

**UNCONFIRMED**

**ORDINARY COUNCIL MEETING**

**7.00pm, 23 September, 2003**

**Civic Centre,**

**Dundebar Road, Wanneroo**



## UNCONFIRMED MINUTES OF ORDINARY COUNCIL MEETING

HELD ON TUESDAY 23 SEPTEMBER 2003

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THE NEXT **ORDINARY COUNCILLORS BRIEFING SESSION** HAS BEEN SCHEDULED FOR **6.00PM ON TUESDAY, 07 OCTOBER 2003**, TO BE HELD AT THE CIVIC CENTRE, DUNDEBAR ROAD, WANNEROO. 99

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# M I N U T E S

*Please refer to agenda for details of full reports and attachments.*

## Item 1 Attendances

JON KELLY, JP

**Mayor**

### **Councillors:**

MARK PEARSON	Alexander Ward
BRETT TREBY	Alexander Ward
SAM SALPIETRO (Deputy Mayor), JP	Central Ward
FRANK CVITAN, JP	Central Ward
TRACEY ROBERTS	Coastal Ward
IAN GOODENOUGH, JP	Coastal Ward
RUDI STEFFENS CD	Hester Ward
JOHN STEWART	Hester Ward
TERRY LOFTUS	North Ward
LOUISE MCNAMARA	North Ward
ALAN BLENCOWE	South Ward
GLYNIS MONKS	Wanneroo Ward
DOT NEWTON	Wanneroo Ward

### **Officers:**

C JOHNSON	Chief Executive Officer
F BENTLEY	Director, Community Development
D BLAIR	Director, Technical Services
B PERRYMAN	Director, Corporate Services
R ZAGWOCKI	Director, Planning & Development
H SMALLWOOD	Manager, Marketing Services
D SIMMS	Manager, Strategic & Executive Services
R HARKINS	Minute Officer

## Item 2 Apologies and Leave of Absence

JUDITH HUGHES

South Ward

There were 31 registered members of the public and 2 members of the press in attendance. Mayor Kelly declared the meeting open at 7.00pm.

Mayor Kelly asked all present at the meeting to observe one minute's silence in honour of the former President of the Shire of Wanneroo, Mr Charles Searson.

### **Item 3 Public Question Time**

*Statement submitted in writing prior to Council meeting and read aloud by the Chief Executive Officer*

#### **PQ02-09/03 Mrs A Hine, Dundebur Road, Wanneroo**

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##### ***Statement – Bin Replacement***

*“Congratulations are offered to our Waste Management Department staff for very quick action in the replacing of a new bin which was run over and beyond repair on this property (134 Dundebur Road).*

*I thank them one and all and Cr Newton whom I contacted.”*

##### ***Statement presented at the meeting***

#### **PQ03-09/03 Mr W Marwick, Edgewater Drive, Edgewater**

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##### ***Statement – PD09 – Demolition of the Original St Anthony’s Church and School***

*Mr Marwick stated the recommendation contained in the Agenda would be whole-heartedly supported by the Historical Society however expressed doubt as to support for the proposed amended motion.*

*He acknowledged the comments made at the deputation session and understood the difficulties the Church were experiencing however the Wanneroo Historical Society would urge the developers, the Catholic Church and Parish to meet with the Wanneroo Council to discuss the alternative uses for the building. He expressed his concern at the possibility of seeing 70 years of Wanneroo history being lost. He understood that the other parties are prepared to talk to the Council.*

*He thanked Council for the opportunity to give a statement.*

##### **Response by Mayor Kelly**

Mayor Kelly thanked Mr Marwick for his comments.

## **Item 4 Confirmation of Minutes**

**OC02-09/03 Minutes of Ordinary Council Meeting held on  
02 September 2003**

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**Moved Cr Treby, Seconded Cr Pearson**

**That the minutes of the Ordinary Council Meeting held on 02 September 2003 be confirmed.**

**CARRIED UNANIMOUSLY**

## **Item 5 Announcements by the Mayor without Discussion**

**A02-09/03 Charles Searson**

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**Moved Mayor Kelly, Seconded Cr Monks**

**That Council:-**

- 1. OFFER its condolences to the family of Charles Searson and expresses its grateful appreciation for a lifetime of service given to the Wanneroo community.**
- 2. NAMES the Annual Australia Day, City of Wanneroo Award for Outstanding Citizen Under 25 Years of Age, in Honour of Charles Searson.**

**CARRIED UNANIMOUSLY**

## **Item 6 Questions from Elected Members**

**Nil**



## **Item 7 Petitions**

### **New Petitions Presented**

#### **PT01-09/03 No Dogs Signs on Coastal Walks to be changed to Dogs on Leash**

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Cr Goodenough presented a petition with 17 signatures supporting the suggested amendment to the Animals Local Law 1999 which would permit dogs to be exercised “on a leash” as advertised for public comment with submissions closing on 16 October 2003.

*The petition to be forwarded to the Community Development Directorate for action.*

#### **PT02-09/03 Rezoning of Lot 6 (359) Gnangara and Sydney Roads from General Rural to General Industry**

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Cr Cvitan presented a petition with 254 signatures against the rezoning of Lot 6 (359) corner Gnangara and Sydney Roads from general rural to general industry.

*The petition to be forwarded to the Planning and Development Directorate for action.*

#### **PT03-09/03 Demolition of St Anthony’s Church, Wanneroo**

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Cr Newton presented a petition with 688 signatures requesting the original St Anthony’s Church, Wanneroo Road be retained and that negotiations are entered into with West Australian Catholic Church and St Anthony’s Church to ensure the preservation of the Church and its current location.

*The petition to be forwarded to the Planning and Development Directorate for action.*

**Moved Cr Treby, Seconded Cr Steffens**

**That the petitions be received and forwarded to the relevant Directorate for action.**

**CARRIED UNANIMOUSLY**

### **Update on Petitions**

Nil.

## **Item 8 Reports**

**Declarations of Interest by Elected Members, including the nature and extent of the interest. Declaration of Interest forms to be completed and handed to the Chief Executive Officer.**

Cr Goodenough declared a financial interest in Item PD10-09/03 due to being a director of a company in negotiations to purchase 8 Duncombe Green, Quinns Rocks.

Cr Goodenough declared a financial interest in Item PD11-09/03 due to his residence being the subject to a development application.

Cr Steffens declared a financial interest in Item PD11-09/03 due to his residence being at 20 Kings Lynn Rise, Mindarie, being the subject to a development application.

## **Planning and Development**

### **Town Planning Schemes and Structure Plans**

#### **PD06-09/03 Close of Advertising: Amendment No. 31 to District Planning Scheme No.2 to Replace the Additional Use Classification for Lot 8 Mangano Place, Wanneroo from Restaurant and Function Centre to Child Care Centre**

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File Ref:	TPS/0031
Responsible Officer:	Director, Planning and Development
Disclosure of Interest:	Nil
Attachment(s):	2

**Moved Cr Stewart, Seconded Cr Treby**

**That Council:-**

- 1. Pursuant to Town Planning Regulation 17(2) ADOPTS, without modification, Amendment No.31 to District Planning Scheme No.2 to modify Section 1 of Schedule 2 to change the additional use permitted on Lot 8 Mangano Place, Wanneroo from 'Restaurant and Function Centre' to 'Child Care Centre'.**
- 2. Pursuant to Town Planning Regulations 22 and 25(1)(g), AUTHORISES the affixing of the common seal to, and endorses the signing of, the amendment documentation.**
- 3. REQUESTS that the Hon. Minister for Planning and Infrastructure (via the Western Australian Planning Commission) grants final approval to the amendment, without modification.**

**CARRIED UNANIMOUSLY**

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**PD07-09/03 Proposed Amendment No 32 to District Planning Scheme  
No.2: Lots 2 and 3 Wanneroo Road, Wanneroo**

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File Ref:	TPS/0032V01
Responsible Officer:	Director, Planning and Development
Disclosure of Interest:	Nil
Attachment(s):	3

**Moved Cr Salpietro, Seconded Cr Newton**

**That Council, subject to the applicant first addressing the matters outlined in Council's resolution of 10 June 2003 for Structure Plan 46 to the satisfaction of the Director of Planning and Development:**

- 1. In pursuance of section 7 of the Town Planning and Development Act (as amended) PREPARES Amendment No. 32 to City of Wanneroo District Planning Scheme No. 2 to:**
  - a) rezone the portions of Part Lots 2 and 3 which are currently zoned General Rural under District Planning Scheme No. 2 to Restricted Uses and amend the Scheme Maps, accordingly;**
  - b) amend Schedule 2 Section 2 of the Scheme Text by inserting as the Restricted Uses and Conditions for Part Lots 2 and 3 Wanneroo Road, Wanneroo as showroom, retail nursery with incidental café, landscape supplies and growers mart which means any land or buildings used for the wholesale, distribution and retail sale of primary products including fruit and vegetables, meat, fish and bread.**
- 2. REFERS Amendment No. 32 to District Planning Scheme No. 2 to the Environmental Protection Authority (EPA) pursuant to Section 7A1 of the Town Planning and Development Act 1928.**
- 3. Pursuant to Town Planning Regulation 13(2), SUBMITS two copies of the amendment documents to the Western Australian Planning Commission seeking its consent to advertise the amendment for public comments.**

**CARRIED UNANIMOUSLY**

## Development Applications

### **PD08-09/03    Childcare Centre - Lot 21 (60) Burnett Drive, Clarkson**

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File Ref: P08/0598V01  
Responsible Officer: Director, Planning and Development  
Disclosure of Interest: Nil  
Attachment(s): 3

Moved Cr Blencowe, Seconded Cr Loftus

That Council:-

1. APPROVES the Childcare Centre on Lot 21 (60) Burnett Drive, Clarkson in accordance with the plans attached to and forming part of this report and subject to the following conditions:
  - a) A sign in accordance with the attached specification being placed on site within fourteen days of the date of this approval, stating that approval has been granted; such sign to remain until the development is completed.
  - b) A maximum of 99 children and 16 staff are permitted within the premises at any one time.
  - c) The hours of operation of the child care centre shall be on Monday to Friday between 6.30am to 6.30pm only.
  - d) A minimum of 31 on-site carparking bays being provided to the satisfaction of the Manager Approvals Services.
  - e) An additional three (3) parking embayments along the Burnett Drive verge shall be provided in front of the subject land as marked in "red" on the approved plans to the satisfaction of the Manager Approval Services
  - f) The lodging of detailed landscape plans, to the satisfaction of the City, for the development site and the adjoining road verge/s with the Building Licence Application. The verge shall be landscaped so as to discourage people from parking on the verge.
  - g) Landscaping and reticulation including verges to Burnett Drive and Belleville Gardens, to be established in accordance with the approved plans prior to the development first being occupied and thereafter maintained to the satisfaction of the Manager Approval Services.
  - h) Any roof mounted or freestanding plant or equipment, such as air conditioning units, to be located and/or screened so as not to be visible from beyond the boundaries of the development site and located towards the south of the property adjoining the main building.

- i) All fencing shall be installed in accordance with the City's Local Laws prior to the occupation of the building.
- j) Retaining walls are to be provided where the angle of natural repose of the soil cannot be maintained. Drawn details, signed by a practising Structural Engineer, must be submitted for approval.
- k) The parking bay/s, driveway/s and points of ingress and egress to be designed in accordance with the Australian Standard for Off street Carparking (AS2890) unless otherwise specified by this approval. Such areas are to be constructed, drained, marked and thereafter maintained to the satisfaction of the Manager Approval Services prior to the development first being occupied.
- l) An onsite stormwater drainage system with the capacity to contain a 1:100 year storm of a 24-hour duration is to be provided prior to the development first being occupied and thereafter maintained to the satisfaction of the Manager Approval Services. The proposed stormwater drainage system is required to be shown on the Building Licence submission and be approved by the City/Shire prior to the commencement of construction.
- m) The submission of an acoustic consultant's report demonstrating to the satisfaction of the Manager Approval Services that the proposed development is capable of containing all noise emissions in accordance with the residential provisions under the Environmental Protection Act 1996.
- n) Signs must be approved and licensed by the City prior to being erected (enclosed is a copy of an Application for a Licence To Erect A Sign').
- o) The proposal to fully comply with the requirements of the Child Care Licensing Board.
- p) Internal lighting being provided on site in accordance with Australian Standards 1158 and 1158.1.

FOOTNOTE:

- a) On completion of the installation of any Mechanical Services, the applicant/builder shall provide a Mechanical Services Plan signed by a suitably qualified Mechanical Services Engineering or Air Conditioning Contractor. It shall certify that the mechanical ventilation of the development complies with and is installed in accordance with Australian Standard 1668.2, AS 3666 and the Health (Air Handling and Water Systems) Regulations 1994.
- b) Applicant/Owner is advised that, there is an obligation to design and construct the premises in compliance with the requirements of the Environmental Protection Act 1986.
- c) Applicant/Owner shall submit plans and specifications to the Water Corporation of Western Australia for approval.
- d) Development shall comply with the Sewerage (Lighting, Ventilation and Construction) Regulations 1971.

- e) Applicant shall comply with all requirements of the Health (Food Hygiene) Regulations 1993.
- f) Applicant/Owner shall submit plans and specifications to the Department of Environmental Protection for comment.
- g) Notwithstanding the above mentioned conditions, the applicant should ensure that the management of the child care centre undertakes to control the movement of vehicles so that egress of vehicles from the car parking area is in forward gear.
- h) The City recognises the undertaking provided by the applicant to undertake the following:
  - i) Placing of an acoustic fence on the north boundary to serve the car park to address any noise concerns;
  - ii) Provide acoustic masonry and timber panel fence to Burnett Drive with dense landscaping to the street to provide a soft appearance without the large building dominating the frontage;
  - iii) Staggering of play groups using the outside playscape area to further assist in minimising noise.

The City requests that the applicant liaises with its Approval Services to ensure that such initiatives are consistent with Council requirements.

2. ADVISES the submitters and nominated multi signature letter author of this decision.

## AMENDMENT

### Moved Cr Steffens, Seconded Cr Stewart

*Amend the preface to condition 1 by deleting the words in the second line "plans attached to and forming part of this report" and inserting "AMENDED plan (Drawing No. RD03065 POD 5 revision dated 19/09/03) received by the City on 19 September 2003". Insert new conditions 1(a)-(c). Delete existing condition 1(e). Renumber existing conditions 1(a) to (o) to numbers 1(d) to (r) accordingly. Delete Footnote (h).*

### That Council:-

1. **APPROVES the Childcare Centre on Lot 21 (60) Burnett Drive, Clarkson in accordance with the ~~plans attached to and forming part of this report~~ AMENDED plan (Drawing No. RD03065 POD 5 revision dated 19/09/03) received by the City on 19 September 2003 and subject to the following conditions:**
  - a) *No structure/s within the 'playscape' area shall be located closer than 1.5 metres to the northern boundary.*

- b) The applicant/owner is to provide at its expense a masonry fence to the northern boundary in association with dense landscaping to ameliorate potential noise and overlooking to the adjoining northern property to the satisfaction of the Manager Approval Services.*
- c) The landscaping abutting Burnett Drive adjacent to the 'playscape' area to be a minimum of 3 metres width and to be planted with mature vegetation to provide an immediate dense screen to the satisfaction of the Manager Approval Services.*
- a d) A sign in accordance with the attached specification being placed on site within fourteen days of the date of this approval, stating that approval has been granted; such sign to remain until the development is completed.**
- b e) A maximum of 99 children and 16 staff are permitted within the premises at any one time.**
- e f) The hours of operation of the child care centre shall be on Monday to Friday between 6.30am to 6.30pm only.**
- d g) A minimum of 31 on-site carparking bays being provided to the satisfaction of the Manager Approvals Services.**
- ~~**e) An additional three (3) parking embayments along the Burnett Drive verge shall be provided in front of the subject land as marked in "red" on the approved plans to the satisfaction of the Manager Approval Services**~~
- f h) The lodging of detailed landscape plans, to the satisfaction of the City, for the development site and the adjoining road verge/s with the Building Licence Application. The verge shall be landscaped so as to discourage people from parking on the verge.**
- g i) Landscaping and reticulation including verges to Burnett Drive and Belleville Gardens, to be established in accordance with the approved plans prior to the development first being occupied and thereafter maintained to the satisfaction of the Manager Approval Services.**
- h j) Any roof mounted or freestanding plant or equipment, such as air conditioning units, to be located and/or screened so as not to be visible from beyond the boundaries of the development site and located towards the south of the property adjoining the main building.**
- i k) All fencing shall be installed in accordance with the City's Local Laws prior to the occupation of the building.**
- j l) Retaining walls are to be provided where the angle of natural repose of the soil cannot be maintained. Drawn details, signed by a practising Structural Engineer, must be submitted for approval.**

- k m) The parking bay/s, driveway/s and points of ingress and egress to be designed in accordance with the Australian Standard for Off street Carparking (AS2890) unless otherwise specified by this approval. Such areas are to be constructed, drained, marked and thereafter maintained to the satisfaction of the Manager Approval Services prior to the development first being occupied.**
- l n) An onsite stormwater drainage system with the capacity to contain a 1:100 year storm of a 24-hour duration is to be provided prior to the development first being occupied and thereafter maintained to the satisfaction of the Manager Approval Services. The proposed stormwater drainage system is required to be shown on the Building Licence submission and be approved by the City/Shire prior to the commencement of construction.**
- m o) The submission of an acoustic consultant's report demonstrating to the satisfaction of the Manager Approval Services that the proposed development is capable of containing all noise emissions in accordance with the residential provisions under the Environmental Protection Act 1996.**
- n p) Signs must be approved and licensed by the City prior to being erected (enclosed is a copy of an Application for a Licence To Erect A Sign').**
- o q) The proposal to fully comply with the requirements of the Child Care Licensing Board.**
- p r) Internal lighting being provided on site in accordance with Australian Standards 1158 and 1158.1.**

**FOOTNOTE:**

- a) On completion of the installation of any Mechanical Services, the applicant/builder shall provide a Mechanical Services Plan signed by a suitably qualified Mechanical Services Engineering or Air Conditioning Contractor. It shall certify that the mechanical ventilation of the development complies with and is installed in accordance with Australian Standard 1668.2, AS 3666 and the Health (Air Handling and Water Systems) Regulations 1994.**
- b) Applicant/Owner is advised that, there is an obligation to design and construct the premises in compliance with the requirements of the Environmental Protection Act 1986.**
- c) Applicant/Owner shall submit plans and specifications to the Water Corporation of Western Australia for approval.**
- d) Development shall comply with the Sewerage (Lighting, Ventilation and Construction) Regulations 1971.**
- e) Applicant shall comply with all requirements of the Health (Food Hygiene) Regulations 1993.**
- f) Applicant/Owner shall submit plans and specifications to the Department of Environmental Protection for comment.**



- g) Notwithstanding the above mentioned conditions, the applicant should ensure that the management of the child care centre undertakes to control the movement of vehicles so that egress of vehicles from the car parking area is in forward gear.
- h) ~~The City recognises the undertaking provided by the applicant to undertake the following:~~
- ~~i) Placing of an acoustic fence on the north boundary to serve the car park to address any noise concerns;~~
  - ~~ii) Provide acoustic masonry and timber panel fence to Burnett Drive with dense landscaping to the street to provide a soft appearance without the large building dominating the frontage;~~
  - ~~iii) Staggering of play groups using the outside playscape area to further assist in minimising noise.~~
- ~~The City requests that the applicant liaises with its Approval Services to ensure that such initiatives are consistent with Council requirements.~~
2. ADVISES the submitters and nominated multi signature letter author of this decision.

CARRIED UNANIMOUSLY

The amendment became the substantive motion.

CARRIED UNANIMOUSLY



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**PD09-09/03 Demolition of the Original St Anthony's Church and Primary School – Part Lot 512 (990) Wanneroo Road, Wanneroo**

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File Ref: P/0039  
Responsible Officer: Director, Planning and Development  
Disclosure of Interest: Nil  
Attachment(s): 2

Moved Cr Monks, Seconded Cr Newton

That Council:-

1. APPROVES the application for the Stage 2 demolition of the St Anthony's Church and School on Part Lot 512 (990) Wanneroo Road, Wanneroo subject to:
  - a) The Church building being excluded from any demolition works;
  - b) A conservation plan being carried out for the church building to the satisfaction of the Manager Approval Services. The conservation plan being submitted to the City for consideration of its recommendations;
  - c) Prior to any works and/or demolition works whatsoever being carried out on site, a management plan being submitted (including structural engineer's report) to the satisfaction of the Manager Approval Services, demonstrating that the Church will not in anyway be affected by the approved demolition works;
  - d) Within 14 days of the date of this approval take all reasonable steps to ensure the Church building is secured and the risk of further damage minimised to the satisfaction of the Manager Approval Services;
  - e) The applicant undertaking a photographic/historical record of the three classrooms prior to their proposed demolition which recognises and commemorates their heritage to the satisfaction of the Manager Approval Services.
2. ADVISES the applicant that the City would be prepared to consider an application to renovate the St Anthony's Church building and use it for an alternative purpose in accordance with the current zoning of the land.

**AMENDMENT**

**Moved Cr Salpietro, Seconded Cr Loftus**

*Deletes conditions 1(a) to (d). Renumbers conditions 1(e) to 1(a) and adds the words "and church" after the words "the three classrooms". Modifies condition 2 to add the words "and therefore would encourage preservation of the church building" to the end of the sentence after the word "land".*

**That Council:-**

1. APPROVES the application for the Stage 2 demolition of the St Anthony's Church and School on Part Lot 512 (990) Wanneroo Road, Wanneroo subject to:

- ~~a) The Church building being excluded from any demolition works;~~
  - ~~b) A conservation plan being carried out for the church building to the satisfaction of the Manager Approval Services. The conservation plan being submitted to the City for consideration of its recommendations;~~
  - ~~c) Prior to any works and/or demolition works whatsoever being carried out on site, a management plan being submitted (including structural engineer's report) to the satisfaction of the Manager Approval Services, demonstrating that the Church will not in anyway be affected by the approved demolition works;~~
  - ~~d) Within 14 days of the date of this approval take all reasonable steps to ensure the Church building is secured and the risk of further damage minimised to the satisfaction of the Manager Approval Services;~~
  - e a) The applicant undertaking a photographic/historical record of the three classrooms *and church* prior to their proposed demolition which recognises and commemorates their heritage to the satisfaction of the Manager Approval Services.
2. ADVISES the applicant that the City would be prepared to consider an application to renovate the St Anthony's Church building and use it for an alternative purpose in accordance with the current zoning of the land *and therefore would encourage preservation of the church building.*

**CARRIED**  
**10/4**

**For the motion:** Cr Blencowe, Cr Cvitan, Cr Goodenough, Cr Pearson, Cr Loftus, Cr McNamara, Cr Roberts, Cr Salpietro, Cr Steffens and Cr Treby.  
**Against the motion:** Mayor Kelly, Cr Monks, Cr Newton and Cr Stewart.

**The amendment became the substantive motion**

**CARRIED**  
**10/4**

**For the motion:** Cr Blencowe, Cr Cvitan, Cr Goodenough, Cr Pearson, Cr Loftus, Cr McNamara, Cr Roberts, Cr Salpietro, Cr Steffens and Cr Treby.  
**Against the motion:** Mayor Kelly, Cr Monks, Cr Newton and Cr Stewart.

## **PROCEDURAL MOTION**

**Moved Cr Blencowe, Seconded Cr Roberts**

**That Cr Salpietro be granted an extension of time to speak.**

**CARRIED UNANIMOUSLY**

## **PROCEDURAL MOTION**

**Moved Cr Blencowe, Seconded Cr Roberts**

**That Cr Monks be granted an extension of time to speak.**

**CARRIED UNANIMOUSLY**

## Delegated Authority Reports

*Cr Goodenough declared a financial interest in Item PD10-09/03 and left the chambers at 7.39pm.*

### **PD10-09/03 Subdivision Applications Dealt With Under Delegated Authority During August 2003**

File Ref: S09/0008  
 Responsible Officer: Director, Planning and Development  
 Disclosure of Interest: Nil  
 Attachment(s): 12

#### **Moved Cr Stewart, Seconded Cr Blencowe**

**That Council NOTES the actions taken in relation to providing comments to the Western Australian Planning Commission on subdivision applications processed under delegated authority between 1 and 31 August 2003 as listed below:**

#### **Subdivision Application Delegations**

Att	WAPC No/ Received Date	Location / Owner	DPS2 Zoning  LDU Category	Advice	WAPC Advised
1	122705  15/07/2003	Lot 13 (105) Kingsway, Madeley  A & T Antunovich	Urban Development  SCU	Supported	07/08/2003
2	122664  28/07/2003	Lot 11 (62) Kemp Street, Pearsall  G D Sharpless	Urban Development  SCU6	Not Supported  Note: Within Poultry Farm Buffer	08/08/2003
3	122818  29/07/2003	Lot 1 (7) Alexandria View, Mindarie  Mindarie Keys Joint Venture	Marina  SCU1	Supported	18/08/2003
4	122883  11/08/2003	Lot 8 (20) Evandale Road, Darch  C & P Lizzi	Urban Development  SCU1	Supported	14/08/2003
5	122698  24/07/2003	Lot 292 (8) Duncombe Grove, Quinns Rocks Homeswest Vacant	Commercial  SCU6	Not Supported	05/08/2003

<b>Att</b>	<b>WAPC No/ Received Date</b>	<b>Location / Owner</b>	<b>DPS2 Zoning  LDU Category</b>	<b>Advice</b>	<b>WAPC Advised</b>
<b>6</b>	<b>827-03  28/07/2003</b>	<b>Lot 371 (11) Glebe Close, Mindarie  F &amp; L Smith</b>	<b>Residential  SCU1</b>	<b>Supported</b>	<b>05/08/2003</b>
<b>7</b>	<b>122792  29/07/2003</b>	<b>Pt Lot 30 (1) Seaham Way, Mindarie  Westacres Investments Pty Ltd</b>	<b>Residential  SCU1</b>	<b>Supported</b>	<b>11/08/2003</b>
<b>8</b>	<b>122729  17/07/2003</b>	<b>Lot 9002 (131B) Flynn Drive, Banksia Grove  Homeswest Vacant</b>	<b>Urban Development/ Reservation Other Regional Road  SCU1</b>	<b>Supported</b>	<b>06/08/2003</b>
<b>9</b>	<b>122837  12/08/2003</b>	<b>Lot 33 (25) Lancaster Road, Wangara  Modular Metals</b>	<b>Business  SCU1</b>	<b>Supported</b>	<b>27/08/2003</b>
<b>10</b>	<b>122825  05/08/2003</b>	<b>Lot 51 (8) Enterprise Avenue, Two Rocks  Carjon Holdings (WA) Pty Ltd</b>	<b>Marina  SCU3</b>	<b>Supported</b>	<b>14/08/2003</b>
<b>11</b>	<b>122685  04/08/2003</b>	<b>Lot 37 (10) Kemp Street, Pearsall  B &amp; S Lekias</b>	<b>Urban Development  SCU6</b>	<b>Not Supported  Note: Within Poultry Farm Buffer</b>	<b>11/08/2003</b>
<b>12</b>	<b>122817  29/07/2003</b>	<b>Lot 84 (5) Toulon Circle, Mindarie  Mindarie Keys Joint Venture</b>	<b>Marina  SCU1</b>	<b>Supported</b>	<b>27/08/2003</b>

**CARRIED UNANIMOUSLY**

*Cr Goodenough returned to the chambers at 7.40pm.*

*Crs Goodenough and Steffens declared a financial interest in Item PD11-09/03. Mayor Kelly noted their interests however stated they were not required to leave chambers, as the matter had already been determined under delegated authority.*

*The Manager of Strategic and Executive Services further stated for the benefit of the public present that this item related to decisions that have already been made under delegated authority to the Chief Executive Officer, and are presented to Council purely for noting and therefore there is no ability for an Elected Member to influence the decision.*

### **PD11-09/03 Development Applications Determined by Delegated Authority for June and July 2003**

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File Ref:	S09/0009V01
Responsible Officer:	Director, Planning and Development
Disclosure of Interest:	Nil
Attachment(s):	1

**Moved Cr Pearson, Seconded Cr Treby**

**That Council NOTES the determinations made by Planning and Development Services acting under delegated authority from Council on development applications processed between 1 June 2003 and 31 July 2003.**

**CARRIED UNANIMOUSLY**

### **Other Matters**

### **PD12-09/03 Proposed Dedication of Lot 108 Montrose Walk, Mindarie as a Public Road.**

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File Ref:	R22/0030V01
Responsible Officer:	Director, Planning and Development
Disclosure of Interest:	Nil
Attachment(s):	2

**Moved Cr Blencowe, Seconded Cr Cvitan**

**That Council:-**

- 1. REQUESTS the Minister for Lands dedicate the land within Lot 108 Montrose Walk, Mindarie as part of a public road under section 56 of the Land Administration Act 1997, upon its transfer to the Crown.**
- 2. INDEMNIFIES the Minister for Lands against any claims for compensation arising from the dedication of Lot 108 Montrose Walk, Mindarie as public road.**

**CARRIED UNANIMOUSLY**

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**PD13-09/03    Closure of Part of the Road Reserve for Bradman Drive,  
Butler**

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File Ref: R05/0004V01  
Responsible Officer: Director, Planning and Development  
Disclosure of Interest: Nil  
Attachment(s): 2

**Moved Cr Blencowe, Seconded Cr Cvitan**

**That Council REQUESTS the Minister for Land Information, pursuant to section 58 of the Land Administration Act, to close the part of the existing road reserve for Bradman Drive, Butler, adjacent to its intersection with Marchwood Boulevard and Homebush Drive as shown on Attachment 1 to this report.**

**CARRIED UNANIMOUSLY**





## **Technical Services**

### **Tenders**

#### **TS07-09/03 Tender No 03311 - The Supply and Delivery of Eleven Light Commercial and Passenger Vehicles of Varying Configurations**

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File Ref: C03311V01  
 Responsible Officer: Director, Technical Services  
 Disclosure of Interest: Nil  
 Attachment(s): Nil

**Moved Cr Newton, Seconded Cr Blencowe**

**That Council ACCEPTS the part tenders to Tender No 03311 from the suppliers and for the purchase prices detailed in the table below:**

<b>Specification</b>	<b>Tenderer</b>	<b>Vehicle</b>	<b>Qty</b>	<b>Purchase Price</b>
<b>A</b>	<b>Midland Nissan</b>	<b>Nissan Pulsar ST Sedan</b>	<b>6</b>	<b>\$96,402.00</b>
<b>B</b>	<b>Wanneroo Mitsubishi</b>	<b>Mitsubishi Triton Dual Cab Utility</b>	<b>2</b>	<b>\$41,424.50</b>
<b>C</b>	<b>Wanneroo Mitsubishi</b>	<b>Mitsubishi Triton 4WD One Tonne Utility</b>	<b>1</b>	<b>\$22,472.25</b>
<b>D</b>	<b>Wanneroo Mitsubishi</b>	<b>Mitsubishi Triton Club Cab 4WD Utility with Dog Cage</b>	<b>1</b>	<b>\$28,527.84</b>
<b>E</b>	<b>Wanneroo Mitsubishi</b>	<b>Mitsubishi Triton 4WD Tray Top Utility</b>	<b>1</b>	<b>\$27,603.18</b>

**CARRIED UNANIMOUSLY**

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**TS08-09/03    Tender No 03309 – The Provision of Tree Pruning, Stump Removal and Root Barrier Services Within the City of Wanneroo for a Period of Three Years**

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File Ref: PR32/0001VOL  
Responsible Officer: Director, Technical Services  
Disclosure of Interest: Nil  
Attachment(s): 1

**Moved Cr Newton, Seconded Cr Blencowe**

**That Council ACCEPTS the Tender No 03309 from Geoff's Tree Service Pty Ltd for the Provision of Tree Pruning, Stump Removal and Root Barrier Services within the City of Wanneroo for a Period of Three Years, commencing on 1 October 2003.**

**CARRIED UNANIMOUSLY**

**Traffic Management**

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**TS09-09/03    City of Wanneroo Parking and Parking Facilities Local Law 2003**

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File Ref: S22/0014V01  
Responsible Officer: Director, Technical Services and  
Director, Community Development  
Disclosure of Interest: Nil  
Attachment(s): 1

**Moved Cr Newton, Seconded Cr Blencowe**

**That Council:-**

- 1.    ENDORSES the draft “*City of Wanneroo Parking and Parking Facilities Local Laws 2003*” in proposed repeal of the Local Law, currently known as “*Shire of Wanneroo Parking Local Laws 1998*”.**
- 2.    ENDORSES the proposed public consultation 42 day activity timeframe in regard to the draft “*City of Wanneroo Parking and Parking Facilities Local Laws 2003*”.**
- 3.    REQUESTS a final report in review of Public Consultation undertaken by City Administration with the view of Council considering the repeal of the Local Law currently known as the “*Shire of Wanneroo Parking Local Laws 1998*” with the intent to replace it with a local law to be known as the “*City of Wanneroo Parking and Parking Facilities Local Law 2003*”.**

**CARRIED UNANIMOUSLY**

**ATTACHMENT 1**

**Local Government Act 1995**

**CITY OF WANNEROO**

**PARKING AND PARKING FACILITIES LOCAL LAW 2003**

**LOCAL GOVERNMENT ACT 1995****CITY OF WANNEROO****PARKING AND PARKING FACILITIES LOCAL LAW 2003**

Under the powers conferred by the *Local Government Act 1995* and under all other powers, the Council of the City of Wanneroo] resolved to make the following Local Law on the ..... day of ..... 2003....

**ARRANGEMENT**

PART 1	DEFINITIONS AND OPERATION
PART 2	METERED AND TICKET ZONES
PART 3	PARKING STALLS AND PARKING STATIONS
PART 4	PARKING AND STOPPING GENERALLY
PART 5	STOPPING IN ZONES FOR PARTICULAR VEHICLES
PART 6	OTHER PLACES WHERE STOPPING IS RESTRICTED
PART 7	PERMISSIVE PARKING SIGNS
PART 8	PARRALLEL PARKING
PART 9	ANGLE PARKING
PART 10	RESIDENTIAL PARKING
PART 11	REMOVAL OF VEHICLES CAUSING OBSTRUCTIONS
PART 12	MISCELLANEAOUS
PART 13	PENALTIES
SCHEDULE 1	PARKING REGION
SCHEDULE 2	PRESCRIBED OFFENCES
SCHEDULE 3	FORMS 1, 2, 3 and 4
SCHEDULE 4	DEEMED PARKING STATIONS
SCHEDULE 5	ABBREVIATIONS AND SYMBOLS

**Part 1 - Definition and Operation****Commencement**

- 1 This Local Law will come into operation on the fourteenth day after the day on which it is published in the Government Gazette.

**Repeal**

- 2 The Shire of Wanneroo Parking Local Law 1998 published in the Government Gazette on 9 November 1998 is repealed.

**Interpretation**

- 3 In this Local Law unless the context otherwise requires:

“Act” means the *Local Government Act 1995*;

“appointed place” means a place appointed by the local government or Chief Executive Officer to which vehicles causing an obstruction may be removed;

“AS” means Australian Standard published by Standards Australia;

“authorised person” means a person authorised by the local government under section 9.10 of the Act, to perform any of the functions of an authorised person under this Local Law;

“authorised vehicle” means a vehicle authorised by the local government, Chief Executive Officer, authorised person or by any written law to park on a road or parking facility;

“caravan” means a vehicle that is fitted or designed to allow human habitation and which is drawn by another vehicle, or which is capable of self-propulsion;

“centre” in relation to a carriageway, means a line or a series of lines, marks or other indications –

- (a) for a two-way carriageway - placed so as to delineate vehicular traffic travelling in different directions; or
- (b) in the absence of such lines, marks or other indications – the middle of the main traveled portion of the carriageway;

“CEO” means the Chief Executive Officer of the local government;

“City” means the City of Wanneroo

“Code” means the *Road Traffic Code 2000*;

“commercial vehicle” means a motor vehicle constructed for the conveyance of goods or merchandise, or for the conveyance of materials used in any trade, business, industry or work whatsoever, other than a motor vehicle for the conveyance of passengers, and includes any motor vehicle that is designed primarily for the carriage of persons, but which has been fitted or adapted for the conveyance of the goods, merchandise or materials referred to, and is in fact used for that purpose;

“district” means the district of the City ;

“driver” means any person driving or in control of a vehicle;

“expired meter indicator” means a plate, digital display, indicator or device on a parking meter which appears on the face of the meter indicating that the time during which a vehicle may occupy the metered space to which the parking meter relates has expired;

“flush island” means an area of road surrounded by a line or lines (whether marked or made of concrete flush kerbing or line of bricks), in which the interior of the island may be either sealed with an aggregate of contrasting colour or texture, brick paved, or consist of diagonal or chevron markings, or pavement bars ;

“foreshore” means all the land in the district of the City which lies between the low water mark and the high water mark of the Indian Ocean;

“gopher” means a motorised wheelchair

“local government” means the City of Wanneroo;

“metered stall” means a parking stall within a metered zone that is controlled by a parking meter and that is marked or defined in any way to indicate where a vehicle may be parked on payment of a fee or charge;

“metered zone” means any part of a road or reserve, in which parking meters regulate the stopping or parking of vehicles;

“motor vehicle” means a self-propelled vehicle that is not operated on rails; and the expression includes a trailer, semi-trailer or caravan while attached to a motor vehicle, but does not include a power assisted pedal cycle;

“nature strip” means the portion of a road which lies between the boundary of a carriageway and the front boundary of adjacent land, but does not include a path;

“obstruct” means to interfere with, impede or hinder the passage of any vehicle or person;

“occupier” means the person who has the right of exclusive possession of any land and without affecting the generality of the foregoing –

- (a) in the case of a residential property means a person who resides in and appears to be in control of the property; and
- (b) in the case of any property other than residential property means a person who appears to be the proprietor or manager or to be in control of the land or a building on the land, or to be in control of the use thereof;

“owner” where used in relation to a vehicle, means a person who is the registered holder of the requisite vehicle license under the *Road Traffic Act 1974* in respect of that vehicle, or if the vehicle is not licensed under that Act, the person who owns the vehicle or is entitled to its possession; and where used in relation to land means the registered proprietor of the land for the purpose of the *Transfer of Land Act 1893*;

“parking facility” includes land, buildings, shelters, metered zones, metered spaces, ticket zones, parking stalls and any other facility open to the public generally for the parking of vehicles, and signs, notices and facilities used in connection with the parking of vehicles;

“parking region” means the area described in the First Schedule;

“parking stall” means a section or part of a road or of a parking station which is marked or defined by painted lines, metallic studs, coloured bricks or pavers or similar devices for the purpose of indicating where a vehicle may be parked whether on pavement or not;

“parking station” means any land, building or structure provided for the purpose of accommodating vehicles with or without charge but does not include a metered zone or ticket zone or space on a private garage.

“property line” means the lateral boundary of a road;

“public place” means any place to which the public has access whether or not that place is on private property;

“reserve” means any land –

- (a) which belongs to the local government;
- (b) of which the local government is the management body under the *Land Administration Act 1997*; or
- (c) which is an “otherwise unvested facility” within section 3.53 of the Act;

“road” means a highway, road, street, lane, thoroughfare or similar place which the public are allowed to use and includes all of the land reserved for such a use or which is so used whether the land is part of the carriageway as defined under the Code or not including, without limiting the generality of the foregoing, the nature strip and paths appurtenant thereto;

“Road Traffic Act” means the *Road Traffic Act 1974*;

“Schedule” means a Schedule to this Local Law;

“sign” includes a traffic sign, a parking control sign, an inscription, mark, structure or device approved by the local government on which may be shown or which may be used to show words, numbers, expressions or symbols, and which is placed on or near a road or within a parking station or reserve for the purpose of prohibiting, regulating, guiding, directing or restricting the stopping or parking of vehicles

“special event parking” means parking requirements for any event or occurrence considered by the CEO to be special or likely to attract a substantial number of persons driving vehicles;

“symbol” includes any symbol specified by Australian Standard 1742.11 and any symbol specified from time to time by Standards Australia for use in the regulation of parking and any reference to the wording of any sign in this Local Law shall be deemed to also include a reference to the corresponding symbol;

“ticket parking stall” means a stall to which payment of a fee for parking is required by the purchase of a ticket;

“traffic island” means any physical provision, other than lines, marks or other indications on a carriageway, made at or near an intersection, to guide vehicular traffic;

“ticket zone” means any part of a road or reserve in which a ticket issuing machine is installed to regulate the parking of vehicles in that zone;

“vehicle” includes every conveyance not being a train, vessel or aircraft, and every object capable of being propelled or drawn on wheels by any means and where the permits, an animal being driven or ridden.

### **Application of particular definitions**

- 4 For the purposes of interpreting the meaning and application of permissive parking signs and signs prohibiting stopping and parking –
  - (a) an arrow inscribed on a traffic sign erected at an angle to the boundary of the carriageway is deemed to be pointing in the direction in which it would point, if the signs were turned at an angle of less than 90 degrees until parallel with the boundary; and
  - (b) the abbreviations and symbols listed in the Fifth Schedule, shall have the meaning ascribed to them in that schedule.
- 5 Unless the context otherwise requires, where a term is used, but not defined, in this Local Law, and that term is defined in the Road Traffic Act or in the Code, then the term shall have the meaning as in that Act or the Code.

### **Application of Local Law**

- 6 Subject to clause 7, this Local Law applies to the parking region.
- 7 This Local Law does not apply to a parking facility or a parking station that is not occupied by the local government, unless the local government and the owner or occupier of that facility or station have agreed in writing that this Local Law will apply to that facility or station.



- 8 The agreement referred to in clause 7 may be made on such terms and conditions as the parties may agree.
- 9 Where a parking facility or a parking station is identified in the Fourth Schedule, then the facility or station shall be deemed to be a parking station to which this Local law applies and it shall not be necessary to prove that it is the subject of an agreement referred to in clause 7.
- 10 A sign that –
- (a) was erected by the local government or the Commissioner of Main Roads prior to the coming into operation of this Local Law; and
  - (b) relates to the parking or stopping of vehicles within the parking region,
- shall be deemed for the purposes of this Local Law to have been erected by the Local Government under the authority of this Local Law.
- 11 The provisions of Parts 2 to 10 do not apply to a bicycle parked at a bicycle rail or bicycle rack.
- 12 An inscription or symbol on a sign referred to in clause 10 operates and has effect according to its tenor and a person who contravenes the directions of the inscription on a sign commits an offence.

### **Classes of vehicles**

- 13 For the purpose of this Local Law, vehicles are divided into classes as follows -
- (a) buses and public buses;
  - (b) commercial vehicles;
  - (c) motorcycles and bicycles;
  - (d) tow trucks
  - (e) caravans
  - (f) trailers
  - (g) tractors
  - (h) heavy vehicles
  - (i) taxis; and
  - (j) all other vehicles.

### **Part of road to which sign applies**

- 14 Where under this Local Law the stopping or parking of vehicles in a road is controlled by a sign, the sign shall be read as applying to that part of the road which –
- (a) lies beyond the sign;
  - (b) lies between the sign and the next sign beyond that sign; and
  - (c) is on that side of the road nearest to the sign.

### **Powers of the Local Government**

- 15 The local government may by resolution prohibit or regulate by signs or otherwise the stopping or parking of any vehicle or class of vehicles in any part of the parking region but must do so consistently with the provisions of this Local Law.

## **PART 2-METERED AND TICKET ZONES**

### **Establishing Metered and Ticket Zones**

- 16 (1) The local government may, by resolution:
- (a) establish;
  - (b) indicate by signs; and
  - (c) vary from time to time;
- metered zones, metered stalls and ticket zones.
- (2) In relation to metered zones, metered stalls and ticket zones, the local government may prescribe:
- (a) conditions and permitted times of parking;
  - (b) the manner of parking; and
  - (c) the classes of vehicles permitted to park,
- but this authority shall not be exercised in a manner which is inconsistent with the provisions of this local law or any other written law.

### **Parking within Parking Stalls in Metered or Ticket Zones**

- 17 Unless otherwise directed by an authorised person, a person shall not park a vehicle in a metered zone or ticket zone, other than within a metered stall or a ticket parking stall.

### **Fees in Metered Zones and Ticket Zones**

- 18 The fees payable for the stopping and parking of vehicles in metered zones and ticket zones shall, in accordance with section 6.16 of the Act, be the fees set by a resolution of the local government

### **Parking Limits in Metered Stalls and Expired Meters**

- 19 (1) A person shall not park or stop a vehicle in a metered stall during the prescribed times:
- (a) unless the appropriate fee has been inserted in the parking meter adjacent to the metered space; or
  - (b) if the parking meter has expired.
- (2) In this clause:
- (a) “appropriate fee” is the fee set by local government under clause 18; and
  - (b) “prescribed times” means any day or period of time prescribed by the local government as a day or period of time during which a parking meter controls a metered stall.
- (3) For the purposes of this clause a parking meter has expired if the meter displays an expired meter indicator.
- (4) The local government may, by resolution, declare that the provisions of this clause shall not apply during any periods or days specified in that resolution.

**Time Limits and Restrictions**

- 20 (1) A person shall not stop a vehicle in a metered stall or ticket parking stall during a period which the stopping of vehicles in that stall is prohibited by a sign.
- (2) A person shall not park a vehicle in a metered stall or ticket parking stall:
- (a) during a period in which the parking of vehicles in that stall is prohibited by signs; or
  - (b) if a sign, on or adjacent to the stall, sets that stall apart for the parking of vehicles of a different class.
- (3) A person shall not park a vehicle in a metered zone or ticket zone for more than the maximum time specified by a sign as the maximum time for which the continuous parking of a vehicle in the zone is permitted.

**Display of Tickets in Ticket Zones**

- 21 A person shall not stop or park a vehicle in a ticket zone during any permitted period unless:
- (a) an unexpired ticket; and
  - (b) the date, expiry time and the number (if any) printed on the ticket,
- are displayed inside the vehicle and are clearly visible to and able to be read by an authorised person from outside the vehicle at all times while that vehicle remains standing or parked in that zone.

**Operation of Parking Meters and Ticket Issuing Machines**

- 22 A person shall not operate or attempt to operate a parking meter or ticket issuing machine except in accordance with the operating instructions appearing on the meter or the ticket issuing machine.

**Use of Coins in Parking Meters and Ticket Issuing Machines**

- 23 (1) A person shall not insert or cause to be inserted or attempt to insert into the coin slot of a parking meter or a ticket issuing machine anything other than the coin appropriate for that slot;
- (2) A person shall not insert or cause to be inserted or attempt to insert into a parking meter or ticket issuing machine anything other than the token or card appropriate for that parking meter or ticket issuing machine.

**Defacing a Parking Ticket**

- 24 A person shall not display in a vehicle a ticket purchased from a ticket issuing machine or from any place authorised by the local government if that ticket has been altered, added to or defaced in any way.

### **Part 3 - Parking Stalls and Parking Stations**

#### **Determination of parking stalls and parking stations**

- 25 The local government may by resolution constitute, determine and vary and also indicate by signs –
- (a) parking stalls;
  - (b) parking stations;
  - (c) permitted time and conditions of stopping or parking in parking stalls and parking stations which may vary with the locality;
  - (d) permitted classes of vehicles that may stop or park in parking stalls and parking stations;
  - (e) permitted classes of persons who may stop or park in specified parking stalls or parking stations; and
  - (f) the manner of stopping in parking stalls and parking stations.

#### **Vehicles to be within parking stall in parking station**

- 26 Unless otherwise directed by an authorised person, a person shall not park a vehicle in a parking station otherwise than wholly within a parking stall.

#### **Parking and stopping prohibitions and restrictions**

- 27 (1) A person shall not –
- (a) stop a vehicle so as to obstruct an entrance to, or an exit from a parking station, or an access way within a parking station;
  - (b) except with the permission of the local government or an authorised person, stop or park a vehicle on any part of a parking station contrary to a sign referable to that part;
  - (c) permit a vehicle to stop or park on any part of a parking station, if an authorised person directs the driver of such vehicle to move the vehicle; or
  - (d) stop or attempt to stop a vehicle in a parking stall in which another vehicle is stopped but this paragraph does not prevent the stopping of a motorcycle and a bicycle together in a stall marked “M/C”, if the bicycle is stopped in accordance with subclause (2).
- (2) A person shall not park any bicycle –
- (a) in a parking stall other than in a stall marked “M/C”; and
  - (b) in such a stall other than against the kerb.
- (3) Notwithstanding the provisions of subclause (1) (b) a driver may park a vehicle in a parking stall or station (except in a parking area for people with disabilities) for twice the length of time allowed, provided that –

- (a) the driver's vehicle displays an ACROD sticker; and
  - (b) a person with a disability meeting the requirements for the issue of an ACROD sticker is either the driver or a passenger in the vehicle.
- (4) A person shall not stop or park a vehicle in a parking stall in a road, or part of a parking station –
  - (a) if by a sign the parking stall is set apart for the stopping or parking of vehicles of a different class;
  - (b) if by a sign the parking stall is set apart for the stopping or parking of vehicles by persons of a different class; or
  - (c) during any period when the stopping or parking of vehicles is prohibited by a sign.
- (5) A person shall not, without the prior permission of the local government, the CEO, or an authorised person, stop a vehicle in an area designated by a sign stating "Authorised Vehicles Only".

### **Parking Station Fees**

- 28 The fees payable for the stopping and parking of vehicles in parking stations shall, in accordance with section 6.16 of the Act, be such fees as shall be set by a resolution of the local government.

### **Conditions of Parking in a Parking Station**

- 29 A person shall not park or stop a vehicle or permit a vehicle to remain parked in a parking station during any permitted period unless, in the case of a parking station being equipped with meters or ticket issuing machines, the appropriate fee is inserted in the meter or the ticket issuing machine.

### **Display of Tickets**

- 30 (1) A person shall not stop or park a vehicle in a parking station equipped with a ticket issuing machine during any permitted period unless:
- (a) an unexpired parking ticket applicable to that parking station; and
  - (b) the date, expiry time and the number (if any) printed on the ticket,
- are displayed inside the vehicle and are clearly visible to and able to be read by an authorised person from outside the vehicle at all times while the vehicle remains standing or parked in a parking station.
- (2) In this clause "permitted period" means the period stated on the ticket issuing machine during which the parking of a vehicle is permitted only upon the purchase of a parking ticket.

### **Removal of Vehicles**

- 31 A person shall not remove a vehicle, which has been parked in a parking station, unless the fee appropriate to the period for which the vehicle has been parked has been paid.

**Behaviour in Parking Stations and Facilities**

- 32 (1) A person shall not remain in or on a parking station or parking facility after having been required to leave that parking station or parking facility by a member of the Police Force or an authorised person.
- (2) A person shall not loiter in a parking station or parking facility.
- (3) A person shall not drive a vehicle in a parking station in a direction other than the direction indicated by arrows on signs or marked on the surface of the road.

**Parking Stations May be Locked**

- 33 At the expiration of the hours of operation of a parking station the local government whether or not any vehicle remains parked in a parking station may lock the parking station or otherwise prevent the movement of any vehicle within or to or from the parking station without the local government being responsible for any loss of or damage to any such vehicle or its accessories or contents or for any other loss, claim or liability.

**Selling and Hiring in Parking Stations**

- 34 No person shall at or on any part of a parking station, sell, hire, give away or offer or expose for hire anything of any nature, unless that person has the written permission of the local government to do so.

**Damage to Parking Stations**

- 35 A person shall not attempt to, and shall not remove, damage, deface, misuse or interfere with any part of a parking station or parking facility.

**Damage to Parking Meters or Ticket Issuing Machines**

- 36 A person shall not attempt to, and shall not remove, damage, deface, misuse or interfere with any parking meter or ticket-issuing machine.

**Affixing Signs and Notices**

- 37 A person shall not without the permission of the local government affix any board, sign, placard, notice, cover or other thing to or paint or write upon any part of parking station or parking facility.

**PART 4 - PARKING AND STOPPING GENERALLY****No stopping and no parking signs, and yellow edge lines**

- 38 (1) A person shall not stop or park a vehicle on a road or reserve unless the vehicle is stopped or parking in accordance with this Local Law.
- (2) A vehicle is not stopped or parked in accordance with this Local Law if:
- (a) it is stopped or parked in any place to which a “no stopping” sign applies.
- (b) it is stopped or parked in any place to which a “no parking” sign applies;

- (c) it is stopped or parked in contravention of any provision of this Local Law;
- (d) it is stopped or parked in contravention of any sign; or
- (e) it is stopped or parked on a carriageway with yellow edge lines.

#### **Vehicles to be within a parking stall on a road**

- 39 (1) Subject to subclauses (2), (3), (4) and (5), a person shall not park a vehicle in a parking stall in a road otherwise than –
- (a) parallel to and as close to the kerb as is practicable;
  - (b) wholly within the stall; and
  - (c) faced in the direction of the movement of traffic on the side of the road in which the stall is situated.
- (2) Where a parking stall in a road is set out otherwise than parallel to the kerb, then a person must park a vehicle in that stall wholly within the stall.
- (3) A person shall not stop a motorcycle without a trailer, or a bicycle in a parking stall unless the stall is designated by signs or road marking for the parking of motorcycles.
- (4) Subclause (1) (a) does not apply to the rider of a motorcycle without a trailer if the rider positions the motor cycle so at least one wheel is as near as practicable to the far left or far right side of the carriageway.
- (5) Subclause (1) (b) does not apply if a vehicle is too large to fit entirely within a single parking stall in which case it shall be parked to occupy the minimum number of stalls necessary.

#### **Stopping near intersections**

- 40 (1) A person shall not stop a vehicle so that any portion of the vehicle is in an intersection, unless permitted to do so by this clause.
- (2) A person shall not stop a vehicle on a carriageway within 20 metres from the nearest point of an intersecting carriageway at an intersection with traffic-control signals, unless the person stops the vehicle at a place on a length of carriageway, or in an area, to which a parking control sign applies and a driver is permitted to stop at that place under these Local Laws.
- (3) A person shall not stop a vehicle so that any portion of the vehicle is within 10 metres of the prolongation of the nearer edge of any intersecting carriageway (without traffic-control signals) intersecting that carriageway on the side on which the vehicle is stopped, unless the person stops the vehicle–
- (a) at a place on a carriageway, or in an area, to which a parking control sign applies and the person is permitted to stop a vehicle at that place under these Local Laws; or
  - (b) if the intersection is a T-intersection along the continuous side of the continuing road at the intersection.
- (4) For this clause, distances are measured in the direction in which the person is or was driving.

**Stopping on or near a children's crossing or pedestrian crossing**

- 41 (1) This clause does not apply to a pedestrian crossing at an intersection
- (2) A person shall not stop a vehicle so that any portion of the vehicle is –
- (a) within 20 m of the approach side of a pedestrian crossing or children's crossing; or
  - (b) within 10 m of the departure side of a pedestrian crossing or children's crossing,
- unless the person stops the vehicle at a place on a length of carriageway, or in an area, to which a parking control sign applies and the person is permitted to stop a vehicle at that place under these Local Laws.
- (3) For this clause, distances are measured in the direction in which the person is or was driving.

**Stopping on or near a marked foot crossing (except at an intersection)**

- 42 (1) A person shall not stop a vehicle on a marked foot crossing that is not at an intersection, or on the carriageway within 10m before the traffic-control signal pole nearest to the vehicle at the marked foot crossing and 3m after the marked foot crossing, unless the person stops the vehicle at a place on a length of carriageway, or in an area, to which a parking control sign applies and the person is permitted to stop a vehicle at that place under these Local Laws.
- (2) For this clause, distances are measured in the direction in which the person is or was driving.

**Stopping at or near bicycle crossing lights (except at an intersection)**

- 43 (1) This clause applies to a place on a carriageway —
- (a) with bicycle crossing lights facing bicycle riders crossing the carriageway;
  - (b) with traffic-control signals facing traffic travelling on the carriageway; and
  - (c) that is not at an intersection.
- (2) A person shall not stop a vehicle within 10 m before the traffic-control signals nearest to the vehicle at the place, and 3 m after the traffic-control signals, unless the person stops the vehicle at a place on a length of carriageway, or in an area, to which a parking control sign applies and the person is permitted to stop a vehicle at that place under these local laws.
- (3) For this clause, distances are measured in the direction in which the person is or was driving.

**Stopping on or near a level crossing**

- 44 (1) A person shall not stop a vehicle on a level crossing, or on a carriageway within 20 m before the nearest rail or track to a vehicle approaching the crossing and 20 m after the nearest rail or track to a vehicle leaving the crossing, unless the person stops the vehicle at a place on a length of carriageway, or in an area, to which a parking control sign applies and the person is permitted to stop a vehicle at that place under these Local Laws.



- (2) For this clause, distances are measured in the direction in which the person is or was driving.

## **PART 5 – STOPPING IN ZONES FOR PARTICULAR VEHICLES**

### **Stopping in a loading zone**

- 45 (1) A person shall not park a vehicle in a loading zone unless it is motor vehicle used for commercial or trade purposes engaged in the picking up or setting down of goods; and it is parked for no longer than:
- (a) a time indicated on the “loading zone” sign; or
  - (b) 30 minutes (if no time is indicated on the sign).
- (2) For the purposes of subclause (1) “goods” means an article or collection of articles weighing at least 14 kg and of which the cubic measurement is not less than 0.2m<sup>3</sup>

### **Stopping in a taxi zone or a bus zone**

- 46 (1) A person shall not stop a vehicle in a taxi zone, unless the person is driving a taxi.
- (2) A person shall not stop a vehicle in a bus zone unless the vehicle is a public bus, or a bus of a type that is permitted to stop at the bus zone by information on or with the "bus zone" sign applying to the bus zone.

### **Stopping in a mail zone**

- 47 A person shall not stop a vehicle in a mail zone.

### **Other limitations in zones**

- 48 A person shall not stop a vehicle in a zone to which a traffic sign applies if stopping the vehicle would be contrary to any limitation in respect to classes of persons or vehicles, or specific activities allowed, as indicated by additional words on a traffic sign that applies to the zone.

## **PART 6 – OTHER PLACES WHERE STOPPING IS RESTRICTED**

### **Stopping in a shared zone**

- 49 A person shall not stop a vehicle in a shared zone unless –
- a) the vehicle is stopped at a place on a length of carriageway, or in an area, to which a parking control sign applies and the driver is permitted to stop at that place under these Local Laws;
  - b) the vehicle is stopped in a parking stall and the driver is permitted to stop in the parking stall under these Local Laws;
  - c) the person is dropping off, or picking up, passengers or goods; or
  - d) the person is engaged in door-to-door delivery or collection of goods, or in the collection of waste or garbage.

**Stopping in a bus lane, transit lane, or truck lane**

50 A person shall not stop a vehicle in —

- (a) a bus lane;
- (b) a transit lane;
- (c) a truck lane; or
- (d) a bicycle lane,

unless the vehicle is a public bus or taxi, and the person is dropping off, or picking up, passengers.

**Double parking**

51 (1) A person shall not stop a vehicle so that any portion of the vehicle is between any other stopped vehicle and the centre of the carriageway.

(2) This clause does not apply to —

- (a) a driver stopped in traffic; or
- (b) a vehicle angle parked on the side of the carriageway or in a median strip parking area, in accordance with clause 70.

**Stopping near an obstruction**

52 A person shall not stop a vehicle on a carriageway near an obstruction on the carriageway in a position that further obstructs traffic on the carriageway.

**Stopping on a bridge or in a tunnel, or similar structure**

53 (1) A person shall not stop a vehicle on a bridge, causeway, ramp or similar structure unless —

- (a) the carriageway is at least as wide on the structure as it is on each of the approaches and a traffic sign does not prohibit stopping or parking; or
- (b) the vehicle is stopped at a place on a length of carriageway, or in an area, to which a parking control sign applies and a vehicle is permitted to stop at that place under these Local Laws.

(2) A person shall not stop a vehicle in a tunnel or underpass unless —

- (a) the carriageway is at least as wide in the tunnel or underpass as it is on each of the approaches and a traffic sign does not prohibit stopping or parking; or
- (b) the person stops at a bus stop, or in a bus zone or parking area marked on the carriageway, for the purpose of setting down or taking up passengers.

**Stopping on crests, curves, etc.**

54 (1) Subject to subclause (2), a person shall not stop a vehicle on, or partly on, a carriageway, in any position where it is not visible to the driver of an overtaking vehicle, from a distance of 50m, within a built-up area, and from a distance of 150m outside a built-up area.

- (2) A person may stop a vehicle on a crest or curve on a carriageway that is not in a built-up area if the person stops at a place on the carriageway, or in an area, to which a parking control sign applies and a vehicle is permitted to stop at that place under these Local Laws.

#### **Stopping near a fire hydrant etc**

- 55 (1) A person shall not stop a vehicle so that any portion of the vehicle is within one metre of a fire hydrant or fire plug, or of any sign or mark indicating the existence of a fire hydrant or fire plug, unless –
- (a) the person is driving a public bus, and stops the bus in a bus zone or at a bus stop and does not leave the bus unattended; or
  - (b) the driver is driving a taxi, and the driver stops in a taxi zone and does not leave the taxi unattended.
- (2) In this clause a person leaves a vehicle "**unattended**" if the person leaves the vehicle so the driver of the vehicle is over 3 m from the closest point of the vehicle.

#### **Stopping at or near a bus stop**

- 56 (1) A person shall not stop a vehicle so that any portion of the vehicle is within 20 m of the approach side of a bus stop, or within 10 m of the departure side of a bus stop, unless –
- (a) the vehicle is a public bus stopped to take up or set down passengers; or
  - (b) the vehicle is stopped at a place on a length of carriageway, or in an area, to which a parking control sign applies and a vehicle is permitted to stop at that place under these Local Laws.
- (2) In this clause –
- (a) distances are measured in the direction in which the vehicle is driving; and
  - (b) a trailer attached to a public bus is deemed to be a part of the public bus.

#### **Stopping on a path, median strip, painted island, or traffic island**

- 57 The driver of a vehicle (other than a bicycle or an animal) shall not stop the vehicle so that any portion of the vehicle is on a path, traffic island, painted island, flush island or median strip, unless the vehicle is stopped in an area, to which a parking control sign applies and a vehicle is permitted to stop at that place under these Local Laws.

#### **Stopping on nature strips**

- 58 (1) A person shall not –
- a) stop a vehicle (other than a bicycle);
  - b) stop a commercial vehicle or bus, or a trailer or caravan unattached to a motor vehicle; or
  - c) stop a vehicle during any period when the stopping of vehicles on that nature strip is prohibited by a sign adjacent and referable to that nature strip, so that any portion of it is on a nature strip.

- (2) A person not being the occupier of the land abutting on to a nature strip, shall not, without the consent of that occupier, drive, park or stop a vehicle upon that nature strip.
- (3) Subclause 1(a) does not apply to a person if he or she is the owner or occupier of the premises adjacent to that nature strip, or is a person authorised by the occupier of those premises to stop the vehicle so that any portion of it is on the nature strip.
- (4) Subclause 1(b) does not apply to a commercial vehicle when it is being loaded or unloaded with reasonable expedition with goods, merchandise or materials collected from or delivered to the premises adjacent to the portion of the nature strip on which the commercial vehicle is parked, provided no obstruction is caused to the passage of any vehicle or person using a carriageway or a path.

#### **Obstructing access to and from a path, driveway, etc**

- 59
- (1) A person shall not stop a vehicle so that any portion of the vehicle is in front of a path, in a position that obstructs access by vehicles or pedestrians to or from that path, unless –
    - (a) the person is dropping off, or picking up, passengers and stops for no longer than 2 minutes; or
    - (b) the person stops the vehicle in a parking stall and a vehicle is permitted to stop in the parking stall under these Local Laws.
  - (2) A person shall not stop a vehicle on or across a driveway or other way of access for vehicles travelling to or from adjacent land, unless –
    - (a) the person is dropping off, or picking up, passengers and stops for no longer than 2 minutes; or
    - (b) the person stops the vehicle in a parking stall and a vehicle is permitted to stop in the parking stall under these Local Laws.

#### **Stopping near a public post box**

- 60
- A person shall not stop a vehicle so that any portion of the vehicle is within 3 m of a public post box, unless the person-
    - (a) is dropping off, or picking up, passengers or mail; or
    - (b) stops the vehicle at a place on a length of carriageway, or in an area, to which a parking control sign applies and a vehicle is permitted to stop at that place under these Local Laws.

#### **Stopping heavy, commercial and other types of vehicles in built up area**

- 61
- (1) A person shall not park
    - a) a vehicle or any combination of vehicles that, together with any projection on, or load carried by, the vehicle or combination of vehicles, is 7.5m or more in length or exceeds a GVM of 4.5 t
    - b) a commercial vehicle
    - c) a caravan
    - d) an omnibus

- e) a tow truck
- f) a tractor; or
- g) a trailer

on a carriageway or nature strip in a built-up area between the hours of 6.00 pm one day and 7.00am the following day and for more than three hours consecutively between the hours of 7.00 am and 6.00pm.

- (2) Nothing in this clause mitigates the limitations or conditions imposed by any other clause or by any local law or traffic sign relating to the parking or stopping of vehicles.

### **Stopping on a carriageway with a bicycle parking sign**

- 62 A person shall not stop a vehicle (other than a bicycle) on a length of carriageway to which a "bicycle parking" sign applies, unless dropping off, or picking up, passengers.

### **Stopping on a carriageway with motor cycle parking sign**

- 63 A person shall not stop a vehicle on a length of carriageway, or in an area, to which a "motor cycle parking" sign applies, or an area marked "M/C", unless –
  - (a) the vehicle is a motor cycle; or
  - (b) the person is dropping off, or picking up, passengers.

### **Stopping in a parking stall for people with disabilities**

- 64 (1) A person shall not stop a vehicle in a parking area for people with disabilities unless –
  - (a) the vehicle displays an ACROD sticker; and
  - (b) either the driver or a passenger in that vehicle is a person with a disability meeting the requirements for the issue of an ACROD sticker.
- (2) In this clause a “parking area for people with disabilities” is an area–
  - (a) to which a “permissive parking” sign displaying a people with disabilities symbol applies;
  - (b) to which a “people with disabilities parking” sign applies;
  - (c) indicated by a road marking (a “people with disabilities road marking”) that consists of, or includes, a people with disabilities symbol; or
  - (d) set aside within a parking region as a “parking stall for use of a disabled person” under the *Local Government (Parking for Disabled Persons) Regulations 1988*.

## **PART 7 – PERMISSIVE PARKING SIGNS**

### **Information on or with permissive parking signs**

- 65 (1) The meaning of information on or with a “permissive parking” sign applying to a length of carriageway, or to an area is to be interpreted according to this clause.
- (2) A whole number, fraction, or whole number and fraction, immediately to the left of the letter ‘P’ indicates that a vehicle must not be parked on the length of carriageway, or in the area, continuously for longer than the period of hours, or fractions of an hour, equal to the number, fraction, or number and fraction, shown.

- (3) A number, together with the word ‘minute’, immediately to the right of the letter ‘P’ indicates that a vehicle must not be parked on the length of carriageway, or in the area, continuously for longer than the number of minutes shown.
- (4) The word “parking” together with the words indicating a number of hours or minutes, indicate that a vehicle must not be parked on the length of carriageway, or in area, continuously for longer than the number of hours or minutes shown.

#### **Parking for longer than indicated.**

- 66 A person shall not park a vehicle continuously on a length of carriageway, or in an area, to which a permissive parking sign applies, for longer than –
- (a) the period indicated by information on or with the sign; or
  - (b) if clause 67 applies – twice the period (as allowed under that clause).

#### **Time extension for people with disabilities**

- 67 (1) This clause applies to a person if –
- (a) the person’s vehicle displays an ACROD sticker; and
  - (b) either the driver or a passenger in that vehicle is a person with a disability meeting the requirements for the issue of an ACROD sticker.
- (2) The person may park continuously on a length of carriageway, or in an area, to which a “permissive parking” sign applies (except in a parking stall or area for people with disabilities) for twice the period indicated on the sign.

### **PART 8 – PARALLEL PARKING**

#### **Parallel parking on a carriageway (except in a median strip parking area)**

- 68 (1) A person who parks a vehicle on a carriageway (except in a median strip parking area) shall position the vehicle in accordance with subclauses (2) to (8), [subject to the exception in subclauses (9) and (10)].
- (2) The vehicle shall be positioned to face in the same direction of travel that vehicles are required to travel on the carriageway next to the part of the carriageway where the vehicle is parked.
  - (3) If a carriageway is a two-way carriageway, the vehicle shall be positioned so that it is as near as practicable to, and parallel with, the left boundary of the carriageway.
  - (4) If the carriageway is a one-way carriageway the vehicle shall be positioned so that it is as near as practicable to, and parallel with, either boundary of the carriageway unless otherwise indicated by information on or with a parking control sign.
  - (5) A vehicle not parked in a parking stall shall be positioned so that it is not less than one metre from any other vehicle, except a motorcycle without a trailer parked in accordance with these Local Laws.
  - (6) If the carriageway has a continuous dividing line or a median strip, the vehicle shall be positioned at least 3 metres from any continuous line or median strip, unless otherwise indicated by information on or with a parking control sign.

- (7) If a carriageway does not have a continuous dividing line or a median strip, the vehicle shall be positioned so that there is at least 3 metres of the carriageway alongside the vehicle that is clear for other vehicles to pass, unless otherwise indicated by information on or with a parking control sign.
- (8) The vehicle shall be positioned so that the vehicle does not cause undue obstruction on the carriageway.
- (9) This clause does not apply to –
  - (a) the parking of a vehicle on a length of carriageway, or in an area, to which a parking control sign applies, and the information on or with the sign or road marking includes the words ‘angle parking or ‘angle’; or
  - (b) subject to subclause (10), the rider of a motor cycle.
- (10) Subclauses (3) and (4) do not apply to a motor cycle if positioned so at least one wheel is as near as practicable to the far left or far right side of the carriageway.
- (11) If a carriageway has one or more service roads, the part of the carriageway used by the main body of moving vehicles, and each service road, is taken to be a separate carriageway for this clause.
- (12) In this clause –  
“continuous dividing line” means –
  - (a) a single continuous dividing line only;
  - (b) a single continuous dividing line to the left or right of a broken dividing line; or
  - (c) 2 parallel continuous dividing lines.

#### **Parallel parking in a median strip parking area**

- 69
- (1) This clause applies to a person who parks a vehicle (other than a motor cycle) in a median strip parking area if a sign applying to the area indicates that the vehicle must be positioned parallel to the median strip.
  - (2) The vehicle shall be positioned–
    - (a) to face in the same direction of travel as vehicles in the marked lane or line of traffic to the left of the vehicle;
    - (b) parallel, and as near as practicable, to the centre of the median strip; and
    - (c) if not in a parking stall – at least one metre from the closest point of any vehicle in front of it and any vehicle behind it.

### **PART 9 – ANGLE PARKING**

#### **Angle Parking**

- 70
- (1) This clause applies to a person who parks a vehicle (other than a motor cycle) in a parking area on the side of a carriageway, or in a median strip parking area, to which a sign applies indicating that angle parking is required.

- (2) If a sign indicates that a vehicle must be positioned at an angle of  $45^{\circ}$ , or does not indicate a particular angle, the vehicle shall be positioned so that it is –
  - (a) at an angle as near as practicable to  $45^{\circ}$ ; and
  - (b) parked on the side of a carriageway – with the rear of the vehicle nearest to traffic in the marked lane or line of traffic next to the part of the carriageway where the vehicle is parked.
- (3) If a sign indicates that a vehicle must be positioned at an angle of  $90^{\circ}$ , the vehicle –
  - (a) shall be positioned at an angle as near as practicable to  $90^{\circ}$ ; and
  - (b) if parked on the side of a carriageway – parked with either the front or rear of the vehicle nearest to traffic in the marked lane or line of traffic next to the part of the carriageway where the vehicle is parked.
- (4) If a sign indicates that the vehicle must be positioned at an angle of  $135^{\circ}$ , the vehicle shall be positioned –
  - (a) at an angle as near as practicable to  $135^{\circ}$ ; and
  - (b) if parked on the side of a carriageway – with the front of the vehicle nearest to traffic in the marked lane or line of traffic next to the part of the carriageway where the vehicle is parked.

#### **PART 10- RESIDENTIAL PARKING**

##### **Issue of Residential Parking Permits**

- 71
- (1) The local government may, on written application, issue a residential parking permit in respect of a particular vehicle to a person who is:
    - (a) the occupier of a dwelling house fronting a road within the parking region; and
    - (b) the holder of the requisite vehicle licence under the Road Traffic Act for a vehicle licensed at the address shown on the application.
  - (2) The residential parking permit issued by the local government may be either:
    - (a) an annual residential parking permit, issued for a period not in excess of one year and expiring on 31 December in the year of issue; or
    - (b) a temporary residential permit, issued for a period not greater than 6 months.
  - (3) Every residential parking permit shall specify:
    - (a) a permit number;
    - (b) the registration number of the vehicle in respect of which the permit was issued;
    - (c) the name of the roads or parking stations to which the exemption granted by clause 72 applies; and
    - (d) the date on which the permit expires.



### **Conditions of Exemption for Residential Parking Permits**

- 72 Where the stopping or parking of a vehicle on any part of a road, whether marked as a parking stall or not, is prohibited for more than a specified time, or in a ticket parking or metered zone without complying with the requirements for parking in the zone, the holder of a residential parking permit is exempted from such prohibition provided that such exemption shall apply only:
- (a) to the road, roads or parking station specified in the residential parking permit, and notwithstanding such specification areas of road adjacent to retail premises, where parking of all classes of vehicles is subject to time restrictions, shall be excluded from the area or areas specified as exempt;
  - (b) if the residential parking permit is affixed to the windscreen or a window of the vehicle in a prominent position;
  - (c) if the period in respect of which the residential parking permit was issued has not expired; and
  - (d) if the holder of the residential parking permit at the time of parking the vehicle still occupies the dwelling house in respect of which the residential parking permit was granted.

### **Removal of Residential Parking Permit from Vehicle**

- 73 The holder of a residential parking permit on ceasing to occupy the dwelling house in respect of which the permit was issued shall remove the residential parking permit from the vehicle to which it is affixed.

### **Fees for Residential Parking Permits**

- 74 The fees payable for residential parking permits shall, in accordance with section 6.16 of the Act, be such fees as shall be set by a resolution of local government.

### **Parking on reserves**

- 75 No person other than an employee of the local government in the course of his or her duties, or a person authorized by the local government, shall drive, ride, stop or park a vehicle upon or over any portion of a reserve other than upon an area specifically set aside for that purpose with the exception of a physically impaired person driving, stopping or parking, a wheelchair, including a motorised wheelchair.

### **Suspension of parking limitations for urgent, essential or official duties**

- 76 (1) Where by a sign the parking of vehicles is permitted for a limited time on a portion of a road or parking facility, the local government, the CEO or an authorized person may, subject to the Code, permit a person to park a vehicle in that portion of the road or parking facility for longer than the permitted time in order that the person may carry out urgent, essential or official duties.
- (2) Where permission is granted under subclause (1), the local government, the CEO or the authorized person may prohibit the use by any other vehicle of that portion of the road or parking facility to which the permission relates, for the duration of that permission.

### **No parking of vehicles exposed for sale and in other circumstances**

- 77 A person shall not park a vehicle on any portion of a road –
- (a) for the purpose of exposing it for sale;

- (b) if that vehicle is not licensed under the Road Traffic Act;
- (c) if that vehicle is a trailer or a caravan unattached to a motor vehicle; or
- (d) for the purpose of effecting repairs to it, other than the minimum repairs necessary to enable the vehicle to be moved to a place other than a road.

### **Parking on private land**

- 78 (1) In this clause a reference to “land” does not include land which is –
- (a) a reserve;
  - (b) the subject of an agreement referred to in clause 7; or
  - (c) identified in the Fourth Schedule.
- (2) A person shall not park a vehicle on land without the consent of the owner or occupier of the land on which the vehicle is parked.
- (3) Where the owner or occupier of the land, by a sign referable to that land or otherwise, consents to the parking of vehicles of a specified class or classes on the land for a limited period, a person shall not park a vehicle on the land otherwise than in accordance with the consent.

## **PART 11-REMOVAL OF VEHICLES CAUSING OBSTRUCTIONS**

### **Lawfully Parked Vehicles**

- 79 A vehicle which is parked in any portion of a public place wherein vehicles may lawfully be parked is deemed to cause an obstruction, where:
- (a) the vehicle is parked for any period exceeding 24 hours, without the consent in writing of an authorised person;
  - (b) the vehicle is so parked during any period in which the parking of vehicles is prohibited or restricted by a sign; or
  - (c) the vehicle is, unregistered or appears to an authorised person to be abandoned or disused.

### **Unlawfully Parked Vehicles**

- 80 A vehicle which is parked in a public place where vehicles may not lawfully be parked is deemed to cause an obstruction.

### **Obstruction of Public Places**

- 81 A person shall not park a vehicle in a public place so as to cause an obstruction.

### **Removal of Vehicles**

- 82 Where an authorised person finds a vehicle causing an obstruction that authorised person:
- (a) may remove the vehicle;

- (b) may use such force as is necessary to enter the vehicle for the purpose of so removing it; and
- (c) if that authorised person removes the vehicle, it shall be taken to an appointed place.

### **Recording of Vehicles in Appointed Place**

- 83 Where an authorised person or Police officer places a vehicle in an appointed place, that authorised person or Police officer shall enter in a register to be provided by the local government for that purpose:
- (a) details of the time and date;
  - (b) a description of the vehicle; and
  - (c) the place from which it was removed.

### **Notification to Owner**

- 84 An authorised person shall notify, in writing, the last known owner of a vehicle removed to an appointed place pursuant to clause 82, that the vehicle may be collected during such hours as may be specified in the notice.

### **Recovery of Removed Vehicles**

- 85 (1) The owner or a person authorised in writing by the owner of a vehicle, may recover a vehicle from an appointed place after paying the cost of removing the vehicle to the appointed place, plus the daily custody fee set by the local government pursuant to Section 6.16 of the Act for each day or part of a day that the vehicle has remained in the appointed place.
- (2) A person who removes a vehicle from an appointed place without complying with the provisions of subclause (1), commits an offence.

### **Sale of Removed Vehicles**

- 86 Where a vehicle in an appointed place has not been collected within 2 months after the notice referred to in clause 85 is given, the local government may:
- (a) sell such vehicle by public auction or by public tender; and
  - (b) accept the best offer made; or
  - (c) where no offer is made to purchase the vehicle cause the vehicle to be disposed of as the local government thinks fit.

### **Indemnity**

- 87 A person is not entitled to make any claim, by way of damages or otherwise, against an authorised person or member of the Police Force, or the local government in respect of a vehicle removed and dealt with under the provisions of these clauses or against any person who purchases a vehicle sold by the local government under clause 86.

### **Applications of Proceeds of Sale**

- 88 (1) The proceeds of the sale of a vehicle sold under the provisions of clause 86 shall be applied by the local government:
- (a) firstly, in meeting the costs of the sale of the vehicle; and

- (b) secondly, in meeting any costs incurred in removing the vehicle, taking it to the appointed place and keeping it at the appointed place,  
and these sums shall be paid into the municipal fund of the local government.
- (2) Any surplus of the proceeds of the sale shall be paid by the local government into its trust account, and may be paid within 10 years, to any person who satisfies the local government that the person was owner of the vehicle at the time of its sale by the local government.
- (3) Any amounts under clause 82 may, if not paid to the owner within ten years, be paid into the municipal fund of the local government, on the condition that the local government shall repay it from that fund to a person claiming and establishing their right to that repayment.

### **Recovery of Costs Where Sale Proceeds Insufficient**

- 89 Where the proceeds of the sale of any vehicle sold under clause 86, after deduction of the monies authorised to be applied by the local government by clause 88(1) do not cover the costs of the removal, custody and sale or disposal of that vehicle, the local government may recover the balance of these costs from the owner or person authorised in writing by the owner of that vehicle in a court of competent jurisdiction.

### **Removal of notices on vehicle**

- 90 A person, other than the driver of the vehicle or a person acting under the direction of the driver of the vehicle, shall not remove from the vehicle any notice put on the vehicle by an authorised person.

## **PART 12-MISCELLANEOUS**

### **Unauthorised signs and defacing of signs**

- 91 A person shall not without the authority of the local government -
- (a) mark, set up or exhibit a sign purporting to be, or resembling, a sign marked, set up or exhibited by the local government under this Local Law;
  - (b) remove, deface or misuse a sign or property, set up or exhibited by the local government under this Local Law or attempt to do any such act; or
  - (c) affix a board, sign, placard, notice or other thing to or paint or write upon any part of a sign set up or exhibited by the local government under this Local Law.

### **General provisions about signs**

- 92 (1) A sign marked, erected, set up, established or displayed on or near a road or reserve is, in the absence of evidence to the contrary presumed to be a sign marked, erected, set up, established or displayed under the authority of this Local Law.
- (2) The first three letters of any day of the week when used on a sign indicate that day of the week.

**Special purpose and emergency vehicles**

- 93 Notwithstanding anything to the contrary in this Local Law, the driver of –
- (a) a special purpose vehicle may, only in the course of his or her duties and when it is expedient and safe to do so, stop, or park the vehicle in any place, at any time; and
  - (b) an emergency vehicle may, in the course of his or her duties and when it is expedient and safe to do so or where he or she honestly and reasonably believes that it is expedient and safe to do so, stop, or park the vehicle at any place, at any time.

**Delegation of Authority**

- 94 The local government may delegate to the CEO, its powers and duties under this local law relating to clauses 16 and 25, establishing metered and ticket zones and parking stalls and stations.

**Special Event Parking**

- 95
- (1) The CEO may by use of signs set aside any area for any period specified on the signs, for the parking of vehicles by persons attending a special event.
  - (2) A person shall not park or stop a vehicle in an area set aside under sub-clause (1) of this clause whether the area is or contains a parking facility or otherwise, during the period for which it is set aside unless a ticket purchased from the local government in respect of the special event is clearly visible to and is able to be read by an authorised person from outside the vehicle.
  - (3) During the period referred to in sub-clause (1) the provisions of clauses 20(2)(a), and 20(3) shall not apply to any parking facility included in the area.

**Appointment of Authorised Persons**

- 96
- (1) An authorised person shall be furnished with a certificate of his or her appointment in a form determined by the local government from time to time.
  - (2) A person who is not an authorised person shall not in any way assume the duties of an authorised person.
  - (3) An authorised person may be appointed on an honorary basis for the purposes of clause 95 and may perform the functions of an authorised person that the honorary authorised person is specifically authorised to perform.

**Responsibilities of an Authorised Person**

- 97 An authorised person may and is authorised by the local government to:
- (a) carry into effect the provisions of this local law;
  - (b) report to the local government on the working effectiveness of this local law;
  - (c) recommend to the Chief Executive Officer the institution of prosecutions; and
  - (d) institute and conduct prosecutions as directed by the local government or the Chief Executive Officer.

**Name and Address to be Given on Demand**

- 98 (1) An authorised person or member of the Police Force who finds a person committing or who on reasonable grounds suspects a person of having committed a breach of the provisions of these local laws, may demand from the person that person's name and place of abode;
- (2) A person who without lawful excuse refuses to state his or her name and place of abode, or who states a false name or place of abode, on demand being so made, commits an offence.

**Hindrance of Authorised Person**

- 99 A person shall not in any way obstruct or hinder an authorised person in the execution of his or her duties.

**False or Misleading Statement**

- 100 A person shall not make a false or misleading statement in connection with any notice, requirement or demand under this local law.

**Authorised person may order vehicle on road to be moved**

- 101 A person shall not stop or park a vehicle on any part of a road in contravention of this Local Law after an authorised person has directed the person to move the vehicle.

**Authorised person may mark tyres**

- 102 (1) An authorised person may mark the tyres of a vehicle parked in a parking facility with chalk or any other non-indelible substance for a purpose connected with or arising out of his or her duties or powers.
- (2) A person shall not remove a mark made by an authorised person so that the purpose of affixing the a mark is defeated or likely to be defeated.

**No movement of vehicles to avoid time limitation**

- 103 (1) Where the parking of vehicles in a parking facility is permitted for a limited time, a person shall not move a vehicle within the parking facility so that the total time of parking the vehicle in the facility exceeds the maximum time allowed for parking a vehicle in the parking facility.
- (2) Where the parking of vehicles in a road is permitted for a limited time, a person shall not move a vehicle along that road so that the total time of parking exceeds the maximum time permitted, unless the vehicle has first been removed from the road for at least two hours.

**PART 13 - PENALTIES****Offences and penalties**

- 104 (1) Any person who fails to do anything required or directed to be done under this Local Law, or who does anything which under this Local Law that person is prohibited from doing, commits an offence.

- (2) An offence against any provision of this Local Law is a prescribed offence for the purposes of section 9.16(1) of the Act.
- (3) Any person who commits an offence under this Local Law shall be liable, upon conviction, to a penalty not exceeding \$5,000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.
- (4) The amount appearing in the final column of the Second Schedule directly opposite a clause specified in that Schedule is the modified penalty for an offence against that clause.

### **Averment on complaint as to clause 7 agreement**

- 105 An averment on a complaint that this Local Law applies to a parking facility or a parking station under an agreement referred to in clause 7, shall be sufficient proof that this Local Law applies to that facility or station, unless there is proof to the contrary that such an agreement does not exist.

### **Form of notices**

- 106 For the purposes of this Local Law –

- (a) the form of the notice referred to in section 9.13 of the Act is that of Form 1 in the Third Schedule;
- (b) the form of the infringement notice referred to in section 9.17 of the Act is that of Form 2 in the Third Schedule;
- (c) the form of the infringement notice referred to in section 9.18 of the Act which incorporates the notice referred to in section 9.13 of the Act, is that of Form 3 in the Third Schedule; and
- (d) the form of the notice referred to in section 9.20 of the Act is that of Form 4 in the Third Schedule.

### **Modified Penalties**

- 107 The amount appearing in the fourth column of Schedule 2 is the modified penalty for an offence if the offence is dealt with under section 9.16 of the Act.

### **Recovery of Penalties**

- 108 A penalty, other than a modified penalty, for an offence against this local law, may be recovered from the alleged offender by the local government in proceedings in a Court of Petty Sessions.

### **Records to be Kept**

- 109 The local government shall cause adequate records to be kept of all infringement notices served and modified penalties received.

**FIRST SCHEDULE****PARKING REGION**

The parking region is the whole of the district, but excludes the following portions of the district-

- (a) the approach and departure prohibition areas of all existing and future traffic control signal installations as determined by the Commissioner of Main Roads;
- (b) prohibition areas applicable to all existing and future bridges and subways as determined by the Commissioner of Main Roads; and
- (c) any road or part of a road which comes under the control of the Commissioner of Main Roads unless the control of parking and parking facilities on that road or part of a road has been delegated by the Commissioner of Main Roads to the local government.



**SECOND SCHEDULE****PRESCRIBED OFFENCES****PARKING AND PARKING FACILITIES LOCAL LAW**

ITEM NO.	CLAUSE NO.	NATURE OF OFFENCE	MODIFIED PENALTY \$
1	17	Parking in a metered/ticketed zone outside a parking stall	50
2	19(1)(b)	Stopping or parking against an expired meter in a metered stall	50
3	20(1)	Stopping during a prohibited period in a metered or ticket parking stall	50
4	20(2)(a)	Parking during a prohibited period in a metered or ticket parking stall	50
5	20(2)(b)	Parking in a metered or ticket parking stall set apart for vehicles of a different class	50
6	20(3)	Parking longer than time allowed in a metered or ticket stall	50
7	21	Stopping or parking a vehicle with an expired ticket in a ticket zone	50
8	26	Parking a vehicle in a parking station not wholly contained within a parking stall	50
9	27(1)(a)	Obstruction of access to or from or within a parking station	100
10	27(1)(b)	Stopping or parking a vehicle in a parking station contrary to signs	50
11	27(1)(c)	Failure to remove vehicle in a parking station after being directed by an authorised person	100
12	27(1)(d)	Stopping or parking in an occupied parking stall	50
13	27(4)(c)	Stopping during a prohibited period in a parking station	50
14	27(4)(c)	Stopping on a road during a prohibited period	50
15	27(5)	Park in area designated for Authorised Vehicles Only	50
16	30(1)(a)	Failing to display an unexpired parking ticket	50
17	29	Parking in a parking station without paying appropriate fee	50
18	32(1)	Fail to leave a parking station or facility	50
19	32(2)	Loitering in a parking station	50
20	32(3)	Driving in a parking station against the direction indicated by arrows	50
21	38(1)	Stopping or Parking contrary to signs	50
22	39(1)(a)	Parked not parallel to the kerb	50
23	39(1)(b)	Stopping in a parking stall not wholly within the stall in a road	50
24	39(1)(c)	Parked facing the wrong way	50
25	40(1)	Stopping vehicle in intersection	100
26	40(2)	Stopping vehicle with 20m of traffic control signals	100
27	40(3)	Stopping vehicle within 10 metres of nearest intersection	50
28	41(2)(a)	Stopping a vehicle within 20 metres of approach side of a children's crossing	100
29	41(2)(b)	Stopping a vehicle within 10 metres of departure side of a children's crossing	100
30	42(1)	Stopping too close to marked foot crossing	50
31	43(2)	Stopping too close to bicycle crossing lights	50
32	44(1)	Stopping on or near a level crossing	100
33	45(1)	Parking in a loading zone	50
34	46(1)	Stopping in a taxi zone	50
35	46(2)	Stopping in a bus zone	50
36	47	Stopping in a mail zone	50

37	49	Stopping in a shared zone	50
38	50	Stopping in a bus lane, truck lane, bicycle lane or transit lane	50
39	51(1)	Double parking	50
40	52	Stopping near an obstruction & further obstructing	50
41	53(1)	Stopping on a bridge or similar structure	100
42	53(2)	Stopping in a tunnel or underpass	100
43	54(1)	Stopping on a crest or curve	100
44	55(1)	Stopping or parking within one metre of a fire hydrant	100
45	56(1)	Stopping a vehicle within 20 m of approach side or 10 m of the departure side of a bus stop	50
46	57	Stopping or parking on or adjacent to a path, median strip, flush island, painted island, traffic island or any combination of these there of or other traffic device	50
47	58(1)	Stopping on nature strip contrary to a sign	50
48	58(2)	Parking on nature strip without consent	50
49	59(1)	Obstructing access to and from a path	100
50	59(2)	Obstructing access to and from driveway or other access way	100
51	60	Stopping within three metres of a public post box	50
52	61(1)	Parking a heavy, commercial or other type of vehicle on road or nature strip	100
53	62	Stopping in bicycle parking zone	50
54	63	Stopping in a motor cycle parking zone	50
55	64(1)	Stopping in a disabled parking zone	100
56	66	Parking on a road for more than the maximum period	50
57	68(1)	Not parallel parking on a carriageway	50
58	69(2)	Not parallel parking in median strip parking area	50
59	70(2), (3), (4)	Stopping or parking contrary to angled parking sign	50
60	75	Drive, ride, park or stop a vehicle on a reserve or foreshore	100
61	77	Vehicle for sale on road or nature strip	50
62	78(2)	Stopping or parking a vehicle on private property	100
63	81	Vehicle causing an obstruction in a public place	100
64	95(2)	Parking in an area set aside for a special event contrary to a sign	50
65	98(2)	Fail to give name and address	100
66	99	Hindrance of Authorised person	100
67	101	Failure to move vehicle on request	100
68	102(2)	Remove mark made by Authorised officer	50

**THIRD SCHEDULE**  
**LOCAL GOVERNMENT ACT 1995**

**FORM 1**

**PARKING AND PARKING FACILITIES LOCAL LAW**  
**NOTICE TO OWNER OF VEHICLE INVOLVED IN OFFENCE**

To: ..... Date ..... / ..... / ..... (1)

of: ..... (2)

It is alleged that on ..... / ..... / ..... at (3)

at (4) ..... your vehicle:

make: ..... ;

model: ..... ;

registration: ..... ,

was involved in the commission of the following offence -

.....  
 .....  
 .....

contrary to clause ..... of the **Parking and Parking Facilities Local Law**.

You are required under section 9.13 of the Local Government Act 1995 to identify the person who was the driver or person in charge of the vehicle at the time when the offence is alleged to have been committed.

If you do not prove otherwise, you will be deemed to have committed the offence unless:

(a) within 28 days after being served with this notice;

- (i) you inform the Chief Executive Officer or another authorised officer of the local government as to the identity and address of the person who was the driver or person in charge of the vehicle at the time the offence is alleged to have been committed; and
- (ii) you satisfy the Chief Executive Officer that the vehicle had been stolen, or was being unlawfully used, at the time the offence is alleged to have been committed;

or

- (b) you were given an infringement notice for the alleged offence and the modified penalty specified in it is paid within 28 days after the notice was given or such further time as is allowed.

(5) .....

(6) .....

Insert:

- (1) Name of owner or "the owner"
- (2) Address of owner (not required if owner not named)
- (3) Time of alleged offence
- (4) Location of alleged offence
- (5) Signature of authorised person
- (6) Name and title of authorised person giving notice

**THIRD SCHEDULE**  
**LOCAL GOVERNMENT ACT 1995**

**FORM 2**

**PARKING AND PARKING FACILITIES LOCAL LAW**  
**INFRINGEMENT NOTICE**

Serial No .....

Date ..... / ..... / .....

To: ..... (1)

of: ..... (2)

It is alleged that on ..... / ..... / ..... at ..... (3)

at ..... (4)

in respect of vehicle:

make: ..... ;

model: ..... ;

registration: ..... ,

you committed the following offence -

.....

.....

.....

contrary to clause ..... of the Parking and Parking Facilities Local Law.

The modified penalty for the offence is \$ .....

If you do not wish to have a complaint of the alleged offence heard and determined by a court, the amount of the modified penalty may be paid to an authorised person at (5) ..... within a period of 28 days after the giving of this notice.

If you take no action this infringement notice may be registered with the Fines Enforcement Registry after which your driver's licence or any vehicle licence held by you may be suspended. If the matter is registered with the Registry additional costs will also be payable.

If the above address is not your current address, or if you change your address, it is important that you advise us immediately. Failure to do so may result in your driver's licence or any vehicle licence you hold being suspended without your knowledge.

(6) .....

(7)

.....

Insert:

- (1) Name of alleged offender or "the owner"
- (2) Address of alleged offender
- (3) Time of alleged offence
- (4) Location of alleged offence
- (5) Place where modified penalty may be paid
- (6) Signature of authorised person
- (7) Name and title of authorised person giving notice

**THIRD SCHEDULE**  
**LOCAL GOVERNMENT ACT 1995**

**FORM 3**

**PARKING AND PARKING FACILITIES LOCAL LAW**  
**INFRINGEMENT NOTICE**

Serial No .....

Date ..... / ..... / .....

To: (1)

.....  
 .....

of: (2)

.....  
 .....

It is alleged that on ..... / ..... / ..... at (3)

at (4)

in respect of vehicle:

make: ..... ;

model: ..... ;

registration: ..... ;

you committed the following offence -

.....  
 .....  
 .....

contrary to clause ..... of the Parking and Parking Facilities Local Law.

The modified penalty for the offence is \$ .....

If you do not wish to have a complaint of the alleged offence heard and determined by a court, the amount of the modified penalty may be paid to an authorised person at (5) ..... within a period of 28 days after the giving of this notice.

Unless within 28 days after being served with this notice -

(a) you pay the modified penalty; or

(b) you:

- (i) inform the Chief Executive Officer or another authorised officer of the local government as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time the offence is alleged to have been committed; or
- (ii) satisfy the Chief Executive Officer that the above vehicle had been stolen or was being unlawfully used at the time the offence is alleged to have been committed, you will, in the absence of proof to the contrary, be deemed to have committed the above offence and court proceedings may be instituted against you.

If you take no action this infringement notice may be registered with the Fines Enforcement Registry after which your driver's licence or any vehicle licence held by you may be suspended. If the matter is registered with the Registry additional costs will also be payable.

If the above address is not your current address, or if you change your address, it is important that you advise us immediately. Failure to do so may result in your driver's licence or any vehicle licence you hold being suspended without your knowledge.

(6) .....

(7)

.....  
.....

Insert:

- (1) Name of owner or "the owner"
- (2) Address of owner (not required if owner not named)
- (3) Time of alleged offence
- (4) Location of alleged offence
- (5) Place where modified penalty may be paid
- (6) Signature of authorised person
- (7) Name and title of authorised person giving notice

**THIRD SCHEDULE**  
**LOCAL GOVERNMENT ACT 1995**

**FORM 4**

**PARKING AND PARKING FACILITIES LOCAL LAW**  
**WITHDRAWAL OF INFRINGEMENT NOTICE**

Serial No .....

Date ..... / ..... / .....

To: ..... (1)

of: ..... (2)

Infringement Notice No. .... dated ..... / ..... / .....  
in respect of vehicle:

make: ..... ;

model: ..... ;

registration: ..... ,

for the alleged offence of .....

has been withdrawn.

The modified penalty of \$ .....

- \* has been paid and a refund is enclosed.
- \* has not been paid and should not be paid.
- \* *delete as appropriate.*

(3) .....

(4)

Insert:

- (1) Name of alleged offender to whom infringement notice was given or "the owner".
- (2) Address of alleged offender.
- (3) Signature of authorised person
- (4) Name and title of authorised person giving notice



**FOURTH SCHEDULE**

**PARKING AND PARKING FACILITIES LOCAL LAW**

**DEEMED PARKING STATIONS**

Dated this                      day of                      200                      .

The Common Seal of the [insert name of local government] was affixed in the presence of:

\_\_\_\_\_ MAYOR/PRESIDENT

\_\_\_\_\_ CEO

**FIFTH SCHEDULE****ABBREVIATIONS AND SYMBOLS ON SIGNS**

<b>Abbreviation/Symbol</b>	<b>Meaning</b>
MON	Monday
TUE	Tuesday
WED	Wednesday
THU	Thursday
FRI	Friday
SAT	Saturday
SUN	Sunday
JAN	January
FEB	February
MAR	March
APR	April
JUN	June
JUL	July
AUG	August
SEP	September
OCT	October
NOV	November
DEC	December
AM	The time after midnight and ending at noon
PM	The time after noon and ending at midnight
HOLS	holidays
MAX	maximum
PUB	public
VEH	vehicle
t	tonnes
°	degree
m	metres

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**TS10-09/03    Petition No PT02-08/03 - Traffic Calming Treatments, Parin Road, Marangaroo**

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File Ref: R19/0033V01  
Responsible Officer: Director, Technical Services  
Disclosure of Interest: Nil  
Attachment(s): 1

**Recomendation****That Council:-**

1. NOTES the information regarding traffic volumes, speeds and reported crash numbers on Parin Road, Marangaroo.
2. DOES NOT UNDERTAKE any further traffic management works on Parin Road as a result of Petition No PT02-08/03.
3. FORWARDS the results arising from the May 2003 and August 2003 traffic surveys to the WA Police Service via the Wanneroo RoadWise Committee for information and continued follow up surveillance where deemed appropriate.
4. ADVISES the organiser of Petition No. PT02-08/03 of Council's decision.

LAPSED FOR WANT OF A MOVER

**ALTERNATIVE MOTION****Moved Cr Treby, Seconded Cr Pearson****That Council:-**

1. **NOTES the information regarding traffic volumes, speeds and reported crash numbers on Parin Road, Marangaroo.**
2. **APPROVES the treatment of Parin Road, Marangaroo with line marked central median with traffic islands to accommodate Main Roads WA and pedestrian crossing requirements, at an estimated cost of \$8,000 to be funded from project No 4261 – Marangaroo Traffic Management.**
3. **LISTS for consideration in the draft 2004/2005 Traffic Management Capital Works Program an amount of \$25,000 for Stage 2 traffic management works in Parin Road to incorporate further traffic islands, tree wells and landscaping.**
4. **FORWARDS the results arising from the May 2003 and August 2003 traffic surveys to the WA Police Service via the Wanneroo RoadWise Committee for information and continued follow up surveillance where deemed appropriate.**

**5. ADVISES the organiser of Petition No. PT02-08/03 of Council's decision.**

**CARRIED UNANIMOUSLY**

***Reason for Alternative Motion***

*The orientation, configuration and topography of Parin Road, between Giralt Road and Wanneroo Road is such that vehicles travelling in a westerly direction accelerate rapidly downhill at a rate inconsistent with the road conditions. The traffic distribution relationship between Parin Road and Giralt Shopping Centre. The level of road treatment recommended by this alternative motion is at a standard consistent with that currently existing on Giralt Road, and would provide an appropriate level of treatment uniformity between both of these major roads.*

*Cr Monks left the chambers at 7.42pm.*

**TS11-09/03 Speed Limit Review - Vincent Road, Sinagra**

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File Ref:	R29/0003V01
Responsible Officer:	Director, Technical Services
Disclosure of Interest:	Nil
Attachment(s):	1

**Moved Cr Stewart, Seconded Cr Pearson**

**That Council:-**

- 1. ENDORSES the speed limit restriction of 70km/h on Vincent Road, Sinagra from east of Benara Nurseries through to Garden Park Drive, Sinagra.**
- 2. ADVISES Main Roads Western Australia accordingly.**

**CARRIED UNANIMOUSLY**

## Waste Management

### TS12-09/03 Waste Management Services Policy

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File Ref: S34/0006/V01  
Responsible Officer: Director, Technical Services  
Disclosure of Interest: Nil  
Attachment(s): 1

**Moved Cr Stewart, Seconded Cr Pearson**

**That Council:-**

- 1. REPEAL the current policy known as “Waste Management” (Policy 7.1.1); and**
- 2. REPLACE the policy repealed in Recommendation 1 as follows:**

#### **7.1.1 Waste Management Services**

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<b><i>Policy Owner:</i></b>	<b>Technical Services</b>
<b><i>Distribution:</i></b>	<b>All employees</b>
<b><i>Implementation:</i></b>	<b>23 September 2003</b>
<b><i>Scheduled Review:</i></b>	<b>1 July 2005</b>

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#### **Objective**

**To provide a comprehensive waste management service to the City.**

#### **Statement**

**The City of Wanneroo is committed to ensuring that its waste management services support the Strategic Plan to**

- **Develop sustainable waste management options**
- **Provide community focused services**
- **Identify, support and respond to the needs of existing and new industries**
- **Provide value for money services**

#### **Range of Services**

**The City will provide a comprehensive range of solid waste management services to support its community. These currently include:**

- **Domestic rubbish collection**
- **Recycling collection**
- **Bulk rubbish collection**

- Litter and dead animal collection
- Commercial rubbish collection
- Wangara Materials Recovery Facility (MRF)
- Wangara Greens Recycling Facility

All of the above services other than the Commercial Rubbish Collection are funded by the annual refuse collection charge.

#### **Domestic Rubbish Collection**

The City will provide a weekly domestic rubbish collection service to every occupied domestic property within the City for the removal of domestic waste. The City will provide the rubbish receptacle. All domestic premises, including 'holiday homes', shall be subject to refuse collection charges, unless they have an alternative weekly rubbish collection service. The refuse collection charge is to be set as part of the annual budget each financial year.

#### **Recycling Collection**

The City will provide a fortnightly bag recycling collection service to all properties serviced by the domestic rubbish collection. Ratepayers may choose to use a recycling cart as an alternative to the recycling bag service at an additional cost, including an establishment fee and annual charge.

The City will promote waste reduction and recycling in the community including domestic composting of organic materials and market a small range of compost bins and worm farms at cost plus an appropriate administration charge.

#### **Bulk Refuse Collection**

The City will provide a bulk rubbish collection service to every occupied domestic property within the City for the removal of large household items and tree loppings but not for building materials and car bodies. A public notice in a local community newspaper will be used to authorize residents to place rubbish on the verge.

The collection in each area will be undertaken approximately every 10 months.

#### **Litter and Dead Animal Collection**

The City will provide litter receptacles in appropriate streets, parks and reserves and at buildings under the care, control and management of Council. These will be emptied on a regular basis dependent on usage.

Bins with 'dog poo' bags will only be installed at the approaches to approved dog beaches.

Domestic and wild animals that are killed on roads will be collected and removed from site.

A verge litter crew will assist with the regular removal of litter from verges with demonstrated litter problems.

Council will work with the Keep Australia Beautiful Council and other appropriate bodies to promote and encourage litter reduction. It will also support community litter collections by assisting in rubbish removal.

**Commercial Rubbish Collection**

The City will operate a commercial rubbish collection service with the intention of making a profit in accordance with the approved business plan. Council will consider the opportunity to charge lower fees for servicing businesses within the municipality as part of the annual budget process each financial year.

**Wangara Materials Recovery Facility (MRF)**

The City will operate its MRF at Wangara while this is cost effective. It will seek economies of scale by sharing use of the facility. The facility shall be operated in accordance with the approved business plan.

**Greens Recycling Facility**

To promote effective green waste recycling, the City shall issue four “clean green” vouchers to each property paying the domestic rubbish charge each year. The vouchers will be issued with the first rate notice each financial year. New properties coming onto the domestic rubbish service shall be issued with four “clean green” entry vouchers with their amended rate notice.

“Clean green” entry vouchers are valid for a 14 month period from 1 August until 30 September the following year.

Lost vouchers will not be replaced. Claims for non-receipt of “clean green” entry vouchers will only be recognized if made in writing. A record will be kept of replacement vouchers issued.

**Responsibility for Implementation**

Manager Waste Services

**CARRIED UNANIMOUSLY**

## Infrastructure

### **TS13-09/03 Public Guidance Signage In Road Reserves - Policy Review**

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File Ref: R/0010V01  
Responsible Officer: Director, Technical Services  
Disclosure of Interest: Nil  
Attachment(s): Nil

**Moved Cr Stewart, Seconded Cr Pearson**

**That Council ADOPT the amended Public Guidance Signage In Road Reserves policy as follows:**

#### **7.3.10 Public Guidance Signage In Road Reserves**

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***Policy Owner:*** Infrastructure Services  
***Distribution:*** City of Wanneroo Officers  
***Implementation:*** 01 May 2001 – W155-05/01  
***Scheduled Review:*** 01 July 2005  
***Replaces:*** Directional Advertising Signs TS-A-6

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#### **Objective**

To provide public guidance signage to assist the public in locating community and commercial services and facilities within the City of Wanneroo (the City).

#### **Statement**

Approval to place a public guidance sign within the road reserve requires a written application advising preferred wording with a supporting street plan identifying signage location(s). The City's approval needs to be obtained prior to assessment of supply and/or installation cost or whether a bond is applicable.

Public guidance signage that require the City's approval prior to installation include:

- Direction Signs (Urban and Rural Areas)
- Tourist Signs
- Temporary Community Advertising Signs
- Service Club Signs
- Land Estate Development Signs
- Industrial Estate Signs



## **1. General Requirements for Public Guidance Signage**

**The following general requirements apply for all public guidance signage located in the road reserve applications unless otherwise advised:**

- 1.1 The City will undertake routine general maintenance associated with approved permanent signage located within the road reserve but accepts no responsibility for damage and/or public liability claim arising as a result of vandalism, accident or wear and tear. Where signs are deemed by the City to require more than routine general maintenance, then they will be removed and returned to the applicant where known. If unknown, then these signs will be impounded at the City's Ashby Depot Compound.**
- 1.2 The City will not undertake routine general maintenance associated with approved temporary signage located within the road reserve and accepts no responsibility for damage and/or public liability claim arising as a result of vandalism, accident or wear and tear. Where signs are deemed by the City to be causing a nuisance or are considered to be a safety hazard then they will be removed and returned to the applicant where known. If unknown, then these signs will be impounded at the City's Ashby Depot Compound.**
- 1.3 The City's Ashby Depot Compound Stores Supervisor is empowered to collect an impounding fee on a per sign basis or call on the bond for the return of signs collected by its personnel, or appointed contractor(s), unless approved otherwise. Any signs held in the Ashby Depot Compound for longer than a 30 day period from the time it was collected will be disposed to the tip site.**
- 1.4 Public guidance signage to be located along Wanneroo Road requires Main Roads WA (MRWA) approval. Applications will be assessed by the City in the first instance and if approved they will be forwarded to MRWA for consideration. MRWA's decision is final.**

## **2. Specific Requirements for Public Guidance Signage**

**Specific requirements for the various public guidance signage options follows:**

### **2.1 Direction Signs (Urban Areas)**

**Subject to approval by the City's Administration, Direction Signs in the urban area will be provided in accordance with the following criteria:**

#### **2.1.1 Public guidance as to the location of:**

- (a) community services and facilities such as places of public assembly such as schools, shopping centres, homes for the aged, hospitals, sporting facilities, churches, libraries, City facilities, medical services and veterinary clinics; or,**
- (b) commercial services and facilities.**

- 2.1.2 Wording is to be “generic” in nature and is to avoid direct advertising of business names with the wording standardised, eg., shopping centre, medical centre, pharmacist, Chinese, Italian, etc. restaurant, Anglican, Catholic, Methodist, etc. church, turf farm, strawberries, petrol, tearooms, etc.,
- 2.1.3 Where commercial business is involved, evidence of planning approval in relation to the business activity being undertaken is to be provided in support of an application.
- 2.1.4 Up to two Direction Signs may be erected on a single pole identifying a street name. In this respect, the signs will be manufactured to the standard length so that in the long term it is possible to convert from the single pole to a stack sign situation.
- 2.1.5 Up to five Direction Signs may be located at any one location by utilising a two pole sign stack with the street name placed at the top of the stack.
- 2.1.6 Direction Sign wording will be white lettering on blue background. Generally signs placed on arterial roads shall have 200 mm deep finger plates placed at a minimum distance of 100 metres prior to the junction and local roads with 150 mm deep finger plates to be placed at the junction.
- 2.1.7 Direction Signs on local streets shall be limited to four such signs.
- 2.1.8 Direction Signs on arterial roads shall be limited to one signed route from any arterial road in either direction with such signing restricted to a maximum of two arterial roads.
- 2.1.9 No Direction Signs are to be erected adjacent to the community and commercial service and/or facility.

Approved Direction Signs in urban areas are supplied and installed by the City at the applicant’s cost.

## **2.2 Direction Signs (Rural Areas)**

Subject to approval by the City’s Administration, Direction Signs in the rural area will be provided in accordance with the requirements outlined for Direction Signs (Urban Areas) above, with arterial roads considered the important collector roads servicing the rural area.

Approval will be granted for Direction Signs indicating rural produce where the applicant holds a current stall-holder’s licence.

Approved Direction Signs in rural areas are supplied and installed by the City at the applicant’s cost.

### **2.3 Tourist Signs**

Approval to place Tourist signage within the road reserve will need to comply with the Western Australian Tourism Commission “Essential Criteria” in the first instance. Upon receipt of an application in compliance with the WA Tourism Commissions criteria and supported by the City’s endorsement the application is then forwarded to Main Roads WA for their consideration/approval. If approved the cost of the signage is to be borne by the applicant and installation undertaken by Main Roads WA.

### **2.4 Temporary Community Advertising Signs**

Subject to approval by the City’s Administration, a maximum of ten Temporary Community Advertising Signs per application of up to 0.5 square metres in area per sign will be permitted for non-profit organisations only for up to a maximum period of six weeks. A bond (refundable if conditions of approval are met) is payable prior to confirmation of approval to cover the cost of removal of the sign(s) by the City where necessary.

Following receipt of the City’s formal approval the applicant is responsible for the supply, installation, maintenance and subsequent removal of the approved Temporary Community Advertising Sign(s).

### **2.5 Service Club Signs**

Subject to approval by the City’s Administration, Service Club Signs are allowed to be erected in the road reserve adjacent to the facility where the Club meets. A plan depicting the size and style of the sign inclusive of foundation details needs to be provided in support of the application requirements.

The City’s approval will require the Club to arrange for supply and delivery of the sign to the City’s Ashby Depot Compound and on receipt the City will undertake installation at the Club’s cost.

### **2.6 Land Estate Development Signs**

Land Estate Developers are entitled to two Land Estate Development Signs per estate indicating the marketed name of the land release. Generally signs placed on arterial roads shall have 200 mm deep finger plates placed at a minimum distance of 100 metres prior to the junction and local roads with 150 mm deep finger plates to be placed at the junction. Sign colours will consist of a blue background with yellow lettering and be placed on poles identifying a street name or stacks as outlined for Direction Signs (Urban Areas) above.

The signs will be removed by the City on receipt of advice from the applicant that land sales have been completed or after two years following initial installation, whichever occurs first.

Approved Land Estate Development Signs are supplied and installed by the City at the applicant's cost.

## **2.7 Industrial Estate Signs**

Areas zoned as an Industrial Estate are signed as a general area (eg., Wangara Estate, Flynn Drive Industrial Area, etc.) with no further signing permitted. Signage is to conform to the requirements outlined for Direction Signs (Urban Areas) above.

Approved Industrial Estate Signs are supplied and installed by City at no charge to the business enterprises within the Industrial Estate benefiting from that sign.

All signage for new business enterprises within an Industrial Estate is controlled through the development approval process and the City's Signs Local Law 1999.

Subject to approval by the City's Administration, a temporary sign for a new tenant in a multi-unit premises within an Industrial Estate of up to 0.5 square metres in area may be located in the road reserve adjacent to their premises for up to a maximum of three months. A bond is payable prior to confirmation of approval to cover the cost of removal of the sign where necessary. Following receipt of the City's formal approval the applicant is responsible for the supply, installation, maintenance and removal of the approved temporary sign.

**Responsibility for Implementation**  
**Manager, Infrastructure Services**

**CARRIED UNANIMOUSLY**

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**TS14-09/03 Nature Strip Treatments - Protective Devices**

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File Ref: S09/0052V01  
Responsible Officer: Director, Technical Services  
Disclosure of Interest: Nil  
Attachment(s) 2

**Moved Cr Stewart, Seconded Cr Pearson**

**That Council:-**

- 1. REPEAL the current policy known as the “Verge Treatment – Protective Devices” (Policy No. 7.3.3), and**
- 2. REPLACE the policy repealed in Recommendation 1 as follows:**

**7.3.3 Nature Strip Treatments – Protective Devices**

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***Policy No.*** IM4  
***Policy Owner:*** Technical Services  
***Distribution:*** All employees  
***Implementation:*** 23 September 2003  
***Scheduled Review:*** 1 July 2005

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**Objective**

To establish policy guidelines to enable property owners to protect landscaping, water reticulation systems and to discourage parking on the nature strip (formerly known as the verge).

**Statement**

Property owners may make written application to the City’s Director Technical Services for the installation of semi mountable kerbing or bollards within the nature strip to protect landscaping, water reticulation systems and to discourage parking on the nature strip.

***Bollards***

The installation of bollards on the nature strip shall only be approved for commercial or industrial zoned properties at the property owners expense and to the satisfaction of the Director Technical Services in accordance City of Wanneroo Drawing No TS01-1. Implementation and subsequent maintenance of the approved works is the responsibility of the property owner and shall advise the City in writing when the works have been completed.

***Semi-mountable Kerbing***

Where damage to the nature strip adjacent to a *residential* property is occurring semi mountable kerbing may be installed at the full cost of the property owner. However, any action agreed to is subject to a site investigation being undertaken by City Administration personnel to determine the cause for vehicular over-runs, and if appropriate, the cost of agreed kerbing installation. Implementation of the approved works will be undertaken by the City on receipt of written agreement from the property owner to proceed with the work at the quoted cost.

**Responsibility for Implementation**

**Assessment/Approval - Manager, Infrastructure Services**

**Kerbing Construction - Manager, Operations**

**CARRIED UNANIMOUSLY**

**Other Matters****TS15-09/03    Petition   PT07/03   Shamrock Park Pedestrian/Security Lighting**

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File Ref:	PR32/0001VOL
Responsible Officer:	Director, Technical Services
Disclosure of Interest:	Nil
Attachment(s):	Nil

**Moved Cr McNarama, Seconded Cr Loftus**

**That Council:-**

- 1.    NOTES that it is proposed to apply an opaque paint to the diffusers of all lights in Shamrock Park, Two Rocks to reduce the overspill of light into the adjacent properties, at an estimated cost of \$500 to be funded from the Parks Operations Maintenance Budget.**
- 2.    ADVISES the petitioners of the proposed works.**

**CARRIED UNANIMOUSLY**

*Cr Monks returned to chambers at 7.46pm.*

## **Corporate Services**

### **IT Services**

#### **CS02-09/03    Tender 03312 - Supply and Delivery of Personal Computers**

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File Ref: 03312T  
Responsible Officer: Director, Corporate Services  
Disclosure of Interest: Nil  
Attachments: Nil

#### **Moved Cr Cvitan, Seconded Cr Blencowe**

**That Council ACCEPTS Tender 03312 from WJ Moncrieff PTY LTD for the Supply and Delivery of Personal Computers with 17" monitors, for a period up until 30 June 2004 at a cost of \$1,190.00 per unit.**

**CARRIED UNANIMOUSLY**

### **Finance**

#### **CS03-09/03    Monthly Financial Report for the Period Ended 31 July 2003**

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File Ref: S13/0001V01  
Responsible Officer: Director, Corporate Services  
Disclosure of Interest: Nil  
Attachments: 1

#### **Moved Cr Cvitan, Seconded Cr Blencowe**

**That Council NOTES the monthly financial report for the period ended 31 July 2003.**

**CARRIED UNANIMOUSLY**

### **CS04-09/03 Warrant of Payments for the Period to 31 August 2003**

File Ref: S13/0002V01  
 Responsible Officer: Director, Corporate Services  
 Disclosure of Interest: Nil  
 Attachments: Nil

**Moved Cr Cvitan, Seconded Cr Blencowe**

**That Council RECEIVES the list of cheques drawn for the month of August 2003, as summarised below:-.**

<b>Funds</b>	<b>Vouchers</b>	<b>Amount</b>
<b>City of Wanneroo - Director Corporate Services Advance Account Cheque Numbers EFT Document Numbers</b>	<b>38122-38866 50000917-50000957</b>	<b>\$4,477,893.83</b>
<b>City of Wanneroo – Municipal Account</b>	<b>31/07/03; 08/08/03; 22/08/03; 01/09/03</b>	<b>\$7,667,090.99</b>
<b>City of Wanneroo – Town Planning Scheme Accounts</b>	<b>Cell 3 and 5</b>	<b>\$138,006.94</b>

**CARRIED UNANIMOUSLY**

### **CS05-09/03 Request for Rating Exemption - Italian Aged Care**

File Ref: P/0022V01  
 Responsible Officer: Director, Corporate Services  
 Disclosure of Interest: Nil  
 Attachment(s): 1

**Moved Cr Blencowe, Seconded Cr Loftus**

**That Council:-**

1. DETERMINES that the independent living villas of Italian Aged Care situated at 33 Kent Road, Marangaroo are rateable pursuant to Section 6.26 of the Local Government Act 1995.
2. NOTES that the administration will request a valuation of the independent living villas from the Office of the Valuer General and to rate the villas accordingly, with effect 1 July 2003.



**AMENDMENT****Moved Cr Treby, Seconded Cr Newton**

*Recommendation 2 to be amended by deleting “with effect 1 July 2003” and inserting “with effect 1 October 2003”.*

**That Council:-**

1. **DETERMINES** that the independent living villas of Italian Aged Care situated at 33 Kent Road, Marangaroo are rateable pursuant to Section 6.26 of the Local Government Act 1995.
2. **NOTES** that the administration will request a valuation of the independent living villas from the Office of the Valuer General and to rate the villas accordingly, ~~with effect 1 July 2003~~ *with effect 1 October 2003*.

**CARRIED UNANIMOUSLY**

**That the amendment became the substantive motion.**

**CARRIED UNANIMOUSLY****Corporate Resources**
**CS06-09/03 Payment to Employees in Addition to Contract or Award  
(Retirement Gratuity) Policy**


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File Ref: S24/0088V01  
 Responsible Officer: Director, Corporate Services  
 Disclosure of Interest: Nil  
 Attachment(s): 1

Moved Cr Pearson, Seconded Cr Goodenough

**That Council:-**

1. **ADOPTS** the following amended Policy 3.1.4 :-

3.1.4 Payment to Employees in Addition to Contract or Award (*Retirement Gratuity*)

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*Policy Owner:* HR4  
*Policy Owner:* Human Resources Services  
*Distribution:* All employees  
*Implementation:* 1 July 1999 (then referred to as - 3.1.4 Redundancy and Severance Pay)  
*Last Review:* 23 September 2003  
*Scheduled Review:* 1 July 2006

---

### Objective

To provide guidelines for circumstances where Council may consider paying a member of staff over the agreed level, according to the relevant Award, Contract of Employment, Enterprise Bargaining Agreement or other document current at the time of retirement. Section 5.50 of the Local Government Act 1995 refers.

### Statement

A retiring employee of the City is entitled to a retirement gratuity in recognition of extensive and satisfactory service upon retirement after the employee has been in the employment of the City (or its predecessors) for a continuous period of ten (10) years or more, provided that each of the employee's three most recent annual Performance and Development Reviews has noted satisfactory (or better than satisfactory) performance.

The retirement gratuity will consist of: -

1. a morning or afternoon tea function at a cost to the City of no more than \$150. Catering for such functions may include finger foods and drinks (modest quantity of alcohol including mid or low strength beers is permitted);
2. a gift to the value of \$30 per completed year of service.  
Note: - an equivalent cash payment in lieu of a gift is not permitted

### Responsibility for Implementation

All staff with direct responsibility for employees in consultation with the Manager Corporate Resources.

(Note: Continuous employment includes periods of leave without pay, long service leave, study leave, sick leave, maternity leave, paternity leave, compassionate leave and any other types of leave where the employee remains an employee of the City even though he/she may not be paid for a period. It includes part-time and full-time employees and those who may have, from time to time, been both full-time and part-time employees.)

2. AUTHORISES the giving of local public notice of the amended policy as adopted in 1 above, pursuant to Section 5.50 of the Local Government Act 1995.

## AMENDMENT

### Moved Cr Newton, Seconded Cr Cvitan

*Amend recommendation 1 in regard to the retirement gratuity by deleting "\$30 per completed year of service" and inserting the words "\$50 per completed year of service to a maximum of \$1,000 effective from 1 July 2003".*

**That Council:-****1. ADOPTS the following amended Policy 3.1.4 :-****3.1.4 Payment to Employees in Addition to Contract or Award (*Retirement Gratuity*)**


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<b>Policy Owner:</b>	<b>HR4</b>
<b>Policy Owner:</b>	<b>Human Resources Services</b>
<b>Distribution:</b>	<b>All employees</b>
<b>Implementation:</b>	<b>1 July 1999 (then referred to as - 3.1.4 Redundancy and Severance Pay)</b>
<b>Last Review:</b>	<b>23 September 2003</b>
<b>Scheduled Review:</b>	<b>1 July 2006</b>

---

**Objective**

To provide guidelines for circumstances where Council may consider paying a member of staff over the agreed level, according to the relevant Award, Contract of Employment, Enterprise Bargaining Agreement or other document current at the time of retirement. Section 5.50 of the Local Government Act 1995 refers.

**Statement**

A retiring employee of the City is entitled to a retirement gratuity in recognition of extensive and satisfactory service upon retirement after the employee has been in the employment of the City (or its predecessors) for a continuous period of ten (10) years or more, provided that each of the employee's three most recent annual Performance and Development Reviews has noted satisfactory (or better than satisfactory) performance.

The retirement gratuity will consist of: -

1. a morning or afternoon tea function at a cost to the City of no more than **\$150**. Catering for such functions may include finger foods and drinks (modest quantity of alcohol including mid or low strength beers is permitted);
2. a gift to the value of ~~\$30 per completed year of service~~ **\$50 per completed year of service to a maximum of \$1,000 effective from 1 July 2003.**  
Note: - an equivalent cash payment in lieu of a gift is not permitted

**Responsibility for Implementation**

All staff with direct responsibility for employees in consultation with the Manager Corporate Resources.

(Note: Continuous employment includes periods of leave without pay, long service leave, study leave, sick leave, maternity leave, paternity leave, compassionate leave and any other types of leave where the employee remains an employee of the City

even though he/she may not be paid for a period. It includes part-time and full-time employees and those who may have, from time to time, been both full-time and part-time employees.)

2. **AUTHORISES** the giving of local public notice of the amended policy as adopted in 1 above, pursuant to Section 5.50 of the Local Government Act 1995.

**CARRIED UNANIMOUSLY**

**That the amendment became the substantive motion.**

**CARRIED UNANIMOUSLY**

## **Community Development**

### **Leisure & Library Services**

#### **CD03-09/03 Active Reserve Floodlighting Review**

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File Ref:	PR/0001V01
Responsible Officer:	Director, Community Development
Disclosure of Interest:	Nil
Attachment(s):	Nil

**Moved Cr Steffens, Seconded Cr Pearson**

**That Council:-**

1. **RECEIVES** the report relating to the outcome of a Review of Floodlighting on Reserves conducted by Lincolne Scott Australia Pty Ltd
2. **NOTES** that upgrading programmes will be submitted for Operating and Capital Works funding consideration on an annual basis.

**CARRIED UNANIMOUSLY**

## **CD04-09/03 Development of Public Open Space Butler**

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File Ref: SP/0035V01  
 Responsible Officer: Director Community Development  
 Disclosure of Interest: Nil  
 Attachments: 3

**Moved Cr Stewart, Seconded Cr Steffens**

**THAT Council:-**

- 1. ADOPTS in principle the general concept presented in Option 1 of the proposals submitted by the Satterley Property Group setting out potential development of the land referred to as the Butler Open Space.**
- 2. ADVISES the Satterley Property Group that the preparation of development plans will need to be progressed through the Butler Open Space Reference Group with the design taking into account the issues raised in this report.**
- 3. ESTABLISHES a Butler Open Space Reference Group with the following Terms of Reference :**

<b>Name:</b>	<b>Butler Public Open Space, Masterplan Reference Group</b>
<b>Aim:</b>	<b>To oversee the development of the Butler Open Space Masterplan. The Butler Open Space is that area of land generally bounded by Connolly Drive, Kingsbridge Boulevard, Camborne Parkway and Tollesbury Avenue.</b>
<b>Areas of responsibility:</b>	<b>To consider issues associated with Butler Public Open Space including the development of a community centre. To provide input and oversee the community consultation process associated with the project To provide comment and advise on research conducted on specific community uses to be included in the Butler Public Open Space To provide recommendations to Council on any development resulting from the Butler Open Space Masterplan</b>
<b>Membership:</b>	<b> <ul style="list-style-type: none"> <li>• Mayor of the City of Wanneroo</li> <li>• Hester Ward Councillors</li> <li>• Director Technical Services or nominated representative</li> </ul> </b>

	<ul style="list-style-type: none"> <li>• <b>Director Community Development or nominated representative</b></li> <li>• <b>Three representatives of the public or of potential user groups to be officially sought through a public nomination process.</b></li> <li>• <b>Representative of the Satterley Property Group</b></li> </ul>
<b>Deputations:</b>	<ul style="list-style-type: none"> <li>• <b>The reference group may invite any persons or organisations to attend any meetings to discuss issues of interest.</b></li> </ul>
<b>Operating Procedure:</b>	<ul style="list-style-type: none"> <li>• <b>Meetings to be arranged (with at least two weeks prior notification) by an officer from the Community Development Directorate.</b></li> <li>• <b>Meetings to be chaired by a person elected by the Reference Group at the first official meeting of the group as per clause 5.12(1) of the Local Government Act.</b></li> <li>• <b>A quorum will be a simple majority</b></li> <li>• <b>A date for the first meeting of the Reference Group to be set within four weeks of endorsement of the reference group and associated Terms of Reference.</b></li> <li>• <b>Any recommendations of the Reference Group requiring a Council decision will be presented for consideration in an official report to Council.</b></li> <li>• <b>The Reference Group to conclude when a formal proposal or report on the findings of the group is presented to Council.</b></li> </ul>
<b>Minutes:</b>	<p><b>Minutes are to be taken at each meeting and are to be forwarded to all members and elected representatives within seven days of the meeting date.</b></p> <p><b>Minutes will also be made available to members of the public on request</b></p>
<b>Delegated Authority:</b>	<b>Nil</b>

**4. APPOINTS, by ABSOLUTE MAJORITY, the following membership to the Butler Public Open Space Masterplan Reference Group:**

- **Mayor of the City of Wanneroo**
- **Hester Ward Councillors**
- **Director Technical Services or nominated representative**
- **Director Community Development or nominated representative**
- **A representative of the Satterley Property Group**

5. **NOTES that three user group representatives will be APPOINTED by Council once nominations have closed.**
6. **NOTES the funding for the development of the Butler Open Space will be sourced as follows:**

<b>Joint use active open space and vehicle parking area</b>	<b>City of Wanneroo and EDWA</b>
<b>Construction of community facility, associated tennis courts, tennis hit up wall, three on three basketball and associated vehicle parking and the construction of Mobile Library Stop</b>	<b>The Developers “Community Chest”</b>
<b>Development and landscaping of drainage swales and sumps</b>	<b>The Developer</b>
<b>Landscaping to implement the “Village Green” concept for the balance of the Public Open Space</b>	<b>Collaborative Planning Agreement.</b>

**CARRIED UNANIMOUSLY &  
BY ABSOLUTE MAJORITY**

## **Ranger & Safety Services**

### **CD05-09/03 Proposed Safer Citizens Urban Design Projects**

File Ref: S02/0029V01  
 Responsible Officer: Director, Community Development  
 Disclosure of Interest: Nil  
 Attachment(s): Nil

Moved Cr Stewart, Seconded Cr Loftus

That Council:-

1. **APPROVES the Schedule of Safer Citizens Proposed Urban Design Projects as listed below:**

Location	Project No	Ward	Proposed Work	Cost
Oldham Park, Yanchep	4550	North	Relocation of playground to a more prominent position adjacent to the car park. Installation of floodlight to illuminate the playground area. Installation of floodlight and pole to the South West wall of the building to illuminate the adjacent pathway.	4,000

Fisherman's Hollow, Yanchep	4551	North	Remove shrubbery between the car park and toilet block to increase natural surveillance. Install kopper log "post and rail" barrier between car park and toilet block. Installation of floodlight at the Western end of the reserve to illuminate picnic areas. Installation of additional security lighting to the North, South and West walls of the toilet block. Install 1x Western Power "Power Watch" light to existing pole to illuminate the unlit car park.	5,500
Dunmore Park, Merriwa	4552	Hester	Install Western Power "Power Watch" light on existing street light to illuminate the playground area.	500
Addison Park, Merriwa	N/A	Hester	Thinning out of shrubbery between the park and Addison Gardens to increase natural surveillance.	No cost involved
Bert Tonga Park, Wanneroo	4553	Wanneroo	Installation of pedestrian lighting to pathway between Civic Drive and Yagan Place to compliment existing lighting.	25,000
Civic Park, Wanneroo	4554	Wanneroo	Installation of 2x floodlight on the South wall of the Library to illuminate the entrance and pathway. Install Western Power "Power Watch" light to the existing pole on Sinagra Street to deter anti social activity on the reserve.	1,500

Location	Project No	Ward	Proposed Work	Cost
Wonambi Way, Wanneroo	4555	Wanneroo	Install Western Power "Power Watch" light on existing pole to illuminate the Public Access Way (PAW) between number 75 Wonambi Way and Scenic Drive.	500
Shevlock Park, Girrawheen	4556	South	Installation of 2x floodlight and pole attached to the toilet block to illuminate the unlit car park.	1,200
Casserley Reserve, Girrawheen	4557	South	Installation of Western Power "Power Watch" light on existing pole adjacent to units at number 26 Salcott Road. Installation of Western Power "Power Watch" light on existing pole in Casserley Avenue to illuminate the pathway between Casserley and Salcott Road. Installation of Western Power "Power Watch" light and pole to area adjacent to Beach Road to illuminate the pathway between Beach, Casserley and Salcott Road.	4,500



Paloma Park, Marangaroo	4558	South	Installation of floodlight and pole on the toilet block to illuminate the South end of the car park (entered from Rawlinson Drive) and the playground. Installation of 2x floodlight on existing light pole to improve the illumination of the car park (entered from Paloma Loop).	2,000
Alexander Hts Park, Alexander Hts	4559	South	Installation of 2x floodlight and pole attached to toilet block to illuminate the area between the car park and toilet block.	1,200
Lake Gngangara Park, Gngangara	4560	Central	Installation of car park lighting. Installation of floodlight to illuminate the playground area.	24,100

2. APPROVES the expenditure of \$70,000 as follows:

Project Numbers	Description	Cost Code	Amount
4550 - 4560	Urban Design Projects	51-80-82-827-5151-0001	\$70,000

## AMENDMENT

### Moved Cr McNamara, Seconded Cr Blencowe

*In recommendation 1 where it refers to the proposed work for Fisherman's Hollow, Yanchep to delete the words "kopper log".*

### That Council:-

1. APPROVES the Schedule of Safer Citizens Proposed Urban Design Projects as listed below:

Location	Project No	Ward	Proposed Work	Cost
Oldham Park, Yanchep	4550	North	Relocation of playground to a more prominent position adjacent to the car park. Installation of floodlight to illuminate the playground area. Installation of floodlight and pole to the South West wall of the building to illuminate the adjacent pathway.	4,000
Fisherman's Hollow, Yanchep	4551	North	Remove shrubbery between the car park and toilet block to increase natural surveillance. Install <del>kopper log</del> "post and rail" barrier between car park and toilet block.	5,500

			<p>Installation of floodlight at the Western end of the reserve to illuminate picnic areas.</p> <p>Installation of additional security lighting to the North, South and West walls of the toilet block.</p> <p>Install 1x Western Power “Power Watch” light to existing pole to illuminate the unlit car park.</p>	
Dunmore Park, Merriwa	4552	Hester	Install Western Power “Power Watch” light on existing street light to illuminate the playground area.	500
Addison Park, Merriwa	N/A	Hester	Thinning out of shrubbery between the park and Addison Gardens to increase natural surveillance.	No cost involved
Bert Tonga Park, Wanneroo	4553	Wanneroo	Installation of pedestrian lighting to pathway between Civic Drive and Yagan Place to compliment existing lighting.	25,000
Civic Park, Wanneroo	4554	Wanneroo	<p>Installation of 2x floodlight on the South wall of the Library to illuminate the entrance and pathway.</p> <p>Install Western Power “Power Watch” light to the existing pole on Sinagra Street to deter anti social activity on the reserve.</p>	1,500

Location	Project No	Ward	Proposed Work	Cost
Wonambi Way, Wanneroo	4555	Wanneroo	Install Western Power “Power Watch” light on existing pole to illuminate the Public Access Way (PAW) between number 75 Wonambi Way and Scenic Drive.	500
Shevlock Park, Girrawheen	4556	South	Installation of 2x floodlight and pole attached to the toilet block to illuminate the unlit car park.	1,200
Casserley Reserve, Girrawheen	4557	South	<p>Installation of Western Power “Power Watch” light on existing pole adjacent to units at number 26 Salcott Road.</p> <p>Installation of Western Power “Power Watch” light on existing pole in Casserley Avenue to illuminate the pathway between Casserley and Salcott Road.</p> <p>Installation of Western Power “Power Watch” light and pole to area adjacent to Beach Road to illuminate the pathway between Beach, Casserley and Salcott Road.</p>	4,500
Paloma Park, Marangaroo	4558	South	Installation of floodlight and pole on the toilet block to illuminate the South end of	2,000

			the car park (entered from Rawlinson Drive) and the playground. Installation of 2x floodlight on existing light pole to improve the illumination of the car park (entered from Paloma Loop).	
Alexander Hts Park, Alexander Hts	4559	South	Installation of 2x floodlight and pole attached to toilet block to illuminate the area between the car park and toilet block.	1,200
Lake Gngangara Park, Gngangara	4560	Central	Installation of car park lighting. Installation of floodlight to illuminate the playground area.	24,100

**2. APPROVES the expenditure of \$70,000 as follows:**

Project Numbers	Description	Cost Code	Amount
4550 - 4560	Urban Design Projects	51-80-82-827-5151-0001	\$70,000

**CARRIED UNANIMOUSLY**

The amendment became the substantive motion.

**CARRIED UNANIMOUSLY**

**CD06-09/03 Annual Appointments of Bush Fire Control Officers for the 2003/2004 Bush Fire Season**

File Ref: S22/0012  
 Responsible Officer: Director, Community Development  
 Disclosure of Interest: Nil  
 Attachment(s): Nil

**Moved Cr Blencowe, Seconded Cr Newton**

**That Council APPOINTS the following officers to the designated positions for the 2003/2004 Bush Fire Season:**

**Chief Bush Fire Control Officer**

Mike Teraci (Ranger and Safety Services/FESA)

**Deputy Chief Bush Fire Control Officers**

Greg Kent (Ranger and Safety Services)  
 Terry Olden (Ranger and Safety Services)  
 Jeff Smith (Volunteer Fire Brigade)

**Bush Fire Control Officers**

Anthony McTaggart	(Ranger and Safety Services)
Callum Arnold	(Ranger and Safety Services)
Gordon Boettcher	(Ranger and Safety Services)
Clint Walker	(Ranger and Safety Services)
Wes Miller	(Ranger and Safety Services)
Alex Morrison	(Ranger and Safety Services)
Fleur Niemann	(Ranger and Safety Services)
Roy Bone	(Ranger and Safety Services)
Mark White	(Ranger and Safety Services)
Mark Fletcher	(Ranger and Safety Services)
Roger Mansfield	(Ranger and Safety Services)
Mick O'Regan	(Ranger and Safety Services)
Steve Winters	(Ranger and Safety Services)
Sean Pender	(Ranger and Safety Services)
Ian Hammond	(Volunteer Fire Brigade)
Colin Griffiths	(Volunteer Fire Brigade)
George Reid	(Volunteer Fire Brigade)
Darragh Wills	(Volunteer Fire Brigade)

**Permit Issuing Officers**

Resmie Greer	(Ranger and Safety Services)
Paddy McDonald	(Yanchep Volunteer Fire Brigade)
Etienne Bartley	(Yanchep Volunteer Fire Brigade)

**CARRIED UNANIMOUSLY**

**Chief Executive Office****Strategic & Executive Services****CE03-09/03 Repeal of Various City of Wanneroo Policies**

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File Ref:	12345
Responsible Officer:	Chief Executive Officer
Disclosure of Interest:	Nil
Attachment(s):	Nil

Moved Cr Treby, Seconded Cr Blencowe

That Council:-

- a) REPEAL the policies listed below:-

Office of the Chief Executive Officer

#### *3.1.7 Policy Development*

This policy will be revoked and replaced with an introductory paragraph at the beginning of the Policy Manual detailing procedures for policy development.

#### *3.2.2 Environmental Sustainability*

This policy will be replaced with the new Smart Growth Strategy.

Planning & Development Directorate

#### *4.1.2 Consulting Rooms*

The need for this Policy no longer exists as sufficient controls for Consulting Rooms now exist under DPS2.

#### *4.1.7 Advertising of Planning Proposals*

The process for advertising planning proposals is clearly established in Clause 6.7 of DPS2. The need for this Policy therefore no longer exists.

#### *4.2.1 Amusement Machines*

‘Amusement Parlours’ was a use not listed within the Zoning Table of the City’s former Town Planning Scheme No. 1. In the absence of provisions to control the location of amusement machines/centres within the City this Policy was adopted. With the gazettal of DPS2 the need for this Policy no longer exists as ‘Amusement Facility/Parlour’ has been identified within the Zoning Table.

#### *4.2.2 Beauty Salons/Hairdressers*

‘Beauty Salons’ and ‘Hairdressers’ were use classes not listed within the Zoning Table of TPS1. In the absence of provisions to control the location of Beauty Salons and Hairdressers within the City this Policy was adopted. With the gazettal of DPS2 the need for this Policy no longer exists as the use classes of ‘Beauty Parlour’ and ‘Hairdresser’ are identified within the Zoning Table.

#### *4.3.1 Bicycle Parking Facilities*

Provisions addressing bicycle parking facilities have been incorporated into Clause 4.16 of DPS2. The need for this Policy is no longer required.

#### *4.3.4 Industrial Development, Petrol Filling Stations and Service Stations in Priority 1 and 2 Groundwater Source Areas*

This Policy conflicts with the provisions of DPS2 and therefore should be rescinded. In addition, the referral process to State Government Agencies, such as the Environmental Protection Authority and the Water and Rivers Commission will provide sufficient guidance to determine development proposals within Priority 1 and 2 groundwater source areas.

#### *4.3.5 Motorised Sporting Activities*

This Policy seeks to group all motorised sporting activities within the Pinjar Recreation Reserve. There is no reason why the City could not consider locating motorised sporting activities elsewhere in the City, should an applicant provide sufficient justification and evidence is provided in relation to the containment of noise and other associated impacts to the site. Each application should be considered on its individual merits and as such the policy should be rescinded.

#### *4.3.6 Sandblasting*

There are adequate controls under the Environmental Protection Act to control open dry sandblasting. This Policy is therefore not required.

#### *4.3.7 Service Station Setbacks*

DPS2 has provisions contained within Clause 4.7 to control the setback of Service Stations. This Policy is no longer required.

#### *4.3.8 Two Dwellings on Rural Lots*

This Policy is contrary to the corresponding provisions of DPS2 and should be revoked.

### Community Development Directorate

#### *6.4.1 Burning of Garden Refuse & Cleared Vegetation:-*

This policy is now enshrined in the Bush Fires Act 1956. The Policy is no longer required and will be deleted as per the briefing note circulated to elected members in June. Agreed at the Policy and Local Laws Committee meeting on 29 July 2003 that this Policy be rescinded as the conditions contained in this policy are now incorporated in amendments to the Bush Fires Act 1954, part 3 Section 24 and advertised in Government Gazette, WA on 15 October 2002 and the Environmental Protection Act 1986, Part 7a Sections 16a and 16b and advertised in the Government Gazette, WA on 19 December 2000.

#### *7.2.2 Playground Equipment*

This policy relates to playground equipment being supplied in accordance with the appropriate Australian Standard. This is management practice and the need for a policy is not required.

### Technical Services Directorate

#### *7.3.8 Removal of Graffiti and Repair of Vandalism:-*

This issue is addressed in the Private Property Local Law and a policy is therefore not required.

- b) AMEND the review dates for the policies listed below:-

Office of the Chief Executive Officer

- 2.1 Elected Member Allowances and Expenses - July 04
- 2.2 Award of the Title “Honorary Freeman of the City of Wanneroo” - July 2006
- 2.3 Training, Travel and Accommodation – Elected Members - July 2006
- 2.5 Legal Representation and Costs Indemnification - July 2006
- 2.6 Recording and Access to Tape Recordings of Council Meetings Policy - July 2006
- 2.7 Councillors Use of Corporate Logo - July 2006
- 2.8 Bereavement Recognition Policy - July 2006
- 3.2.1 Community Consultation and Engagement Policy - July 2006
- 3.2.5 Use of New Civic Centre – Function Rooms and Public Area:  
Minor change – remove the word ‘new’, from ‘New Civic Centre’. Review date to be changed to July 2006      December 2003
- 3.2.6 Recognition of Outstanding Local Community Contributions - July 2006
- 3.2.7 Internet Links Policy - July 2006.

Community Development Directorate

- 6.3.2 Sunsmart:- Review date to change to July 2005

## AMENDMENT

### Moved Cr Newton, Seconded Cr Monks

*By inserting a recommendation (c).*

### That Council:-

- a) REPEAL the policies listed below:-

Office of the Chief Executive Officer

#### *3.1.7 Policy Development*

**This policy will be revoked and replaced with an introductory paragraph at the beginning of the Policy Manual detailing procedures for policy development.**

#### *3.2.2 Environmental Sustainability*

**This policy will be replaced with the new Smart Growth Strategy.**

Planning & Development Directorate

#### *4.1.2 Consulting Rooms*

**The need for this Policy no longer exists as sufficient controls for Consulting Rooms now exist under DPS2.**

#### ***4.1.7 Advertising of Planning Proposals***

The process for advertising planning proposals is clearly established in Clause 6.7 of DPS2. The need for this Policy therefore no longer exists.

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‘Amusement Parlours’ was a use not listed within the Zoning Table of the City’s former Town Planning Scheme No. 1. In the absence of provisions to control the location of amusement machines/centres within the City this Policy was adopted. With the gazettal of DPS2 the need for this Policy no longer exists as ‘Amusement Facility/Parlour’ has been identified within the Zoning Table.

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Provisions addressing bicycle parking facilities have been incorporated into Clause 4.16 of DPS2. The need for this Policy is no longer required.

#### ***4.3.4 Industrial Development, Petrol Filling Stations and Service Stations in Priority 1 and 2 Groundwater Source Areas***

This Policy conflicts with the provisions of DPS2 and therefore should be rescinded. In addition, the referral process to State Government Agencies, such as the Environmental Protection Authority and the Water and Rivers Commission will provide sufficient guidance to determine development proposals within Priority 1 and 2 groundwater source areas.

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#### ***4.3.6 Sandblasting***

There are adequate controls under the Environmental Protection Act to control open dry sandblasting. This Policy is therefore not required.



#### **4.3.7 *Service Station Setbacks***

DPS2 has provisions contained within Clause 4.7 to control the setback of Service Stations. This Policy is no longer required.

#### **4.3.8 *Two Dwellings on Rural Lots***

This Policy is contrary to the corresponding provisions of DPS2 and should be revoked.

### **Community Development Directorate**

#### **6.4.1 *Burning of Garden Refuse & Cleared Vegetation:-***

This policy is now enshrined in the Bush Fires Act 1956. The Policy is no longer required and will be deleted as per the briefing note circulated to elected members in June. Agreed at the Policy and Local Laws Committee meeting on 29 July 2003 that this Policy be rescinded as the conditions contained in this policy are now incorporated in amendments to the Bush Fires Act 1954, part 3 Section 24 and advertised in Government Gazette, WA on 15 October 2002 and the Environmental Protection Act 1986, Part 7a Sections 16a and 16b and advertised in the Government Gazette, WA on 19 December 2000.

#### **7.2.2 *Playground Equipment***

This policy relates to playground equipment being supplied in accordance with the appropriate Australian Standard. This is management practice and the need for a policy is not required.

### **Technical Services Directorate**

#### **7.3.8 *Removal of Graffiti and Repair of Vandalism:-***

This issue is addressed in the Private Property Local Law and a policy is therefore not required.

- b) **AMEND the review dates for the policies listed below:-**

### **Office of the Chief Executive Officer**

- 2.1 Elected Member Allowances and Expenses - July 04
- 2.2 Award of the Title "Honorary Freeman of the City of Wanneroo" - July 2006
- 2.3 Training, Travel and Accommodation – Elected Members - July 2006
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- 2.7 Councillors Use of Corporate Logo - July 2006
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- 3.2.1 Community Consultation and Engagement Policy - July 2006
- 3.2.5 Use of New Civic Centre – Function Rooms and Public Area:  
Minor change – remove the word 'new', from 'New Civic Centre'. Review date to be changed to July 2006 December 2003
- 3.2.6 Recognition of Outstanding Local Community Contributions - July 2006
- 3.2.7 Internet Links Policy - July 2006.

## Community Development Directorate

### 6.3.2 Sunsmart:- Review date to change to July 2005

- c) *REQUEST Administration to prepare a report to the Policy and Local Law Committee on amending the City of Wanneroo Health Local Law to require that a person shall not set fire to, or cause to be set fire, any rubbish or refuse either in any incinerator or on the ground without the approval of the Chief Executive Officer within the residential area of the City of Wanneroo.*

**CARRIED UNANIMOUSLY**

The amendment became the substantive motion.

**CARRIED UNANIMOUSLY**

## **CE04-09/03 September 2003 - Donations, Sponsorships and Waivers of Fees and Charges Approved Under Delegated Authority**

File Ref: S07/0057V01  
 Responsible Officer: Chief Executive Officer  
 Disclosure of Interest: Nil  
 Attachment(s): Nil

**Moved Cr Roberts, Seconded Cr Goodenough**

**That Council NOTES the delegated determination of requests received by the City in September 2003 for donations, sponsorships and the waiver of fees and charges, which are as follows:**

Individual	Event/Activity	Action
1. Mitchell Farr	Donation to support Mitchell's participation in the Australian Under 17's Lacrosse Championship held in Melbourne, 6 – 12 July 2003	<b>APPROVE \$50.00</b>
2. Josh Pinker	Donation to support Josh's participation in the Men's Artistic Gymnastics National Club Championships to be held in New South Wales, 28 September – 3 October 2003.	<b>APPROVE \$50.00</b>

<b>3. Martyn Ashworth</b>	<b>Donation to support Martyn's participation in the National Identification Championships for soccer to be held in Sydney 26 September – 4 October 2003</b>	<b>APPROVE \$50.00</b>
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<b>Organisation</b>	<b>Event/Activity</b>	<b>Action</b>
<b>4. Wanneroo Senior High School</b>	<b>Waiver of fees associated with the use of the Banksia Room in the City of Wanneroo Civic Centre on Saturday 27<sup>th</sup> September for a fundraising event.</b>	<b>APPROVE a donation of \$400.00 to the Wanneroo Senior High School, being a waiver of fees for the use of the Banksia Room in the City of Wanneroo Civic Centre for a fundraising event for Wanneroo Youthcare being held on Saturday 27 September 2003.</b>
<b>5. Wanneroo Agricultural Society Inc</b>	<b>Donation of the provision of a portable disabled toilet for the Wanneroo Show on 28 – 29 November 2003.</b>	<b>APPROVE a donation of up to \$500.00 for the hire of a portable disabled toilet for the Wanneroo Show on the 28 – 29 November 2003.</b>

**CARRIED UNANIMOUSLY**

## **Item 9 Motions on Notice**

Nil

## **Item 10 Urgent Business**

Nil

## **Item 11 Confidential**

Nil

## Item 12 Date of Next Meeting

The next **Ordinary Councillors Briefing Session** has been scheduled for **6.00pm on Tuesday, 07 October 2003**, to be held at the Civic Centre, Dundobar Road, Wanneroo.

## Item 13 Closure

*There being no further business, Mayor Kelly closed the meeting at 7.57pm.*

## In Attendance

JON KELLY, JP

**Mayor**

### Councillors:

MARK PEARSON	Alexander Ward
BRETT TREBY	Alexander Ward
SAM SALPIETRO (Deputy Mayor), JP	Central Ward
FRANK CVITAN, JP	Central Ward
TRACEY ROBERTS	Coastal Ward
IAN GOODENOUGH, JP	Coastal Ward
RUDI STEFFENS CD	Hester Ward
JOHN STEWART	Hester Ward
TERRY LOFTUS	North Ward
LOUISE MCNAMARA	North Ward
ALAN BLENCOWE	South Ward
GLYNIS MONKS	Wanneroo Ward
DOT NEWTON	Wanneroo Ward



City of  
Wanneroo

## Council Chamber Seating Diagram

