Figures contained on this statement necessarily include accounting estimates and accruals

**CITY OF SOUTH PERTH  
RATE SETTING STATEMENT  
FOR THE PERIOD ENDED 31 JAN 2010**

Attachment 10.6.1(7)

	YTD BUDGET \$	YTD ACTUAL \$	2010 BUDGET \$
<b>FINANCING ACTIVITIES</b>			
Incoming Accomodation Bonds	221,667	139,519	380,000
New Loan Proceeds	0	0	0
Repayment of Loan Borrowings (Principal)	(350,000)	(312,534)	(650,000)
Self Supporting Loan Proceeds	20,417	21,580	35,000
Transfers from Reserves	(3,336,290)	(2,478,092)	(5,578,350)
Transfers to Reserves	4,402,997	3,370,830	8,146,993
Movement in Restricted Assets (Not Reserves)	(19,250)	(26,900)	(33,000)
Movement in UGP Debtors	284,375	487,898	487,500
	<u>1,223,915</u>	<u>1,202,301</u>	<u>2,788,143</u>
<b>DEMAND - NON OPERATING RESOURCES</b>	<b><u>(4,376,179)</u></b>	<b><u>(3,594,777)</u></b>	<b><u>(13,013,434)</u></b>
Opening Position Brought Forward	2,020,411	2,020,411	2,020,411
Closing Position to be Carried Forward (Includes Committed Assets)	(14,656,212)	(16,530,339)	(101,815)
<b>AMOUNT TO BE MADE UP FROM RATES</b>	<b><u>22,022,399</u></b>	<b><u>22,025,293</u></b>	<b><u>22,010,399</u></b>
<b>COMPOSITION OF CLOSING POSITION</b>			
<b>Current Assets</b>			
Cash & Cash Equivalents		43,167,294	30,244,311
Trade & Other Receivables			
Rates		2,516,371	349,401
Sundry Debtors		2,238,517	1,877,215
Provision for Doubtful Debts		(75,324)	(75,000)
Inventories		300,379	226,602
Accrued Interest & Prepayments		805,174	447,811
<b>Total Current Assets</b>		<b><u>48,952,411</u></b>	<b><u>33,070,340</u></b>
<b>Current Liabilities</b>			
Trade & Other Liabilities			
Creditors		(4,201,714)	(1,971,834)
Income in Advance		(17,578)	(111,423)
Bonds / Trust Liability		(160,082)	(165,000)
Other Liabilities		(131,004)	(71,372)
Loans - Current		(242,931)	(555,135)
Employee Provisions - Current		(2,083,221)	(2,105,167)
<b>Total Current Liabilities</b>		<b><u>(6,836,530)</u></b>	<b><u>(4,979,931)</u></b>
<b>Net Current Assets</b>		<b><u>42,115,881</u></b>	<b><u>28,090,409</u></b>
Add Back			
Interest Bearing Liabilities		242,931	555,135
Employee Provisions		2,402,296	2,400,849
		<b><u>44,761,108</u></b>	<b><u>31,046,393</u></b>
Less			
Restricted Cash - Reserves, Current Trust & Emp Entitlements		(28,230,769)	(30,944,578)
		<b><u>16,530,339</u></b>	<b><u>101,815</u></b>

Figures contained on this statement necessarily include accounting estimates and accruals

**STATEMENT of ALL COUNCIL FUNDS  
AS AT 31 JAN 2010**

<b>Municipal Fund</b>		<b>\$ 17,893,988</b>
Represented by:		
Investments	16,890,743	
Current Account at Bank	1,000,000	
Cash on Hand	3,245	
Transfers to Reserves	0	
	<u>17,893,988</u>	
	<u><u>17,893,988</u></u>	
 <b>Trust Fund</b>		 <b>\$ 702,060</b>
Represented by:		
Investments	450,000	
Current Account at Bank	252,060	
	<u>702,060</u>	
	<u><u>702,060</u></u>	
 <b>Cash Backed Reserves</b>		 <b>\$ 24,793,322</b>
Plant Replacement Reserve	881,127	
Future Municipal Works Reserve	568,121	
CPV Residents Loan Offset Reserve	10,813,731	
CPH Capital Works Reserve	643,464	
Hostel Loan Offset Reserve	1,277,443	
Collier Park Golf Course Reserve	1,726,525	
Waste Management Reserve	3,722,756	
Reticulation and Pump Reserve	226,765	
Information Technology Reserve	280,756	
Insurance Risk Reserve	187,386	
Footpath Reserve	123,155	
Underground Power Reserve	16,343	
Parking Facilities Reserve	16,572	
Collier Park Village Reserve	1,392,445	
River Wall Reserve	211,175	
Railway Station Precincts Reserve	452,753	
Future Building Projects Reserve	1,705,561	
Future Transport Projects Reserve	373,009	
Future Streetscapes Reserve	77,559	
Future Parks Works Reserve	96,676	
Represented by:		
Investments	24,592,754	
Accrued Interest	200,568	
Transfers to / from Muni to be funded	0	
	<u>24,793,322</u>	
	<u><u>24,793,322</u></u>	
 <b>TOTAL COUNCIL FUNDS</b>		 <b>\$ 43,389,370</b>
		<u><u>43,389,370</u></u>

**SUMMARY OF CASH INVESTMENTS  
AS AT 31 JAN 2010**

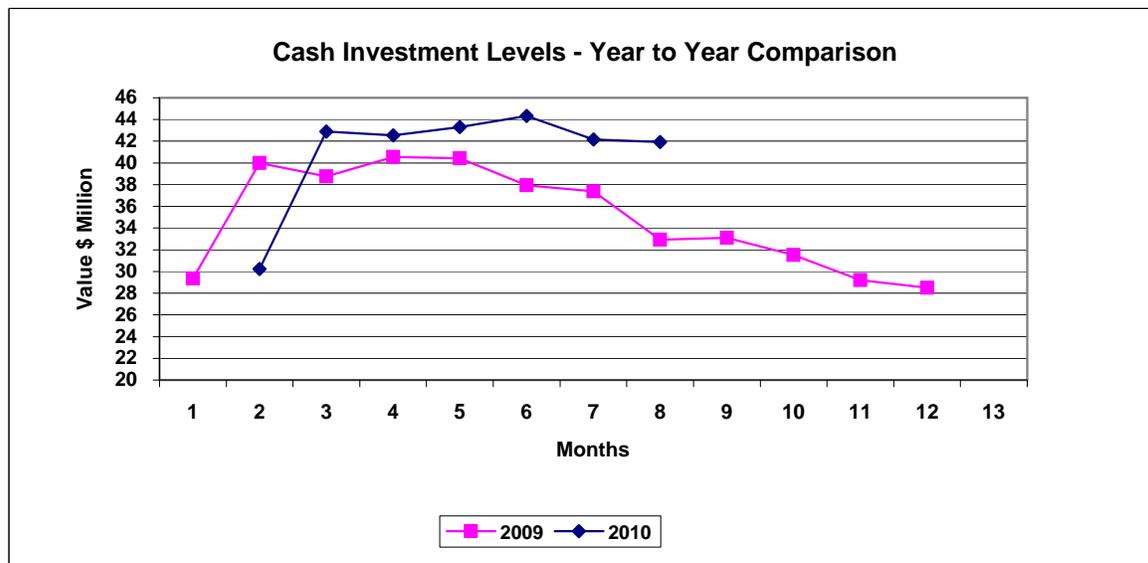
<b>Investments - Disclosed by Fund</b>	<b>\$</b>	<b>%</b>
Municipal	16,890,743	40.28%
Restricted - Trust	450,000	1.07%
Reserves	24,592,754	58.65%
	<b>41,933,497</b>	<b>100.00%</b>

<b>Investments - Disclosed by Financial Institution</b>	<b>\$</b>	<b>%</b>
Bankwest	3,072,685	7.33%
Commonwealth Bank	713,685	1.70%
ANZ Bank	450,000	1.07%
Westpac	10,667,695	25.44%
St George Bank	3,573,004	8.52%
Suncorp Metway Bank	9,651,825	23.02%
National Australia Bank	8,218,921	19.60%
Bank of Queensland	1,561,174	3.72%
Citibank	4,024,507	9.60%
	<b>41,933,497</b>	<b>100.00%</b>

<b>Interest Earned on Investments for Year to Date</b>	<b>2010</b>	<b>2009</b>
Municipal Fund	383,864	585,254
Reserves	633,347	981,680
	<b>1,017,211</b>	<b>1,566,934</b>

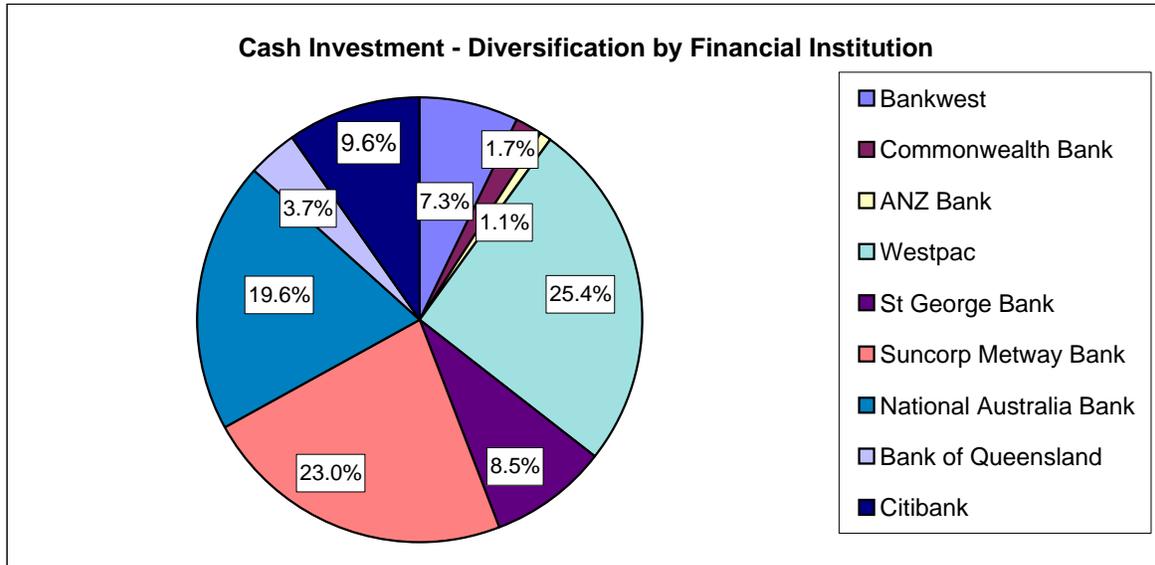
The anticipated weighted average yield on funds currently invested is 5.17%

**Cash Investment Levels**

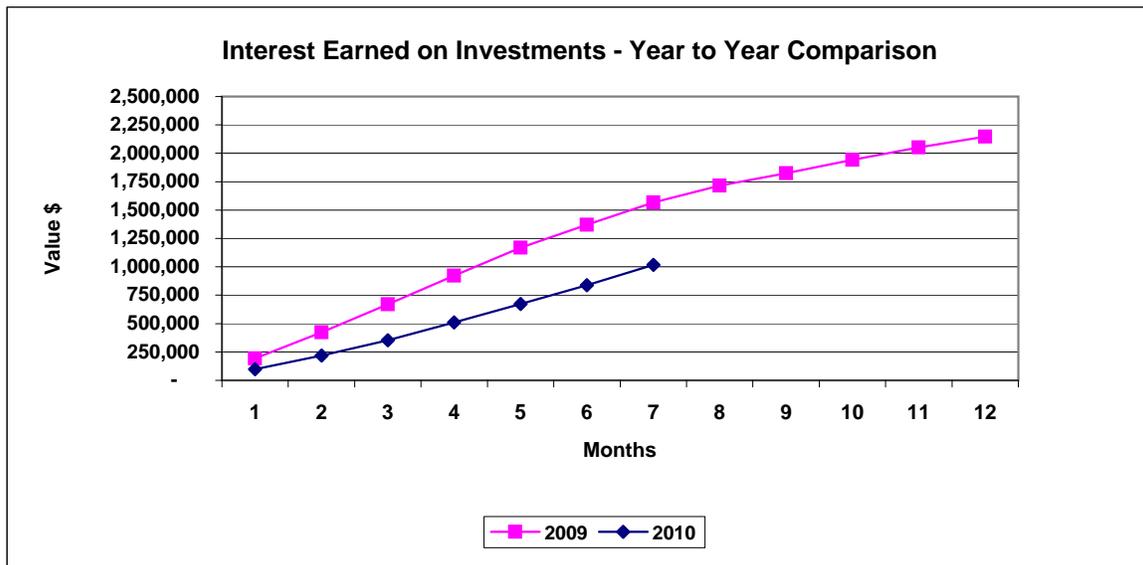


### SUMMARY OF CASH INVESTMENTS AS AT 31 JAN 2010

#### Investments - Disclosed by Institution



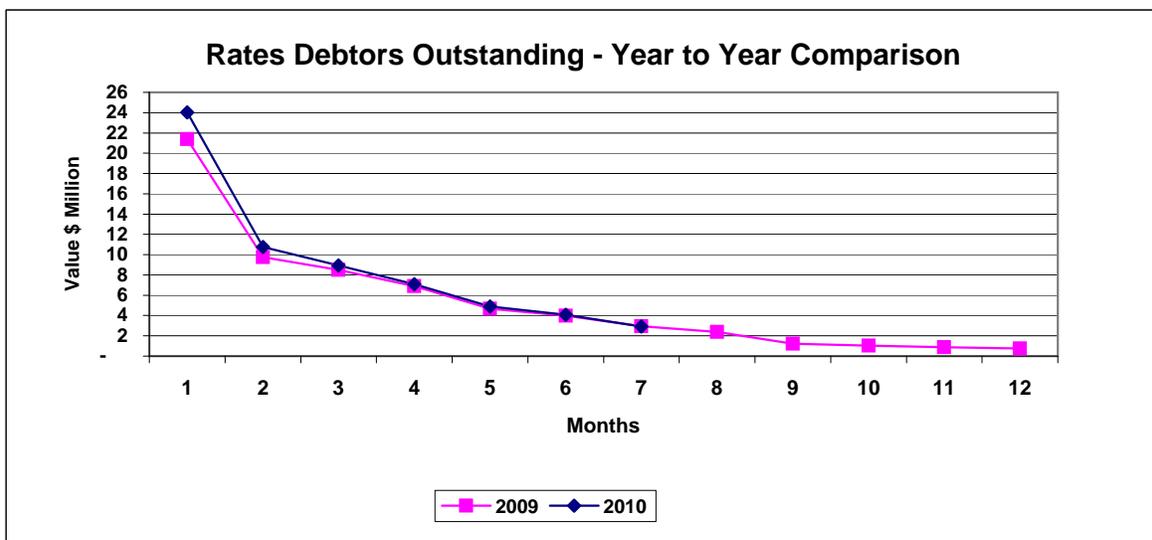
#### Interest Earned on Investments



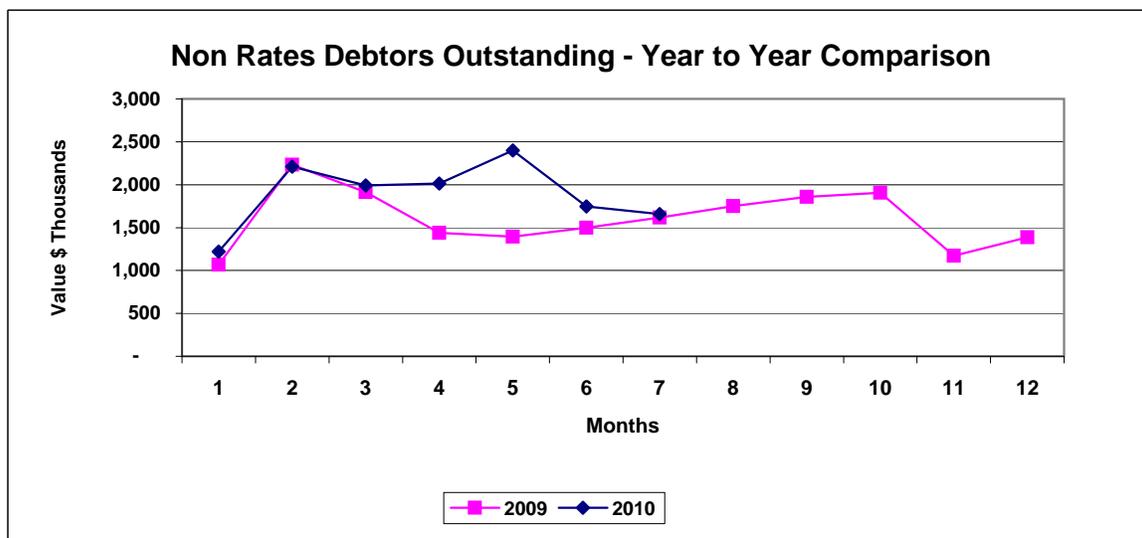
**STATEMENT OF MAJOR DEBTOR CATEGORIES  
AS AT 31 JAN 2010**

<b>Rates Debtors Outstanding</b>	<b>2010</b>	<b>2009</b>
Outstanding - Current Year & Arrears	2,516,371	2,567,143
Pensioner Deferrals	386,258	382,580
	<b>2,902,629</b>	<b>2,949,722</b>

<b>Rates Outstanding as a percentage of Rates Levied</b>	<b>2010</b>	<b>2009</b>
Percentage of Rates Uncollected at Month End (1 instalment yet to fall due)	<b>10.96%</b>	<b>11.87%</b>



**Non Rates Debtors Outstanding**



## **CAPITAL PROJECTS REVIEW FOR THE PERIOD ENDING 31 DECEMBER 2009**

### **Background**

To enable an open and accountable reporting of the City's progress in delivering the capital projects program, a schedule is presented to Council Members comparing actual performance to budget on each project. The schedule is provided to give an overview of the City's efforts in delivering the Capital Works Program and to provide comments on the significant variances contained therein.

At the end of the reporting period, the completed Capital Program represented 89% of the year to date budget - with \$5.13M expended against the year to date budget of \$5.76M. This represents some 28% of the revised full year budget.

Comments on the attached schedule have been supplied by the officers responsible for the co-ordination of each project line. These comments are to be read in conjunction with the attached Schedule of Capital Projects which provides details of Budget versus Actual Expenditure and Revenues on Capital Items. Although all projects planned for progression during the year are listed on the schedule, brief comment is only provided on the significant variances identified. This is to keep the report to a reasonable size and to emphasise the reporting by exception principle.

Where comment has been previously provided on identified variances in the bi-monthly Capital Projects Variance Reports during the year, the comments are not generally repeated in the report.

Comment on the significant items included below can be cross-referenced by the 'Note' which corresponds with that capital account number. That is, 'Note 6177' provides an explanation of the variance shown on the schedule in relation to Account Number 6177 - Preston St Streetscape.

### **Project Comments**

#### **Note 5203 - Travelsmart Promotion**

Activities proposed under this program have now been completed and no further expenditure is expected against this account. The timing difference will reverse in the next month.

#### **Note 5357 - Waterford Path**

This project has been subject to a number of major changes with reference to specific requirements of the approving agencies (including SRT) or from part funding partners (DoT) as well as adverse site conditions. The project has been progressed in three stages with conditional approval given for each stage in turn. Approval for Stage 3 (the eastern end) was obtained first and construction undertaken in September. Stage 1 (western end) followed in October and the second / middle stage (most complex) was obtained mid November.

The project requires a significant budget amendment - to be presented in Feb 2010. Having commenced the project in stages it was imperative to complete all stages within the allocated timeframe. The budget amendment will result in the deferment of an asphalt resurfacing project that is associated with a traffic management project (separate account). The necessary consultation and development of the traffic calming project has been delayed with limited staff availability (leave commitments and staff vacancy) and while the traffic management works will be advanced during the second half of the year, it is highly unlikely that both projects would have been completed by year end.

Redirecting funds from the asphalt resurfacing program for 2009/2010 and recommitting the project to another year will have minimal impact on the overall preservation of road assets. The transfer of funds through the budget amendment represents less than 10% of the overall road resurfacing program.

**Note 5386 - Crack Sealing Projects**

This is generally an activity that is scheduled for the summer months but it had been scheduled earlier in anticipation of the investigations into the 2010/2011 Asphalt Resurfacing Program being completed through the asset management process. With key personnel on leave, the investigation was not completed when anticipated. Crack sealing is a preparatory activity to a future resurfacing program. The schedule of streets will be finalised in third quarter. Account will fully expended at year end.

**Note 5412 - Craigie Crescent**

This project was initially delayed through the consultation phase as previously reported. It has now been rescheduled for later in third quarter of the year with the emphasis of the construction team being directed to completing grant related projects (MRRG, Roads to Recovery, BlackSpot) and Monash Avenue adjacent to the Collier Primary School. The account will be fully expended at year end.

**Note 5425 - Labouchere Rd Kerbline Barriers**

Design is to be finalised by the end of the third quarter - with implementation immediately thereafter. The account will be fully expended at year end.

**Note 5430 - South Terrace (Anstey Street to Coode Street).**

A budget amendment to this MRRG Grant project will be effected from the Account 5434 - Additional City Contribution to MRRG projects, to reallocate funds (for the same purpose) to cover unforeseen, but essential, maintenance and improvement activities that are not covered in the terms of pavement rehabilitation grant.

**Note 5432 - Elderfield Road (Manning Road to Trumper Street).**

A budget amendment to this MRRG Grant project will be effected from the Account 5434 - Additional City Contribution to MRRG projects, to reallocate funds (for the same purpose) to cover unforeseen, but essential, maintenance and improvement activities that are not covered in the terms of pavement rehabilitation grant.

**Note 5439 - Saunders St @ Axford St**

Pavement rehabilitation works completed in association with the Axford Street / Saunders Street Roundabout (Account 7118) have been incorrectly coded. A journal transfer has been effected to correctly allocate the costs between these two accounts.

**Note 5448 - ROW 133 (ROW off Paterson to Gentilli Way).**

This carry forward project from 2008/2009 (initially scheduled for first quarter of this year) was deferred to later in the year to enable Council to restate its position on requests for partial closures of rights of way. The construction of the ROW will now occur during the third quarter with the emphasis of the construction team being directed to completing Grant projects and those road or drainage projects that have activities that need to be completed before winter.

**Note 5453 - Sulman Ave**

This project will require extensive public consultation as it will impact on existing street landscaping. The design has not been progressed with key personnel on leave and a staff vacancy. Consultation will occur during third quarter with the intention, if supported, to implement immediately thereafter.

**Note 5990 - UGP Revenue**

This reflects an accounting entry (non cash transaction) to recognise the value of 'in kind' contribution (staff resources etc) to the UGP Stage 3 Project. The final adjustments for UGP revenues and costs in the City's accounts will occur only after Western Power closes its books on this project.

**Note 6092 - Playground Upgrades**

A contribution of \$20,000 towards playground equipment was received by the City and has been partially expended to date. A budget amendment to reflect the increase to both the revenue and expenditure items is being presented as Item 10.6.5 of this agenda.

**Note 6129 - McDougall Park**

On-ground works are now due to commence in March 2010, however equipment (barbecues) will be purchased beforehand.

**Note 6194 - Mill Pt Rd / Leanne St**

This project involves the planting of small, but established trees in the central median islands along Mill Point Road. Initially intended for the first quarter 2009/2010, some concern was expressed regarding the ability to maintain water to the trees during the summer months. The project has since been deferred to the fourth quarter to provide a better opportunity for the newly planted trees to survive.

**Note 6209 - River Wall Maintenance**

Major projects (Como Beach works) are now expected to be completed by the end of February.

**Note 6239 - Redmond Reserve Re-vegetation**

This is the landscape component of the foreshore erosion control project. It is now proposed to be completed by the end of the financial year when the weather conditions are more favourable for planting.

**Note 6999 - Recoverable Capital Works**

Represents costs associated with recoverable works for mowing sports grounds (Wesley College) and the installation of a private drainage connection undertaken by the City on a fee for service basis. An offsetting revenue will be recognised for these works once completed.

**Note 7106 - South Tce (Coode - Labouchere)**

This project is subject to design review following adverse feedback received during the consultation and feedback process. Has been deferred for implementation until the fourth quarter. The project does involve tree planting in a non reticulated central median which is expected to present some logistical challenges.

**Note 7118 - Saunders Axford Roundabout**

Pavement rehabilitation works completed in association with the Saunders - Axford Street intersection have been incorrectly coded. A journal transfer has since been effected to correctly allocate the costs between these two accounts.

**Note 8092 - Collier Pavillion Upgrade**

This was an unspent residual amount that was inadvertently carried forward although not actually required. It will be re-deployed to other building remedial repairs in the Q2 Budget Review being presented to Council as Item 10.6.5 of this agenda.

**Note 8103 - WCG Thomas Pavillion**

Project is now expected to be completed in late February.

**Note 8740 - UGP Stage 3**

Additional costs outside of the cash calls associated with the UGP project - will be offset against additional 'in kind' revenues. The final adjustments for UGP revenues and costs in the City's accounts will occur only after Western Power closes its books on this project.

**Note 8750 - Library & Community Centre Refurbishment Project**

Project is currently at 96% of year to date budget - although the major expenditures such as concrete and structural steel will not occur until February to April. At this stage the building is very close to the project timeline and completion is expected in accordance with the schedule.

**Note 8809 - CPV Refurbishments**

At present, the village has a number of units that are vacant and being refurbished but have not yet been re-leased to new tenants. As a consequence, refurbishment costs are ahead of the year to date budgets (because of the higher number of vacated units) but CPV capital revenues (incoming lease premiums and refurbishment levies) are behind budget because of the number of units that are yet to be leased.

**Note 8811 - CPV Capital Revenue**

At present, the village has a number of units that are vacant and being refurbished but have not yet been re-leased to new tenants. As a consequence, refurbishment costs are ahead of the year to date budgets (because of the higher number of vacated units) but CPV capital revenues (incoming lease premiums and refurbishment levies) are behind budget because of the number of units that are yet to be leased.

**Note 8951 - Bin Replacement**

This funding relates to the purchase of new bins on the foreshore at SJMP. A design is now being finalised and installation will follow before year end.

CAPITAL PROJECTS REVIEW FOR THE PERIOD ENDING 31 DEC 2009

Account	Account Title	YTD Budget	YTD Actual	Total Budget	Comments
5001	Carry-Forwards - Roads & Streets	24,500	0	24,500	
5005	Footpath Replacement	155,000	150,255	371,000	
5007	Bicycle Facilities - Minor Works	18,000	410	38,000	
5036	Walanna Drive Underpass	0	0	60,000	
5061	Bus Shelters	3,000	3,572	30,000	
5067	Access Ramps - Various	4,000	4,379	15,000	
5117	Way Rd (Canning - Mill Point)	0	413	0	
5203	Travelsmart Promotion	29,113	37,943	36,613	<a href="#">Note 5203</a>
5230	Bill Grayden Reserve Carpark	0	402	0	
5250	Drainage Asset Data Collection	8,000	7,865	20,000	
5296	Lyll St Pump Station	0	2,780	130,000	
5297	Integrated Catchment Projects	36,500	36,521	94,000	
5356	Drainage Upgrade (Ryrie - Throssell)	0	231	0	
5357	Waterford Shared Use Path	265,000	201,385	265,000	<a href="#">Note 5337</a>
5386	Crack Sealing	19,000	4,664	19,000	<a href="#">Note 5386</a>
5391	Stormwater Pit Replacement	8,000	9,060	30,000	
5398	ManningRdNorthCarriageway (Clydesdale - Edgecumbe)	0	197	0	
5404	Strickland St (Hensman - South Tce)	0	93	0	
5409	Axford (Lawrence - Saunders)	0	9,769	0	
5410	Letchworth Ave (Sulman - Salter Pt Pde)	0	1,910	0	
5412	Craigie Cresc	57,000	0	57,000	<a href="#">Note 5412</a>
5413	Birdwood Ave (Canning - Murray)	0	1,532	0	
5419	Upgrade Stormwater Drainage near River Outlets	10,000	2,059	50,000	
5421	Collier Walking Trail	0	3,165	130,000	
5424	Sulman Ave (Howard Pde - Unwin Cresc)	0	1,250	0	
5425	Labouchere Rd Kerblin Barriers	25,000	0	25,000	<a href="#">Note 5425</a>
5427	Monash Ave (Murray - Throssell)	43,000	39,687	93,000	
5428	Bradshaw Cresc (Marsh - Welwyn)	33,300	21,570	33,300	
5429	Strickland St (Angelo - Hensman)	18,000	18,005	68,000	
5430	South Tce (Anstey - Hensman)	15,620	25,159	15,620	<a href="#">Note 5430</a>
5431	Walana Drive (Jackson - Lowan)	89,100	82,212	89,100	
5432	Elderfield Rd (Manning - Trumper)	41,580	54,126	41,580	<a href="#">Note 5432</a>
5433	South Tce (Murray - Douglas)	7,616	2,304	107,616	
5434	City contribution towards MRRG projects	20,000	15,055	143,361	
5435	Hovia Tce (Canning Hwy - Mill Pt Rd)	35,000	40,150	35,000	
5436	Lawrence St (Morrison - Axford)	25,000	26,130	25,000	
5437	Letchworth Centre Ave (Sulman - Salter Pt)	30,000	14,992	30,000	
5438	Strickland St (Angelo - Hensman)	68,000	64,196	68,000	

CAPITAL PROJECTS REVIEW FOR THE PERIOD ENDING 31 DEC 2009

Account	Account Title	YTD Budget	YTD Actual	Total Budget	Comments
5439	Saunders St @ Axford St	40,000	27,186	40,000	<a href="#">Note 5439</a>
5440	Baldwin St (Saunders - Amery)	0	820	40,000	
5441	Baldwin St (Amery - Coolidge)	5,000	6,540	80,000	
5442	Cale St (Canning Hwy - Lockhart)	0	410	20,000	
5443	Amery St (Talbot - Baldwin)	18,500	18,123	32,000	
5444	Ambon St (Anketell - Banksia)	22,000	22,686	22,000	
5445	Bessell Ave (Blamey - Murray)	0	2,316	113,000	
5446	Ednah St (Mary - Labouchere)	0	5,833	148,000	
5447	ROW 106 (South Cale St - North Henley St)	56,500	56,323	95,000	
5448	ROW 133 (South Paterson St - North Cloister Ave)	27,000	2,157	40,000	<a href="#">Note 5448</a>
5449	SJMP - Narrows East Car Park	0	3,650	100,000	
5450	Canning Hwy - Henley St	0	1,332	65,000	
5451	Todd Ave West of Blamey Place	0	3,320	40,000	
5452	SJMP Paths	0	18,404	595,000	
5453	Sulman Ave - Stage 1 (Howard Pde - Hope Ave)	40,000	820	40,000	<a href="#">Note 5453</a>
5454	Manning Rd (Carlow Cresc - Bus Stop)	10,000	6,895	10,000	
5455	Downey Dr (Marsh Ave - Henning Cresc)	11,000	12,952	11,000	
5456	Pepper St (Mill Pt Rd - Jubilee St)	8,000	10,128	8,000	
5457	Talbot Ave @ Eleanor St	15,000	727	15,000	
5990	UGP Revenue	0	(280,919)	0	<a href="#">Note 5990</a>
5994	Contribution to Building Works	0	0	(126,000)	
5995	Contributions to Infrastructure Works	(20,000)	(20,123)	(20,000)	
5998	Contributions to Parks Works	(100,000)	(129,189)	(238,000)	
5999	Road Grants	(301,325)	(292,052)	(1,012,848)	
6035	Pump & Reticulation Replacement	10,000	11,000	80,000	
6085	Irrigation Control System	25,000	24,089	50,000	
6092	Playground Upgrades	40,000	57,137	60,000	<a href="#">Note 6092</a>
6116	SJMP River Foreshore	40,000	46,574	40,000	
6129	Neil McDougall Park	30,000	5,610	30,000	<a href="#">Note 6129</a>
6135	Cities for Climate Protection	6,000	5,002	12,000	
6150	Environmental Mgt - Salter Point	6,000	5,072	152,000	
6151	Environmental Mgt - Mt Henry	2,000	2,341	2,000	
6160	Redevelop TMMs	30,000	29,966	65,000	
6176	Green Plan Implementation	10,000	11,597	20,000	
6177	Preston St Streetscape	0	375	0	
6187	Clontarf Foreshore Rehabilitation	15,000	512	25,000	
6189	Schools Nuturing Program	7,500	7,807	15,000	
6190	Sustainability Education Program	0	147	0	

CAPITAL PROJECTS REVIEW FOR THE PERIOD ENDING 31 DEC 2009

Account	Account Title	YTD Budget	YTD Actual	Total Budget	Comments
6193	Sustainability Action Plan	38,500	38,237	70,000	
6194	Mill Pt Rd / Leanne Way	34,000	0	34,000	<a href="#">Note 6194</a>
6206	Cloisters Foreshore Erosion Control	0	0	145,000	
6207	McDougall Lake	10,000	2,313	10,000	
6209	River Wall Maintenance	270,000	157,308	270,000	<a href="#">Note 6209</a>
6210	Signage of Significant Trees	5,000	4,539	5,000	
6214	Railway Station Streetscape Works	0	2,050	100,000	
6215	Judd St Freeway Off Ramp Landscaping	55,000	57,149	355,000	
6219	SJMP Path Light Replacements	0	2,460	120,000	
6220	Living Streams Project	0	615	1,000	
6221	ICMP Community Awareness Program	0	102	5,000	
6223	SJMP Paths	20,000	5,238	20,000	
6224	SJMP Promenade	27,500	27,455	100,000	
6225	Ceremonial Flagpole - SJMP	24,000	24,641	226,000	
6226	SJMP ESP Rivetment Wall	20,000	16,821	326,000	
6227	Monash Ave (Brick Paving @ Murray St Shops)	15,000	307	15,000	
6228	Bodkin Park - Reticulation Replacement	87,500	86,292	100,000	
6229	SJMP - Reticulation	0	5,124	250,000	
6230	Como Beach Landscaping	5,000	5,242	40,000	
6231	Angelo St Car Park Lighting	20,000	18,367	20,000	
6232	Lighting in ROW's	0	205	10,000	
6233	National Tree Day (New Norcia)	5,000	2,736	5,000	
6234	Doneraile Lake	0	2,467	10,000	
6235	Ecojobs	7,000	3,287	7,000	
6236	SJMP Living Stream	0	205	10,000	
6237	Cloisters Reserve Revegetation	0	820	40,000	
6238	Osprey Nest	0	664	8,000	
6239	Redmond Reserve Revegetation	22,000	451	22,000	<a href="#">Note 6239</a>
6240	Manning Rd - Southern Verge Landscaping Upgrade	15,000	906	15,000	
6999	Capital Recoverable Works	0	12,161	0	<a href="#">Note 6999</a>
7105	Ley St / Davilak Roundabout	18,000	13,085	18,000	
7106	South Tce (Coode / Labouchere)	27,000	2,469	27,000	<a href="#">Note 7106</a>
7114	Throssell - Todd Ave Roundabout	0	1,305	0	
7115	Mary St - Saunders St Roundabout	62,000	65,585	62,000	
7116	Henley St - Ley St Roundabout	0	873	0	
7118	Saunders - Axford Roundabout	38,000	69,563	38,000	<a href="#">Note 7118</a>
7121	Speed Cushion Program	20,000	20,237	20,000	
7122	Mill Pt Rd / Coode St - Anti-Skid Treatment	55,000	56,000	55,000	

CAPITAL PROJECTS REVIEW FOR THE PERIOD ENDING 31 DEC 2009

Account	Account Title	YTD Budget	YTD Actual	Total Budget	Comments
7123	Manning Rd / Kent St - Anti-Skid Treatment	70,000	71,007	70,000	
7124	Mill Pt Rd / Dyson St (Intersection Treatment)	15,000	2,160	15,000	
7125	Banksia Tce / Vista St (Intersection Treatment)	0	1,257	15,000	
7126	Baldwin St (Saunders - Coolidge St)	0	2,255	110,000	
7127	Baldwin St / Saunders St (Intersection Upgrade)	0	512	25,000	
7128	Angelo St / Anstey St (Zebra Crossings)	0	512	25,000	
7129	Roundabout (Robert St & Cale St)	30,000	22,008	90,000	
7250	LATM Studies	5,000	2,705	10,000	
7254	Integrated Transport Plan	0	410	20,000	
8000	Mobile Plant Aquisitions	628,178	604,270	1,123,800	
8092	Collier Pavillion Upgrade	20,000	13,924	20,000	<a href="#">Note 8092</a>
8103	WCG Thomas Pavillion	517,500	471,390	873,500	<a href="#">Note 8103</a>
8504	Community Facility Funding	25,000	9,500	75,000	
8505	Plant Replacement - CPGC	140,200	150,597	168,200	
8527	COOSP Recreation Centre Scoreboard / Sporting Equip	10,000	0	25,000	
8535	CPGC - Major Maintenance	100,000	97,119	250,000	
8702	Office Refurbishment	20,000	6,000	20,000	
8703	Information Technology Acquisitions	85,000	69,092	190,000	
8704	IT Network Enhancement	7,000	6,662	50,000	
8705	Electrical / Communication Equipment	25,000	23,034	40,000	
8707	Admin Building Security System	0	0	20,000	
8708	EDMS System	0	0	120,000	
8710	Photocopier Purchases	0	0	40,000	
8715	Civic Furnishings	5,000	0	25,000	
8718	Web Development	50,000	57,676	80,000	
8721	Software Purchase	0	0	80,000	
8730	Discretionary Ward Funding - Mayor	5,000	5,727	10,000	
8731	Discretionary Ward Funding - Civic Ward	13,000	0	18,000	
8732	Discretionary Ward Funding - Como Beach Ward	15,000	0	20,000	
8733	Discretionary Ward Funding - Manning Ward	7,000	220	12,000	
8734	Discretionary Ward Funding - McDougall Ward	15,000	0	20,000	
8735	Discretionary Ward Funding - Mill Point Ward	5,000	5,000	10,000	
8736	Discretionary Ward Funding - Moresby Ward	15,000	5,000	20,000	
8740	UGP Project - Stage 3	0	90,289	0	<a href="#">Note 8740</a>
8750	Admin Building Refurbishment	1,215,000	1,167,772	6,965,000	<a href="#">Note 8750</a>
8751	City Visioning Project	0	7,461	0	
8799	Building Project Grants	(500,000)	(500,000)	(2,500,000)	
8808	Hall Furniture	0	3,067	0	

CAPITAL PROJECTS REVIEW FOR THE PERIOD ENDING 31 DEC 2009

Account	Account Title	YTD Budget	YTD Actual	Total Budget	Comments
8809	Collier Park Village - Capital	120,000	158,109	382,850	<a href="#">Note 8809</a>
8810	Collier Park Hostel - Capital	45,000	33,486	100,000	
8811	Collier Park Village - Capital Revenue	(240,000)	(155,250)	(480,000)	<a href="#">Note 8811</a>
8812	Collier Park Hostel - Capital Revenue	0	(5,000)	0	
8831	Public Art	0	0	50,000	
8839	Sale of Land	(270,000)	(272,727)	(270,000)	
8912	Heritage Tram Restoration	0	1,715	100,000	
8913	Old Mill Restoration Project	0	784	0	
8930	Precinct Studies	20,000	16,364	170,000	
8946	Parking Mgt - Angelo St	0	368	0	
8951	Bin Replacement	70,000	20,214	120,000	<a href="#">Note 8951</a>
	<b>Total Capital Revenue</b>	<b>(1,431,325)</b>	<b>(1,655,260)</b>	<b>(4,646,848)</b>	
	<b>Total Capital Expenditure</b>	<b>5,761,207</b>	<b>5,126,237</b>	<b>18,347,040</b>	
	<b>Net Capital Items</b>	<b>4,329,882</b>	<b>3,470,977</b>	<b>13,700,192</b>	

**BUDGET REVIEW AFTER 31 DEC 2009 MANAGEMENT ACCOUNTS***Amendments identified in the Quarterly Budget Review from normal operations*

Ledger Account	Account Description	Item Type		Current Budget	Amended Budget	Increase Surplus	Decrease Surplus	Justification for the Amendment
1206.1941	Staff Training	Exp	↑	95,000	120,000		25,000	Greater emphasis on staff development.
1206.1980	Recruitment Advertising	Exp	↓	75,000	60,000	15,000		Lesser need than was budgeted due to changed economic climate.
0206.0440	Asset Disposal Proceeds	Rev	↓	29,000	0		29,000	Vehicle trade in not occurring until next year.
0499.0440	Asset Disposal Proceeds	Rev	↓	29,000	0		29,000	Vehicle trade in not occurring until next year.
2110.1901	Functions Salaries	Exp	↑	0	10,000		10,000	Casual assistant to service functions for council members.
0205.4705	Election Expenses	Exp	↓	90,000	55,000	35,000		Less than budgeted expenditure required.
0207.1941	CEO - Training	Exp	↑	5,000	40,000		35,000	Training for EMT as per CEO KPI
2132.1901	Communications - Salaries	Exp	↑	142,424	172,424		30,000	Additional temp resource for special projects.
1206.1901	HR Salaries	Exp	↓	316,526	286,526	30,000		Greater budget than required provided.
1004.0102	Grant Revenue - General	Rev	↓	805,000	790,000		15,000	WALGGC reduced funding pool for 2009/2010
1005.0499	Financial Services - Misc Revenue	Rev	↑	80,000	105,000	25,000		Prior year rebate received for extra amount.
1103.0006	Property Enquiries	Rev	↑	80,000	100,000	20,000		Greater number of property ownership changes
1103.0010	Admin Fee Rev - Instalment Option	Rev	↑	85,000	90,000	5,000		Extra revenue from increased fee.
1103.0012	Rates Collection Costs Recoverable	Rev	↑	5,000	8,000	3,000		Better than budgeted performance to date.
1103.0009	Rates Interest Revenue	Rev	↑	100,000	105,000	5,000		Better than budgeted performance to date.
0406.3521	Recoverable Exp - Electricity	Exp	↓	58,000	28,000	30,000		Boatshed Café now directly billed by utility co.
0406.3522	Recoverable Exp - Water	Exp	↓	25,000	15,000	10,000		Boatshed Café now directly billed by utility co.
1306.2715	Software Licensing	Exp	↑	200,000	220,000		20,000	Increasing dependence on software.
2230.0154	Civic Library Photocopier (B&W)	Rev	↓	4,000	1,000		3,000	Much less activity at temporary library facility.
2230.0155	Civic Library Photocopier (Colour)	Rev	↓	5,000	500		4,500	Much less activity at temporary library facility.
3325.0468	Planning Application Fees	Rev	↑	350,000	425,000	75,000		Higher level of activity than was budgeted for.
3326.1901	Planning Salaries	Exp	↑	798,737	838,737		40,000	Additional resource to clear backlog.
3134.0456	Building License Fees	Rev	↑	410,000	450,000	40,000		Higher level of activity than was budgeted for.
2131.0108	CCR - Misc Grants	Rev	↑	250,000	275,000	25,000		Additional grant revenue from Lotterywest.
2130.4981	Youth & Family Zone Event	Exp	↑	250,000	275,000		25,000	Costs associated with extra grant funds.
2133.0569	Fiesta Sponsorship	Rev	↑	40,000	60,000	20,000		Unbudgeted sponsorship from Mellen Events.
2134.6992	Fiesta Finale Concert	Exp	↑	0	20,000		20,000	Costs associated with sponsorship.
3518.3628	Snr Citizens Centre - Sanitation	Exp	↑	0	1,000		1,000	Unbudgeted rubbish service charges.
2142.4915	Donations / Partnerships	Exp	↑	170,000	185,000		15,000	Unfunded partnership obligation to Perth Zoo
2691.0357	GBLC Hire Revenue	Rev	↑	110,000	120,000	10,000		Better than budgeted performance to date.

**BUDGET REVIEW AFTER 31 DEC 2009 MANAGEMENT ACCOUNTS****Amendments identified in the Quarterly Budget Review from normal operations**

Ledger Account	Account Description	Item Type		Current Budget	Amended Budget	Increase Surplus	Decrease Surplus	Justification for the Amendment
2233.0409	Meter Parking	Rev	↑	480,000	515,000	35,000		Better than anticipated collections from parking.
2234.5837	Parking Meter Maintenance	Exp	↑	5,000	15,000		10,000	Major repairs to damaged parking meters.
4050.0454	Insurance Recoveries	Rev	↑	10,000	13,750	3,750		Insurance recovery for repairs.
4034.0354	Ground Hire	Rev	↑	60,000	75,000	15,000		Higher than budgeted level of use of grounds.
4033.0421	Contributions - Eng Works	Rev	↑	62,000	102,000	40,000		Contribution to street works for Como Furn Mart
6999	Recoverable Works	Exp	↑	0	40,000		40,000	Works assoc with contribution (above).
4905.0440	Asset Sale Proceeds	Rev	↑	35,000	65,000	30,000		Trade in not completed by 30 Jun 2009.
4140.2925	Vehicle Leasing	Exp	↑	0	30,000		30,000	Hire charges for replacement truck after vehicle was written off in accident.
4500.0440	Asset Sale Proceeds	Rev	↑	76,780	101,280	24,500		Higher than anticipated trade in values.
5998.0427	Contributions - Parks	Rev	↑	0	20,000	20,000		Contribution towards playground upgrade.
6092.2500.30	Playground Upgrades	Exp	↑	60,000	80,000		20,000	To reflect contribution above.
8718.5831	CMS Website Project	Exp	↑	80,000	130,000		50,000	Additional funding to accelerate project.
8723.5831	Valuation of City Buildings.	Exp	↑	0	25,000		25,000	Statutory requirement not budgeted for when budget was adopted.
TBA	Fuel Management System	Exp	↑	0	10,000		10,000	Existing system has failed & is now unsupported.
TBA	Re-design of Kiitchen Cupboards	Exp	↑	0	10,000		10,000	To provide additional storage required.
3015.1901	Corp Support Salaries	Exp	↑	75,095	85,095		10,000	Redistribution to reflect extra workload.
5998.0108	City Env - Grant Funding	Rev	↑	50,000	170,000	120,000		Recognise SWT grant for river wall works.
6209.2500.30	River Wall Remedial Works	Exp	↑	270,000	390,000		120,000	Costs associated with above grant.
3235.0499	Env Services Misc Revenue	Rev	↑	0	3,500	3,500		Contributions towards Env works.
2652.3622	Hall Cleaning - Collins St Hall	Exp	↓	72,000	48,000	24,000		Over estimated in Budget process.
2130.4981	Youth & Family Zone Event	Exp	↑	275,000	315,000		40,000	Cost associated with unconfirmed sponsorship.
2131.0108	CCR - Misc Grants	Rev	↑	275,000	315,000	40,000		Unconfirmed Healthways sponsorship
						<b>703,750</b>	<b>666,500</b>	
	<b>Net Increase (Decrease) to Muni Surplus</b>						<b>37,250</b>	



**BUDGET REVIEW AFTER 31 DEC 2009 MANAGEMENT ACCOUNTS**

*Amendments identified in the Quarterly Budget Review involving cost neutral re-allocations and non cash items not affecting the Surplus*

Ledger Account	Account Description	Type		Current Budget	Amended Budget	Increase Surplus	Decrease Surplus	Justification for the Amendment
2331.1901	Civic Library Salaries	Exp	↓	484,218	454,218	30,000		Re-distributed due to shifting of staff during the redevelopment of Civic Library.
2341.1901	Manning Library Salaries	Exp	↑	430,552	460,552		30,000	
2351.1901	Heritage House Salaries	Exp	↓	86,263	76,263	10,000		Re-distributed according to where staff are currently working.
0451.1901	Old Mill Salaries	Exp	↑	23,548	33,548		10,000	
2140.1825	Corporate Documents	Exp	↓	20,000	15,000	5,000		Community annual report included in Peninsula rather than as a separate publication.
2140.1830	Community Publications	Exp	↑	45,000	50,000		5,000	
3135.1901	Building Services Salaries	Exp	↓	295,096	265,096	30,000		Re-distributed to reflect work currently being performed by consultant rather than officer.
3135.2820	Building Services Consultants	Exp	↑	80,000	110,000		30,000	
4754.2500.30	SJMP Maintenance	Exp	↓	840,000	770,000	70,000		Re-distributed to reflect actual maint regimes.
4762.2500.30	Manning Ward Parks	Exp	↑	180,000	230,000		50,000	Re-distributed to reflect actual maint regimes.
4766.2500.30	Karawara Greenways	Exp	↑	190,000	210,000		20,000	Re-distributed to reflect actual maint regimes.
5437.1500.30	Letchworth Ave	Exp	↓	30,000	17,500	12,500		Work completed for less than budget amount.
7105.1500.30	Ley St Davilak Roundabout	Exp	↑	18,000	30,500		12,500	Tied expenditure related to prior year grant.
8527.5831	Rec Centre Equipment	Exp	↓	25,000	19,000	6,000		Less than budgeted amount required.
4316.4500.30	GBLC Maintenance	Exp	↑	40,000	46,000		6,000	Re-distribution of funds for air conditioning.
2008.1901	CCR Salaries	Exp	↑	571,289	586,289		15,000	Redistribution to reflect actual workload.
2009.1901	Safer City Salaries	Exp	↓	33,348	18,348	15,000		Redistribution to reflect actual workload.
5427.1500.30	Monash Ave (Murray - Throssel)	Exp	↑	93,000	104,300		11,300	Re-distributed following review of capital program by Eng Infrastructure.
5428.1500.30	Bradshaw Cres (Welwyn - Marsh)		↓	33,300	22,000	11,300		
5434.1500.30	City Contributions to MRRG Projects	Exp	↓	143,361	16,000	127,361		Re-allocated from Suspense Account to specific jobs.
5430.1500.30	South Tce (Anstey - Coode)	Exp	↑	15,620	40,620		25,000	
5432.1500.30	Elderfield Rd (Manning - Thumper)	Exp	↑	41,580	58,580		17,000	
5433.1500.30	South Tce (Murray - Douglas)	Exp	↑	107,616	192,977		85,361	

