



## **Statutory Planning Committee**

### **Minutes**

Meeting No. 7682  
Tuesday, 28 June, 2022

- Members:** David Caddy - Chairman WAPC  
Lynne Craigie - Nominee of the Regional Minister  
Vaughan Davies - Nominee of the Director General, Department of Planning, Lands and Heritage  
Kym Davis - Community Representative  
Lino Iacomella - WAPC Appointee  
Nina Lyhne - WAPC Appointee  
Marion Thompson - Professions Representative  
Ross Thornton - WAPC Appointee
- Apologies:** Leonard Kosova - Local Government Representative
- Others present:** Joseph Armanasco - A/Senior Planning Officer, Schemes and Amendments  
Emily Berry - Planning Officer, Schemes and Amendments  
Kathy Bonus - Chief Planning Advisor, Reform, Design and State Assessment  
Michael Daymond - Strategic Advisor WAPC  
Tyrone Desai - Senior Planning Officer, Schemes and Amendments  
Sam Fagan - Manager Commission Business  
Jessica Gavranic - Planning Officer, Schemes and Amendments  
Michelle King - Senior Commission Support Officer  
Nicole Lucas-Smith - Planning Director, Metropolitan South and Peel  
Rohan Miller - Planning Director, Schemes, Amendments and Administration  
Rebecca Risteski - A/Planning Manager, Schemes and Amendments  
David Saunders - Assistant Director General, Land Use Planning

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#### **1. Declaration of opening**

The Chairman declared the meeting open at 10:08am, acknowledged the Whadjuk people of the Noongar nation as the traditional owners and custodians of the land on which the meeting is taking place and welcomed members. The Chairman paid respect to elders past and present, and extended solidarity and hope for a just and dignified future for us all.

#### **2. Apologies**

Mr Len Kosova - Local Government Representative

**3. Members on leave of absence and applications for leave of absence**

Ms Lyhne advised that she will require a leave of absence for the period of 4 September 2022 to 27 September 2022 inclusive.

**4. Disclosure of interests**

Mr Caddy declared a Perceived Impartiality Interest in Item 8.3 - Town of Mosman Park Local Planning Scheme No. 3, Amendment No. 2 - Certification to Advertise. Mr Caddy stated that he has previously had third party dealings with landowners that are a party to this application. Mr Caddy advised that he will not participate in the discussion and/or decision-making procedure on the item.

Due to Mr Caddy's disclosure of interest on Item 8.3 - Town of Mosman Park Local Planning Scheme No. 3, Amendment No. 2 - Certification to Advertise and in accordance with Clause 1.18 of the Standing Orders 2017, a member was chosen to preside over the meeting when Mr Caddy leaves the room during the discussion.

**Moved by Ms Craigie**

**Seconded by Ms Lyhne**

*That Mr Davies presides over the meeting in the absence of the Chairman during discussion for Item 8.3.*

**The motion was put and carried**

**5. Declaration of due consideration**

All members indicated that they had received and considered the agenda items prior to the Statutory Planning Committee meeting.

**6. Minutes**

**6.1 Confirmation of minutes - Meeting No. 7681 on Tuesday, 14 June 2022**

**Moved by Ms Thompson**

**Seconded by Mr Iacomella**

*That the minutes of the Statutory Planning Committee meeting held on Tuesday, 14 May 2022, be confirmed as a true and correct record of proceedings.*

**The motion was put and carried**

**7. Deputations and presentations**

**7.1 City of Stirling - Local Planning Scheme No. 3, Amendment No. 124 - Certification to advertise**

**Presenters: Gareth Glanville - City of Stirling**

Mr Glanville presented to the Statutory Planning Committee on behalf of the City of Stirling to provide background to the amendment, which seeks to bring planning control back to the City through collaboration with the Department of Planning, Lands and Heritage (DPLH) and DevelopmentWA, in order to collect contributions towards the foreshore



and works east of West Coast Highway. Mr Glanville stated that the City is supportive of the recommendation before the Committee.

Mr Glanville responded to questions from members in relation to the dual operation of the DevelopmentWA Scheme and the City's Scheme, while the City's new Scheme is prepared. Mr Glanville stated that the City's new Scheme is not expected in the near future, but noted that the City is meeting with the DPLH in the coming months to begin developing the scope for changes required between the current and new Scheme.

## **ITEMS FOR DECISION**

### **8.1 Proposed Local Development Plan - Lot 50 Barfield Road, Hammond Park (PLH2022P0428)**

**Moved by Ms Craigie**

**Seconded by Mr Iacomella**

*That the Statutory Planning Committee resolves to, pursuant to Clause 7.3.2 of State Planning Policy 7.3: Residential Design Codes (Volume 1):*

- 1. approve the amended deemed-to-comply provision proposed by the Lot 50 Barfield Road, Hammond Park Local Development Plan; and*
- 2. advise the City of Cockburn of its decision.*

**The motion was put and carried**

### **8.4 City of Stirling - Local Planning Scheme No. 3, Amendment No. 124 – Certification to advertise (TPS/2866)**

**Moved by Ms Craigie**

**Seconded by Mr Iacomella**

*That the Statutory Planning Committee resolves to:*

- 1. consider that modification of Amendment No. 124 to the City of Stirling Local Planning Scheme No. 3 is required for it to be suitable for advertising, in accordance with the attached schedule of modifications (A3 – Schedule of Modifications);*
- 2. advise Council that following completion of the modifications, Amendment No. 124 is to be advertised in accordance with regulation 38 of the Planning and Development (Local Planning Schemes) Regulations 2015; and*
- 3. advise the local government to retain the struck-out text within the Scarborough Redevelopment Scheme for the purposes of advertising only, which is to be deleted when submitted for final approval.*

**The motion was put and carried**

### **9.2 City of Melville – Local Planning Scheme No. 6, Amendment No. 13 – For Final Determination (TPS/2872)**

**THIS ITEM IS CONFIDENTIAL**

**8.2 Muchea Industrial Park Local Structure Plan No. 1 – Amendment 1 (CHIT/2016/2-1)**

**ITEM WITHDRAWN PRIOR TO MEETING**

**8.3 Town of Mosman Park Local Planning Scheme No. 3, Amendment No. 2 – Certification to Advertise (TPS/2849)**

**Mr Caddy declared a Perceived Impartiality Interest on this item and left the meeting at 10:19am.**

**The nominated Chairperson, Mr Davies, presided over the meeting in the absence of Mr Caddy.**

Members discussed the age of the Town of Mosman Park's Local Planning Scheme and Strategy, and the ad-hoc nature of the proposed Amendment. Members were advised that the Town's Report of Review is not due until 2023, however, the DPLH has recommended that the Town bring forward the Report of Review. Members discussed the Scheme review timeline, and raised concern with potential negative outcomes for important strategic projects arising whilst a new Scheme and Strategy is being prepared. Members sought clarification of Clause 37(5) of the Planning and Development (Local Planning Scheme) Regulations 2015.

Members agreed to endorse the recommendation of the Department of Planning, Lands and Heritage.

**Moved by Ms Thompson**

**Seconded by Ms Davis**

*That the Statutory Planning Committee resolves to:*

- 1. Consider that modification of Amendment No. 2 to the Town of Mosman Park Local Planning Scheme No. 3 is required for it to be suitable for advertising, to achieve conformance with the Planning and Development (Local Planning Schemes) Regulations 2015, in accordance with the attached schedule of modifications (Attachment 5 – Schedule of Modifications).*

*Upon completion of these modifications, the scheme amendment is to be advertised in accordance with regulation 38 of the Planning and Development (Local Planning Schemes) Regulations 2015; and*

- 2. Advise Council of the following:*
  - The amendment area is not identified as an area for intensification under the Central Sub-regional Planning Framework, and is inconsistent with the WAPC endorsed Local Planning Strategy. Further justification is to be provided with the amendment when submitted for final approval to demonstrate that the proposed density change is appropriate in the absence of a broader strategic planning review;*



- *The Town is to provide the necessary level of supporting information in accordance with State Planning Policy 3.7 - Planning In Bushfire Prone Areas when referring the Scheme amendment to the Department of Fire and Emergency Services, and upon resubmittal to the WAPC for a final recommendation to the Minister.*

**The motion was put and carried**

**Mr Caddy returned to the meeting at 10:28am, and assumed the Chair.**

**9.1 City of Swan - Local Planning Scheme No. 17, Amendment No. 201 (TPS/2801)**

**THIS ITEM IS CONFIDENTIAL**

**10. Section 31 Items**

Nil.

**11. Reports for noting**

Nil.

**12. Stakeholder engagement and site visits**

Nil.

**13. Urgent or other business**

Nil.

**14. Items for consideration at a future meeting**

Nil.

**15. Meeting closure**

The next ordinary meeting is scheduled for 9:30am on Tuesday, 19 July 2022.

There being no further business before the Committee, the Chairman thanked members for their attendance and declared the meeting closed at 10:38am.



CHAIRMAN

02.08.22

DATE