



CITY OF BAYSWATER

**ORDINARY MEETING
OF COUNCIL**

APPENDICES

23 JUNE 2009



Cr Michael Sabatino

CR MICHAEL SABATINO, CENTRAL WARD
CITY OF BAYSWATER

29 June 2009

Ordinary Council Meeting
23 June 2009
Appendix 1:

Mr Alan Radford
30 Holden Drive
NORANDA WA 6062

Dear Mr Radford

**PUBLIC QUESTION TIME
ORDINARY MEETING OF COUNCIL – 23 JUNE 2009**

Reference is made to your questions raised during Public Question Time at the Ordinary Meeting of Council on Tuesday, 23 June 2009. The following responses are provided:

Question 1:

Just over a month ago the flight paths of planes taking off from Perth Airport has changed dramatically and they now fly over the northern perimeter of the City of Bayswater on a regular basis starting sometimes before 6am and up until after 11pm with a count of up to 50 per day. In the attachment 3, page 1 associated with this item the new flight path is NOT reflected on the diagram. In the core of the item it says in point 6 of the comment "the main runway used at the airport is the north-south runway, which limits aircraft movement directly over the City of Bayswater. Attachments 2 and 3 supplied by the WAC show that the City of Bayswater largely avoids major or continual noise events. Notwithstanding, noise from the airport has been an issue raised by some local residents." My question is to all Councillors. Will they consider voting against this report as a true record given that it contains wrong diagrams and comments?

Question 2:

Will this Council consider writing a letter of complaint that the flight path has been changed and now creates a lot of continual noise events to residents along its northern boarder?

Answer Q1 & Q2:

The City has written to Westralia Airports Corporation (WAC) to advise that the flight path may be inconsistent with the deed of agreement between the City and WAC and the Ultimate Capacity Flight Tracks and Australia Noise Exposure Forecast as contained in the Perth Airport Preliminary Draft Master Plan 2009.

Once a response from the WAC has been received, the matter will be referred back to Council for its further consideration.



**City
Administration
Centre**

61 Broun Avenue
Morley WA 6062

Telephone: (08) 9272 0622
Facsimile: (08) 9272 0610

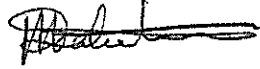
Facsimile: (08) 9276 2269
Mobile: 0419 919 628

Postal Address:
PO Box 467 Morley WA 6943

E-mail Address:
MikeS@bayswater.wa.gov.au

Should you have any queries, please do not hesitate to contact the City's Senior Strategic Projects Coordinator, Mr Dean Cracknell on (08) 9272 0643.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Michael Sabatino', with a horizontal line extending to the right.

MICHAEL SABATINO
DEPUTY MAYOR



Cr Michael Sabatino

Ordinary Council Meeting
23 June 2009

29 June 2009

Appendix 2:

Mr Chris Bebich
69 Ninth Avenue
MAYLANDS WA 6051

Dear Mr Bebich



**City
Administration
Centre**

61 Broun Avenue
Morley WA 6062

Telephone: (08) 9272 0622
Facsimile: (08) 9272 0610

Facsimile: (08) 9276 2269
Mobile: 0419 919 628

Postal Address:
PO Box 467 Morley WA 6943

E-mail Address:
MikeS@bayswater.wa.gov.au

**PUBLIC QUESTION TIME
ORDINARY MEETING OF COUNCIL – 23 JUNE 2009**

Reference is made to your questions raised during Public Question Time at the Ordinary Meeting of Council on Tuesday, 23 June 2009. The following responses are provided:

Question 1:

My question relates to the item on tonight's agenda relating to the proposed rezoning of the Peninsula Tavern site. I am the owner and occupier of Pt Lot 296 Ninth Avenue, Maylands which abuts the amendment site to the west. I live in a single story house on a 500m² block zoned R50. I lodged a submission on the amendment outlining my conditional support for the proposal. My main concern expressed in the submission was the proposed two-level commercial car park that is shown on the related development concept along two sides of my property boundary (side and rear). A commercial car park is not a similar use to residential. How is the proposed addition of a Clause that allows a 2 level above ground commercial car park going to protect the amenity of adjacent residential properties?

Question 2:

Can Council please remove the proposed Clause that will allow a 2 level above ground car park adjacent to the abutting residential properties because the amenity of the existing residential area will be adversely affected?

Answers Q1 & Q2:

Council carefully considered your comments and other public submissions made on the proposed scheme amendment and resolved to amend the height provisions in the Special Control Area (SCA) requirements to include the following:

"The car parking includes an undercroft carpark and the structure shall have a maximum total height of 3.0 metres from natural ground level".

The applicant has indicated that an undercroft car park would be proposed and the above provision serves to limit the height of any potential car park structure.

Council also included another modified clause in the SCA requirements to ensure that any buildings proposed for the site are well articulated and contribute to enhancing the amenity of the area. The modified clause reads as:

"Building (including car parks above ground level) facades shall be articulated and roof detail varied to contribute positively to the character of adjacent streetscapes and properties".

Further clauses were also added addressing the setback and screening of any potential car park, which read as:

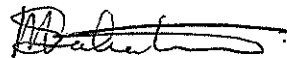
"Car park structures above ground level shall be setback a minimum of 1.0 metre from adjoining residential properties"; and

"Appropriate screening shall be provided between the car parking areas and adjoining properties".

These amendments are considered to further support the applicant's intent to develop a high quality development on the site in the future.

Should you have any queries, please do not hesitate to contact the City's Senior Strategic Projects Coordinator, Mr Dean Cracknell on (08) 9272 0643.

Yours sincerely



MICHAEL SABATINO
DEPUTY MAYOR



Francesca Lefante
Chief Executive Officer

FROM THE OFFICE OF THE CHIEF EXECUTIVE OFFICER
CITY OF BAYSWATER

26 June 2009

Ordinary Council Meeting
23 June 2009
Appendix 3:

Mrs Marla Toldo
7 Hayward Street
BAYSWATER WA 6053

Dear Mrs Toldo

**PUBLIC QUESTION TIME
ORDINARY MEETING OF COUNCIL – 23 JUNE 2009**

Reference is made to your question raised during Public Question Time at the Ordinary Meeting of Council on Tuesday, 23 June 2009. The following response is provided:

Question 1:

The City of Bayswater recently sent to my husband and I a registered letter regarding running a business from our home. My husband did run a business for a few weeks I admit, as he was moving into Maylands. As your Economic Officer stated this is a booming area with Council supporting businesses in the area and if required any help he was only to ask. My husband had leased a building in Maylands to run his business from and was waiting to move in and he has invited your Planning Department to come and view his leased premises on numerous occasions. He has also liaised with your Department and sent an email of which we are told you did not receive. We are not threatened with possible legal action. Why is it that when all your officers have to do is to come and view my husband's leased premises to confirm that this is a legitimate business from registered offices and that we are not running a business from home?

Answer Q1:

Following our discussion at the conclusion of the Ordinary Council Meeting, I look forward to receiving your letter containing the further information you advised that you would be forwarding, confirming that you are no longer operating the business from your home.

Yours sincerely

**FRANCESCA LEFANTE
CHIEF EXECUTIVE OFFICER**



Civic Centre

61 Broun Avenue
Morley WA 6062

Telephone: (08) 9272 0622
Facsimile: (08) 9272 0610

National Relay Service
Help Desk: 1800 555 660
133 677 (TTY)
1300 555 727 (Speak and Listen)

Postal Address:
PO Box 467 Morley WA 6943

E-mail Address:
mail@bayswater.wa.gov.au
Website: www.bayswater.wa.gov.au



Cr Michael Sabatino

CR MICHAEL SABATINO, CENTRAL WARD
CITY OF BAYSWATER

29 June 2009

Ordinary Council Meeting
23 June 2009
Appendix 4:

Mr John Williams
54 Matthews Close
NORANDA WA 6062

Dear Mr Williams

**PUBLIC QUESTION TIME
ORDINARY MEETING OF COUNCIL – 23 JUNE 2009**

Reference is made to your questions raised during Public Question Time at the Ordinary Meeting of Council on Tuesday, 23 June 2009. The following responses are provided:

Question 1: (OCM 9 June 2009 - Appendix 6)

In relation to Appendix 6 tabled at Ordinary council meeting held on 9 June 2009. It refers to a letter sent by a resident of McGilvray Ave regarding the planting of exotic Plain trees such as Maple at the Noranda Shopping Centre and Robert Thompson Oval. I was intrigued by their well founded concerns, especially the planting of Plain trees at Robert Thompson and in support of their concerns these trees do not support any habitat, is not in accordance with recognised best practices for parks and are well known to be aggressive, so it begs the question of why? Presently, I understand a transformation of the oval from active to passive recreational park is presently occurring at a substantial cost and I could be corrected but it had included some sort of qualified consultation. A Council reply following the resident's letter is shown with Appendix and can it be explained what is the detail of the 'Council staff investigation' stated in reply?

Question 2:

Is planting of Plain trees at the Park only to compliment the landscaping appearance of maples thoughtlessly planted in the makeover of Noranda Shopping Centre?

Question 3:

Has any consideration been given to the fact planted Plain trees adjacent to verges will likely damage the Council paths?

Question 4:

What consultation was done in regard to planting appropriate tree species at Robert Thompson?

Answers Q1 & Q2:

Notwithstanding the comments raised by you, London Plane trees are a hardy tree that is well suited to urban landscapes and have been utilised in numerous urban areas throughout Australia. The tree is also listed as 'Waterwise' on the Water Corporation's website.



City
Administration
Centre

61 Broun Avenue
Morley WA 6062

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Facsimile: (08) 9272 0610

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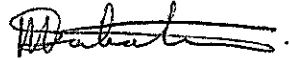
Postal Address:
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MikeS@bayswater.wa.gov.au

With respect to the planting of these trees at Robert Thompson Reserve, I believe that the Working Party have not been specifically involved in detailed species selection, but have rather looked at areas of enhanced planting.

The issues relating to the London Plane trees will be raised for discussion at the next Working Party meeting and should you require any further information please contact the City's Director of Technical Services, Mr Doug Pearson, on (08) 9272 0654.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Michael Sabatino', with a horizontal line drawn through it.

MICHAEL SABATINO
DEPUTY MAYOR



Cr Michael Sabatino

CR MICHAEL SABATINO, CENTRAL WARD
CITY OF BAYSWATER

Ordinary Council Meeting
23 June 2009
Appendix 5:

30 June 2009

Ms Kerry Maughan
69 Grafton Road
BAYSWATER WA 6053

Dear Ms Maughan

**TABLED PETITIONS & LETTERS
ORDINARY MEETING OF COUNCIL – 23 JUNE 2009**

Thank you for your letter and accompanying petition containing eleven (11) signatures, in relation to the unsealed laneway from Kitchener Avenue to Mahdi Street tabled at the 23 June 2009 Ordinary Meeting of Council by Cr Marlene Robinson. I formally acknowledge receipt of this letter.

Please be advised that the sealing of the laneway has been listed for consideration on Council's draft budget for 2009/2010. Council staff will provide further advice once the budget has been adopted.

As you are the head petitioner, it would be appreciated if you could please advise other signatories of this.

Should you require any further information, please contact the City's Director of Technical Services, Mr Doug Pearson, on (08) 9272 0654.

Yours sincerely

**MICHAEL SABATINO
DEPUTY MAYOR**



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Morley WA 6062

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Mobile: 0419 919 628

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E-mail Address:
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PETITION TO RESOLVE ISSUES RELATED TO THE USE OF AN
UNSEALED LANEWAY THAT RUNS FROM KITCHENER AVE TO MAHDI
ST.

10 JUNE 2009

To Marlene Robinson

We live on or near the unsealed, steep sloping section of a laneway that runs from Kitchener Ave to Mahdi St.

Council has encouraged use of this laneway by occupants of Guildford Road. This has resulted in an invasive increase in, noise, dust, property damage and irresponsible vehicle use.

None of the properties that abut the sloping section of the laneway that runs from Kitchener Ave are using the laneway for regular access to their properties. All regular users come from the part of the laneway that runs parallel to Guildford Road. They are able to access their properties from the Mahdi Street end of the laneway.

A request was put to Council to limit the vehicular use of the Kitchener Ave end of the laneway to properties that abut that section.

This request has been refused.

Council has failed to adequately address the noise, dust and property damage affecting our properties.

We can see two possibilities that would solve all or some of the problems.

1. Limiting vehicular use of the Kitchener Ave end of the laneway to properties that abut that section by placing a bollard at the point the laneway makes an right angle. This would resolve all the issues
2. Sealing the laneway. This would eliminate all the dust and much of the noise.

The undersigned are requesting that Council take measures to resolve the issues of the increase in the use of this laneway.

Owner/OCCUPANT Name	Address	Signature
KERRY MAUGHAN	69 GRAFTON RD	Kerry Maughan
SCOTT CHITTY	36 KITCHENER AVE	Scott Chitty
Amanda Chitty	36 Kitchener Ave	A Chitty
PAULE SCANTLEBURY	49 KITCHENER AVE	P Scantlebury
RICHARD FIELDS	49 KITCHENER AVE	R. Fields
Jacqui Monks (renting)	65 Grafton Rd	Monks
John Hudson ("")	67 Grafton Rd	John Hudson
BRIDGEMAN KEAN ("")	" " "	Bridgeman Kean
C. Sims	367 KITCHENER AVE	C. Sims
Kate Willett	47 Kitchener Ave	Kate Willett
MARK BIGNELL	71 GRAFTON RD	Mark Bignell



Cr Michael Sabatino

CR MICHAEL SABATINO, CENTRAL WARD
CITY OF BAYSWATER

**Ordinary Council Meeting
23 June 2009
Appendix 6:**

26 June 2009

Pauline Moran & Christopher Havercroft
59 Slade Street
BAYSWATER WA 6053

Dear Ms Moran & Mr Havercroft

**TABLED LETTERS & PETITIONS -
ORDINARY MEETING OF COUNCIL – 23 JUNE 2009**

Reference is made to your letter which was tabled by Cr Marlene Robinson at the Ordinary Meeting of Council held on 23 June 2009 regarding cars parked on Slade Street, Bayswater.

Please be advised that the City has contacted both Black and White Taxis and Swan Taxis (Tricolour Taxis) advising them of your concerns.

The City has received a positive response from the companies, indicating that local resident identification of registration plates would be appreciated in order to establish which fleet the alleged offending taxis are from. Once identified, the Operations Manager of that fleet can take the appropriate action.

Your identification of these registration number plates can be forwarded to:

- Mr Tony Gibb (Operations Manager)
Black & White Distribution P/L
Phone: (08) 9333 3322 Fax: (08) 9333 3355
Email: tony@bwtaxi.com.au
- Mr Paul Allison (C.S.M)
Swan (Tricolour)
Phone: (08) 9422 2212
Email: PAllison@swantaxis.com.au

In addition, your comments and concerns have been forwarded to the City's Director of Technical Services, Mr Doug Pearson who will address the matters at the Slade Street Traffic Management Working Party which is proposed to meet in July 2009.



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Morley WA 6062

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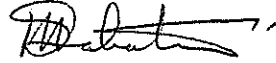
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Postal Address:
PO Box 467 Morley WA 6943

E-mail Address:
MikeS@bayswater.wa.gov.au

Should you have any further enquiries please contact the City's Acting Director of Administration and Community Services, Mr Andrew Ward on (08) 9272 0623.

Yours sincerely



MICHAEL SABATINO
DEPUTYMAYOR

CC: Cr Marlene Robinson
Director of Technical Services, Mr Doug Pearson

0'd
CR ROBINSON

59 Slade St
Bayswater WA 6053

City Of Bayswater Council

21-6-09

RE: PARKED CARS ON SLADE ST, GUILDFORD RD END

We are writing to express our concerns regarding the large amount of cars parked along Slade St, opposite house numbers 55, 57, 57A, 59, 59A, and 61. Both weekdays and weekends, cars park along this section of the street. Taxis from Swan taxis and Tricolor taxis also park along the street.

We have observed that this section of Slade St is used as a changeover location for drivers who share drive taxis. They park their private car on Slade St, drive away in the taxi and reverse the process later in the day. At least four taxis use Slade St in this way. Our concerns have been sent to the taxis companies in writing with no response.

This presents several problems. As the council is aware, this section of Slade St is particularly busy. The only exit of King William St townhouses located opposite number 63 which generates a lot of traffic onto Slade St. The laneway exit for local shops is also located beside the townhouses exit and also generated traffic onto Slade St. Slade has existing problems with large amounts of speeding through traffic and is also a route for the rail replacement buses. As through traffic manoeuvre around parked cars, it becomes increasingly difficult for owners to reverse out of their driveways safely.

As pedestrians we find it increasingly difficult to cross the street safely with our two young children.

Visiting friends and family also have nowhere to park their cars close to our homes.

We request that the council implement a no parking area along this busy section of Slade St to contribute to street safety for pedestrians and local drivers.

Yours sincerely

Pauline Moran and Christopher Havercroft



Cr Michael Sabatino

CR MICHAEL SABATINO, CENTRAL WARD
CITY OF BAYSWATER

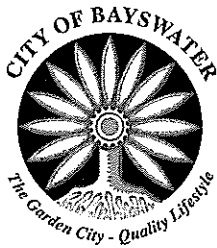
Ordinary Council Meeting
23 June 2009

Appendix 7:

29 June 2009

Mr Hong Zhang
117 Peninsula Road
MAYLANDS WA 6051

Dear Mr Zhang
**TABLED LETTERS & PETITIONS -
ORDINARY MEETING OF COUNCIL – 23 JUNE 2009**



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Administration
Centre**

61 Broun Avenue
Morley WA 6062

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Facsimile: (08) 9272 0610

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Reference is made to your petition containing three (3) signatures, which was tabled by Cr Marlene Robinson at the Ordinary Meeting of Council held on 23 June 2009 regarding the general aesthetics and function of certain Maylands residential areas.

Please be advised that the City is currently in the process of developing a Local Housing Strategy for the City of Bayswater area. The purpose of a Local Housing Strategy is to establish the strategic framework for the provision of housing to meet the current and future housing needs of the community, essentially providing direction with respect to the form, design and type of the City's future housing stock. The Strategy will enable Council to proactively address population and housing issues.

The matters raised in your petition will be considered and addressed as part of the Local Housing Strategy.

Should you require any further information, please contact the City's Manager Planning Services, Mr Damien Martin on (08) 9272 0637.

Yours sincerely

**MICHAEL SABATINO
DEPUTY MAYOR**

to: 92720665

The Mayor
City of Bayswater
61 Broun Avenue
Morley 6062

This petition aims at improving the general aesthetics and function of the following Maylands residential areas – complexes located at Kathleen Avenue, Peninsula Road, Guildford Road, Tenth Ave and East Street.

No monies have been spent on these buildings for several decades and as a result they have become an eyesore and denigrates the area. We petition the owners to either refurbish the complexes or demolish them to allow for redevelopment.

We believe that the dilapidated state of these buildings encourages anti social behaviour that has proliferated in these pockets and as a result has posed a security risk to Maylands residents. It also discourages good quality developments for singles as well as families.

In the interest of Maylands ratepayers, we the undersigned, ask Council to assist in this matter and look forward to your pro-active response to this petition.

Name: Address: Sign: Date:

Hong Zhang 117 Peninsula Rd Hong Zhang 22/06/09

HONG G GUO 117 Peninsula Rd G Guo 22/6/09

JASON WOO 117 Peninsula Rd Jason Woo 22/6/09
