

<b>Meeting</b>	Agenda Briefing Forum – for OCM 22 November 2022			
<b>Location</b>	Council Chambers			
<b>Date Time</b>	15 November 2022	<b>Start Time</b>	7:00pm	<b>Finish Time</b> 8:33pm

## 1. ATTENDANCE

<p><b><u>Members</u></b></p> <p>Cr Filomena Piffaretti, Mayor Cr Catherine Ehrhardt, Deputy Mayor Cr Michelle Sutherland Cr Steven Ostaszewskyj Cr Sally Palmer Cr Dan Bull Cr Giorgia Johnson</p> <p><b><u>Leave of Absence</u></b></p> <p>Cr Lorna Clarke Cr Josh Eveson</p> <p><b><u>Apologies</u></b></p> <p>Cr Assunta Meleca Cr Elli Petersen-Pik</p> <p>Public: 9</p>	<p><b><u>Officers</u></b></p> <p>Mr Jeremy Edwards Chief Executive Officer Ms Lorraine Driscoll Director Corporate and Strategy Mr Des Abel Director Community and Development Mr Doug Pearson Director Major Projects and Commercial Activities Mr Luke Botica Director Works and Infrastructure Ms Amanda Albrecht Manager Governance, Organisational Planning and Development Mr Dan Barber Manager Recreational and Commercial Activities Ms Helen Smith Manager Development and Place Ms Julie-Ann Gray Manager Community Development Mr Bryce Coelho Principal Engineer Major Projects Ms Alix Bray Principal Strategic Planning and Place Ms Fatima Al Ghanimi Principal Strategic Planning and Place Ms Karen D'Cunha Coordinator Governance Mr Michael Robson Statutory Planner Mr Mitchell Halls Agenda and Minutes Officer</p> <p><b><u>Apologies</u></b></p>
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## 2. DISCLOSURE OF INTEREST SUMMARY

The following disclosures of interest were made at the Agenda Briefing Forum and will also apply at the Ordinary Council Meeting when the matters are considered:

Name	Item No.	Type of Interest	Nature of Interest
Cr Dan Bull	10.4.2	Impartial	I'm on the management committee of the Bayswater Childcare Association which has a centre in the vicinity of this application.

<i>Cr Dan Bull</i>	<i>10.5.1</i>	<i>Proximity</i>	<i>Gobba Lake is mentioned in the report and I live opposite to it.</i>
<i>Cr Sally Palmer</i>	<i>10.4.2</i>	<i>Impartial</i>	<i>I am the Chairperson of the Bayswater Childcare Association.</i>
<i>Cr Sally Palmer</i>	<i>10.4.3</i>	<i>Impartial</i>	<i>I am an unpaid board member of Morley Senior High School.</i>
<i>Cr Sally Palmer</i>	<i>10.4.4</i>	<i>Impartial</i>	<i>I know as a non-associate some nominees in this item.</i>
<i>Cr Filomena Piffaretti, Mayor</i>	<i>10.4.3</i>	<i>Impartial</i>	<i>I sit on the board of some of the schools mentioned in that report.</i>
<i>Cr Filomena Piffaretti, Mayor</i>	<i>10.4.4</i>	<i>Impartial</i>	<i>I know some of the people nominated.</i>
<i>Cr Catherine Ehrhardt, Deputy Mayor</i>	<i>10.4.4</i>	<i>Impartial</i>	<i>I know several of the nominees.</i>
<i>Cr Steven Ostaszewskyj</i>	<i>10.4.4</i>	<i>Impartial</i>	<i>I know people who have been nominated.</i>
<i>Cr Giorgia Johnson</i>	<i>10.4.4</i>	<i>Impartial</i>	<i>I know some of the nominees and nominators.</i>
<i>Cr Michelle Sutherland</i>	<i>10.4.4</i>	<i>Impartial</i>	<i>I know one person there.</i>

### 3. DEPUTATIONS

1. **10.3.1 Speeding on Moojebing Street, Bayswater**  
In relation to Item 10.3.1, Jackson Carr was in attendance, speaking in support of the officer's recommendation (*refer page 78*).

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2. **10.4.1 Proposed Three Storey Single House - Lot 889, 7 Fourth Avenue East, Maylands**  
In relation to Item 10.4.1, Trent Will was in attendance, speaking in support of the officer's recommendation (*refer page 82*).

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3. **10.4.2 Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**  
In relation to Item 10.4.2, Trish Byrne was in attendance speaking in opposition to the officer's recommendation and submitted a written deputation (*refer page 109*).

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4. **10.4.2 Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**  
In relation to Item 10.4.2, Alan Stewart was in attendance speaking in opposition to the officer's recommendation (*refer page 109*), and has submitted some slides which are attached to this deputation list.

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5. **10.4.2 Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**  
In relation to Item 10.4.2, Tyler Wood was in attendance speaking in opposition to the officer's recommendation (*refer page 109*).

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6. **10.4.2 Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**  
In relation to Item 10.4.2, Linda Slater submitted a written deputation in opposition to the

officer's recommendation (*refer page 109*).

7. **10.4.2 Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**  
In relation to Item 10.4.2, Greg Da Rui submitted a written deputation in opposition to the officer's recommendation (*refer page 109*).
  8. **10.4.2 Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**  
In relation to Item 10.4.2, Andrew Watt submitted a written deputation in opposition to the officer's recommendation (*refer page 109*).
  9. **10.4.2 Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**  
In relation to Item 10.4.2, Paul Shanahan submitted a written deputation in opposition to the officer's recommendation (*refer page 109*).
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10. **10.6.2.2 Planning Policy Review - Trees on Private Land and Street Verges Policy**  
In relation to Item 10.6.2.2, Wendy Garstone submitted a written deputation in opposition to the officer's recommendation (*refer page 235*).
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11. **14.1.2 Request for Management Agreement Variation**  
In relation to **Confidential** Item 14.1.2, Todd McHardy, Chief Executive Officer, and Brett McEwin, General Manager, of BlueFit were in attendance speaking on the item and presented their deputation behind closed doors (*refer page 341*).

#### **4. QUESTIONS TAKEN ON NOTICE FROM ELECTED MEMBERS ON AGENDA ITEMS**

The following questions were taken on notice at the briefing and responses are provided below to assist Councillors in their deliberations on the matter.

##### **10.1.3 - Meeting Schedule 2023**

**Cr Giorgia Johnson**

##### **Question 1**

**Is it possible if the schedule for the Inclusion and Diversity Advisory Committee could be changed to avoid clashing with the EMRC Agenda Briefing Forum?**

##### **Response 1**

Mr Jeremy Edwards, Chief Executive Officer replied that officers would be in contact with Cr Johnson and look into those conflicting times.

##### **10.4.2 - Proposed Change of Use to Child Day Care Centre and Associated Alterations and Additions - Lot 24, 11 Murray Street and Lot 11, 13 Murray Street, Bayswater**

**Cr Dan Bull**

##### **Question 1**

**Is there a history of challenges with parking and traffic related to this site when it was a sikh temple and residents?**

## Response 1

The history of the parking and traffic matters relating to the site and immediate area has been the subject of previous reports to Council which is summarised below.

### Item 12.3: OCM 8.12.2009

Parking restrictions were implemented in Murray Street, Bayswater by resolution of Council at its Ordinary Meeting of 8 December 2009 as follows:

1. (Existing restriction): Opposite Bayswater Primary School, 15 Murray Street - No Stopping between 8:00am and 9:00am, and between 2:45pm and 3:45pm from Monday to Friday. This restriction affected four properties (14, 20, 22 and 24 Murray Street) for an hour in the morning and an hour in the afternoon from Monday to Friday on school days. No other restriction applied to these properties for the rest of the day.
2. (New restriction): Adjacent to the Sikh Gurdwara Temple, 13 Murray Street - No Parking between 9:00am and 2:00pm (Sunday Permit Holders excepted). This restriction affected nine properties (14, 18, 20, 22, 24, 26, 28, 30 and 32 Murray Street) for a period of five hours. Residents were issued with parking permits to enable parking outside of their properties during this period and were therefore exempt from the restriction.

It is understood that these parking restrictions were implemented for the following reasons:

- The school parking restriction which is situated opposite the school, was established as a safety measure for children crossing the road. The restriction reduces the amount of traffic congestion in the area with parents being able to park directly in front of the school to drop off children.
- The Sunday parking restriction was established as a result of a number of complaints from residents in Murray Street relating to overflow traffic from the Sikh Gurdwara Temple on Sundays.

### Item 9.1: OCM 20.11.2012

The above restrictions were reviewed by Council at its Ordinary Meeting of 20 November 2012 where it was resolved to issue the residents of 14, 20, 22 and 24 Murray Street with amended parking permits allowing them to park adjacent to their properties on Murray Street at all times. It was considered that while the affected residents had alternative off street parking either directly via a driveway from Murray Street or the rear lane and may not utilise such a permit, it would nevertheless be available to them should they choose to park adjacent to their properties.

### Item 11.2.8: OCM 25.8.2015

The parking arrangements were further reviewed by Council at its Ordinary Meeting of 25 August 2015 given ongoing issues by residents relating to school and commuter parking. Consideration was given to options including time-restricted parking to reduce the impact of commuter parking in the area, however Council resolved that no changes be made to parking provision in Murray Street provided that officers continue to monitor the parking in the area and report back to Council after six months.

### Item 11.3: OCM 21.6.2016

The parking arrangements were reviewed by Council at its Ordinary Meeting of 21 June 2016 in accordance with the above resolution (OCM 25.8.2015) where officers were to continue to monitor parking in the area and report back to Council. Officers advised in the report that after the further six months monitoring and after assessing the relevant factors, that the current parking schemes are

considered suitable for the street near the school and church. Council resolved to make no changes to the parking scheme on Murray Street other than changing the 15 minute timed parking on the south side of Murray Street, between the intersection of King William Street and Glyde Street, to 20 minutes in order to correspond with the timed parking on the north side of Murray Street.

Item 9.1: OCM 11.2.2020

The parking restrictions were further reviewed by Council at its Ordinary Meeting of 11 February 2020 given parking conditions had changed and it was considered that the current restrictions and permit arrangements should be amended.

It was resolved that time restricted parking at the school should remain in place with amendments to the restricted time, to be consistent with other school areas and the timing of 40 km/h school speed zones. Further, it was resolved that parking restrictions which were implemented as the result of high volumes of traffic visiting the Sikh Gurdwara Temple on Sundays be removed since they were no longer considered applicable as the temple had relocated to another area.