

# **AGENDA**

Notice is hereby given
for the ORDINARY Meeting of Council
commencing at 7:00PM
on
9 SEPTEMBER, 2019

at the

Kalgoorlie Town Hall



## **NOTICE OF MEETING**

An Ordinary Council meeting, of the City of Kalgoorlie-Boulder will be held in the **Kalgoorlie Town Hall** on **Monday, 9 September 2019** commencing at **7:00pm**.

Regards

**JOHN WALKER** 

Chief Executive Officer

# **Table of Contents**

ltem	Subject	Page No
1	DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS	1
2	OPENING PRAYER	.ELIOT1
3	DISCLAIMER READING	1
4	RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSEN	_
5	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN NOTICE	
6	PUBLIC ACCESS AND PUBLIC QUESTION TIME	2
7	PETITIONS/DEPUTATIONS/PRESENTATIONS	2
8	NOTATIONS OF INTEREST	2
8.1	INTEREST AFFECTING IMPARTIALITY CITY OF KALGOORLIE-BOUL	
8.2	FINANCIAL INTEREST LOCAL GOVERNMENT ACT SECTION 5.60A	2
8.3	PROXIMITY INTEREST LOCAL GOVERNMENT ACT SECTION 5.60B	2
9	APPLICATIONS FOR LEAVE OF ABSENCE	2
10	ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUSCUSSIONS	
11	CONFIRMATION OF MINUTES	2
12	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	2
13	URGENT BUSINESS APPROVED BY THE PERSON PRESIDING BY DECISION	
14	REPORTS OF COMMITTEES	3
14.1	FINANCE AND AUDIT COMMITTEE MINUTES - 28 AUGUST 2019	3
	14.1.1 STRATEGIC AND OPERATIONAL RISK REGISTER	3
	14.1.2 OFFICE OF AUDITOR GENERAL - PERFORMANCE AUDIT ON WANAGEMENT	-
	14.1.3 RECORD KEEPING PLAN	8
	14.1.4 ECONOMIC REGULATION AUTHORITY'S (ERA) AUDIT	10

	14.1.5	INVESTMENT PORTFOLIO SUMMARY 2018/19	13
	14.1.6	SUMMARY OF FRINGE BENEFIT TAX RETURN 2018/19	17
	14.1.7	PROGRESS OF 2018/19 YEAR END AND EXTENAL AUDIT	20
	14.1.8	ALTUS COLLABORATION UPDATE – AUGUST 2019	22
15	REPOR	RTS OF OFFICERS	25
15.1	GENERA	AL MANAGER – INFRASTRUCTURE AND ENVIRONMENT	25
	15.1.1	PROPOSED STAGE 1 REDEVELOPMENT - SHOPPING CENTRE WITH ASSOCIATED SPECIALTY SHOPS - PROPERTY AT EGAN, WILSON AND MACDONALD STREETS, KALGOORLIE	25
	15.1.2	PROPOSED STAGE 2 REDEVELOPMENT - SHOPPING CENTRE WITH ASSOCIATED SPECIALTY SHOPS - PROPERTY AT EGAN, CASSIDY AND MACDONALD STREETS, KALGOORLIE	38
	15.1.3	LOCAL DEVELOPMENT PLAN - LOT 500 GREAT EASTERN HIGHWAY, YILKARI	50
16	QUEST	TIONS OF WHICH DUE NOTICE HAS BEEN GIVEN	.53
17	INFOR	MATION BULLETIN	.54
17.1	CHIEF E	XECUTIVE OFFICER	54
	17.1.1	INFORMATION ITEM 9 SEPTEMBER 2019	54
18	CONFI	DENTIAL ITEMS	56
	18.1.1	2020 WALK OF FAME NOMINATIONS	56
19	DATE	OF NEXT MEETING	.57
20	CLOSU	JRE	.57

#### **DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS** 1

#### 2 **OPENING PRAYER**

To be conducted by Pastor Eliot Vlatko of the Baptist Church.

#### 3 DISCLAIMER READING

The Mayor will read the disclaimer to those present.

recommendations contained are The in this Agenda Officer's Recommendations only and should not be acted upon until Council has resolved to adopt those recommendations.

The resolutions of Council should be confirmed by perusing the Minutes of the Council Meeting at which these recommendations were considered.

Members of the public should also note that they act at their own risk if they enact any resolution prior to receiving official written notification of Council's decision.

#### 1 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF

•	ABSENCE (PREVIOUSLY APPROVED)	
	IN ATTENDANCE:	

**MEMBERS OF STAFF:** 

**VISITORS:** 

PRESS:

**APOLOGIES - ELECTED MEMBERS:** 

**APOLOGIES - MEMBERS OF STAFF:** 

**LEAVE OF ABSENCE:** 

5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

- 6 PUBLIC ACCESS AND PUBLIC QUESTION TIME
- 7 PETITIONS/DEPUTATIONS/PRESENTATIONS
- 8 NOTATIONS OF INTEREST
- 8.1 INTEREST AFFECTING IMPARTIALITY CITY OF KALGOORLIE-BOULDER CODE OF CONDUCT
- 8.2 FINANCIAL INTEREST LOCAL GOVERNMENT ACT SECTION 5.60A
- 8.3 PROXIMITY INTEREST LOCAL GOVERNMENT ACT SECTION 5.60B
- 9 APPLICATIONS FOR LEAVE OF ABSENCE
- 10 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSIONS
- 11 CONFIRMATION OF MINUTES

Minutes of Ordinary Council Meeting held on 26 August 2019

That the minutes of the **Ordinary** meeting held on 26 August 2019 be confirmed as a true record of that meeting.

- 12 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN
  Nil.
- 13 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

## 14 REPORTS OF COMMITTEES

## 14.1 FINANCE AND AUDIT COMMITTEE MINUTES - 28 AUGUST 2019

## 14.1.1 STRATEGIC AND OPERATIONAL RISK REGISTER

Responsible Officer: John Walker

**Chief Executive Officer** 

Author: Michelle Todd

**Manager Governance and Legal Services** 

Disclosure of Interest: Nil

**VOTING REQUIREMENTS** 

Simple

## OFFICER/COMMITTEE RECOMMENDATIONO

## **That Council:**

- 1. Receive the August 2019 Operational Risk Register;
- 2. Resolve to receive annual updates for the Operational Risk Register from the Finance and Audit Committee; and
- 3. Adopt the August 2019 Strategic Risk Register.

## **EXECUTIVE SUMMARY**

Risk Management is a core component of good governance and an integral part of contemporary management practices. The Council and Management are required to keep a Risk Register which identifies inherent risk ratings across a range of areas, makes a control assessment by reviewing current control practices, determines a residual risk rating and sets forward actions that will improve the management of the risk.

The City has two risk registers, the Strategic Risk Register, which operates at Council level, and the Operational Risk Register, which operates at Management Level.

At the Ordinary Council Meeting on 27 May 2019 Council resolved for the updated Operational Risk Register to be presented to the August Finance and Audit Committee.

Council have resolved to receive the Strategic Risk Register on a quarterly basis to be presented to the Finance and Audit Committee, to facilitate regular reviews.

The Operational Risk Register is primarily management focused and is reviewed by management regularly. It is not a requirement Council endorse the Operational Risk Register, however Council has previously endorsed to receive updates for the Operational Risk Register. It is proposed these reviews by Council continue on an annual basis.

The Operational Risk Register was last reviewed and endorsed by Council on 21 February 2018.

#### COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles to demonstrate a transparent and inclusive local government.

## **BUDGET IMPLICATIONS**

There are no financial implications resulting from the recommendations of this report.

#### **REPORT**

The Council and Management are required to keep a Risk Register which identifies inherent risk ratings across a range of areas, makes a control assessment by reviewing current control practices, determines a residual risk rating and sets forward actions that will improve the management of the risk.

The Strategic Risk Register was considered and endorsed by Council on 11 March 2019. It is current practice for the Strategic Risk Register to be reviewed by Council on a quarterly basis, being considered by the Finance and Audit Committee before being presented to Council.

The Strategic Risk Register for August 2019 does not contain any substantive changes since it was last presented to the Committee there are no recommendations to the Committee for consideration by Council for any proposed changes to the register in this report.

At the Ordinary Council Meeting on 27 May 2019 Council resolved for the updated Operational Risk Register to be presented to the August Finance and Audit Committee.

The Management team commenced a full review of the Operational Risk Register early this year, as reported to Council on 11 March 2019. The review comprised of input from managers and relevant key personnel to improve the organisations operational risk management processes. The Operational Risk Register has been reviewed and changed substantially to reflect the identified current operational risks, the processes currently in place to mitigate those risks, and the future practices the City will seek to implement to further mitigate those risks.

The Operational Risk Register is primarily management focused and although not required, is recommended to be reviewed by Council annually.

The City will continue to review and improve the Operational Risk Register on a regular basis, and report to Council annually.

## STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report. It is not a legislative requirement for the Operational Risk Register to be provided to Council and is done so in the interests of maintaining an informed Council.

## **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

## **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

## **ATTACHMENTS**

Strategic Risk Register August 2019

Operational Risk Register August 2019

# 14.1.2 OFFICE OF AUDITOR GENERAL - PERFORMANCE AUDIT ON WASTE MANAGEMENT

Responsible Officer: John Walker

**Chief Executive Officer** 

Author: John Walker

**Chief Executive Officer** 

Disclosure of Interest: Nil

## **VOTING REQUIREMENTS**

Simple

## OFFICER RECOMMENDATION

## That the Committee:

1. Note the information provided concerning the audit to be conducted by the Office of the Auditor General on Waste Management; and

2. Consider the future conduct of the Councils Internal Audit Program.

#### COMMITTEE RECOMMENDATION

## **That Council:**

- 1. Note the information provided concerning the audit to be conducted by the Office of the Auditor General on Waste Management; and
- 2. Maintain the future conduct of the Council's Internal Audit Program.

### **EXECUTIVE SUMMARY**

The Office of the Auditor General ("**OAG**") has advised that the City has been selected to undergo an audit examining Local Government Waste Management. The audit will commence in early September and be subject to a report to Parliament in March 2020. This is the second OAG audit we have had this year. Whilst performance audits are supported, they are onerous and involve complying at times that suit the OAG rather than the City.

In addition to the OAG audits, we have also had audits by State Government on Water and on our rubbish tip. We have also conducted 3 internal audits under our contract with Paxon and have the Annual External audit being conducted by the OAG through Grant Thornton.

I believe we are being over audited and that the Committee should rethink our intended audit program with Paxon. This was agreed on prior to the OAG becoming involved in local government audits.

#### COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles to ensure a financially stable local government.

## **BUDGET IMPLICATIONS**

There are no financial implications resulting from the recommendations of this report.

#### **REPORT**

Local Government is now the subject of External Audit and Performance Audit by the Office of the Auditor General. Earlier in the year we were included in an audit for procurement and we have now been advised that we will be included in a group being audited for Waste Management.

Prior to the OAG undertaking Performance Audits the Council resolved to implement a program of internal audit and has contracted Paxon Group to conduct up to 4 such audits per year. This year 3 were conducted. In addition State Departments will regularly conduct audits from time to time. This year we have been audited by the Economic Regulation Authority on our water licence and the State Government at our tipping site.

The number of Audits requires substantial effort from our staff and, without dismissing the importance of them, distracts then from their primary roles.

I believe we have too many audits and suggest the Council reduce the number of internal audits from our own program or withdraw from that program, letting the OAG conduct them as appropriate.

The Waste Audit is looking at waste management plans, waste & regulatory data, data from our contractor Cleanaway, internal waste audits, contracts for waste, any community surveys or feedback on waste services, copies of community education materials and rates and fees charged.

The report will be submitted to the Finance and Audit Committee when received.

## STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

## **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

## **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

#### 14.1.3 RECORD KEEPING PLAN

Responsible Officer: John Walker

**Chief Executive Officer** 

Author: John Walker

**Chief Executive Officer** 

Disclosure of Interest: Nil

**VOTING REQUIREMENTS** 

Simple

#### OFFICER/COMMITTEE RECOMMENDATION

That Council endorse the City's Record Keeping Plan.

## **EXECUTIVE SUMMARY**

One of the key statutory responsibilities of the CEO is to "assist the City in its obligation to comply with the State Records Act 2000 by ensuring all corporate documents/records are filed and recorded in the electronic records management system and other relevant systems".

This is a subject that is rarely raised however the recent report into the dismissal of the Shire of Perenjori by the Minister highlighted the need for Councils to ensure that there is a Record Keeping Plan and that it is adhered to. The matter was also the subject of a Local Government Audit by the Office of the Auditor General.

The Councils Plan is some 400 plus pages long and is available should any member wish to review. I have not reproduced it in full however I have included the 11 page review report for your reference.

The report has been submitted to the State Records Office of WA and they have responded in part as follows:

"May I commend you on putting such a comprehensive and well explained set of documents together. It is obvious that a lot of work has been done to consider and document your record keeping practices. I would like to get the RKP to the next State Records Commission meeting in December for approval".

The response contained 3 minor queries in relation to the scanning and disposing of records which have now been answered. There are however, ongoing improvements that are still outstanding.

#### **COMMUNITY STRATEGIC PLAN LINKS**

This report links to the Strategic Community Plan through the Community's Guiding Principles to demonstrate a transparent and inclusive local government.

## **BUDGET IMPLICATIONS**

There are no financial implications resulting from the recommendations of this report

## **REPORT**

As attached.

## STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

## **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

## **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

## **ATTACHMENTS**

Record Keeping Plan Review Report

## 14.1.4 ECONOMIC REGULATION AUTHORITY'S (ERA) AUDIT

Responsible Officer: John Walker

**Chief Executive Officer** 

Author: Stuart Devenish

**General Manager Infrastructure &** 

**Environment** 

Disclosure of Interest: Nil

**VOTING REQUIREMENTS** 

Simple

#### OFFICER/COMMITTEE RECOMMENDATION

That Council note the report.

## **EXECUTIVE SUMMARY**

The purpose of the report is to inform the Committee of the findings of the latest Economic Regulation Authority's (ERA) audit of the City of Kalgoorlie-Boulder's water licence WL04 version 6. The licence permits the City to provide sewerage services and non-potable water supply services to the City of Kalgoorlie-Boulder.

Every 24 months the licensee is required to conduct both an operational audit and an asset management system review. These are conducted by an independent expert appointed by the ERA in its sole discretion.

The outcome of the process was the ERA considers the City has achieved an adequate level of compliance with its licence and has an effective asset management system, except for asset planning and the recycled water system.

Licence compliance issues have been substantially resolved. The development of a comprehensive asset management system for both sewerage and non-potable (recycled water) systems is considered a priority to complete. The Post Audit and Post Implementation Plan developed by the City has the development of the asset management system being completed by March 2020.

This major body of work has commenced as a part of the wastewater and recycled water 2019-20 capital works programme.

## **COMMUNITY STRATEGIC PLAN LINKS**

This report links to the Strategic Community Plan through the Community's Guiding Principles:

- Ensure a sustainable asset and infrastructure base
- Adopt environmental best practice that is sustainable
- Utilise water efficiently and maximise reuse potential

## **BUDGET IMPLICATIONS**

There are no financial implications resulting from the recommendations of this report.

#### **REPORT**

The City of Kalgoorlie-Boulder operates the sewerage and the non-potable water supply systems under the Economic Regulation Authority's water licence WL04 version 6.

Every 24 months the licencee is required to conduct both an operational audit and an asset management system review. These are conducted by an independent expert appointed by the ERA in its sole discretion. The findings of this audit and review are presented to the City as a Performance Audit and Asset Management Review audit report. This report was issued to the City on the 12 June 2019.

In response the City prepared a Post Audit and Post Review Implementation Plan that details the corrective action to be taken, the responsible units within the City and the completion date for the action for each of the auditor's recommendations. This plan was submitted to the ERA on the 25 June 2019 and accepted by the ERA on the 9 July 2019.

The outcome of the process was the ERA considers the City has achieved an adequate level of compliance with its licence and has an effective asset management system, except for asset planning and the recycled water system.

The operational audit has 20 recommendations, seven of which address non-compliances and controls deficiencies. The 13 remaining recommendations are improvement opportunities for the City. All recommendations relating to a hardship policy, rates notice and notification of customers have already been implemented.

For the asset management system review the auditor made 10 recommendations, five of which address the deficiencies in asset planning. The five remaining recommendations are improvement opportunities in asset acquisition, asset operations, asset maintenance, risk management and financial planning.

The ERA's overall assessment of the audit findings are the City continues to report non-compliances against our customer service obligations under the Water Services Code. However, the City's overall compliance with its licence has improved since the 2016 audit. The City reported fewer non-compliances and resolved most of the outstanding recommendations from previous audits.

While the City's compliance with its licence has improved, there is scope for further improvement. There remained four unresolved recommendations from the 2014 and 2016 audits, and the complaints handling procedure needs to be updated. These were substantially completed shortly after the audit with the adoption of the Financial Hardship policy.

The review found the City has still not implemented an adequate asset management system for its recycled (non-potable) water assets, an issue carried forward from three previous reviews. While the review evidence suggests that the recycled water system is performing effectively, the lack of an asset management plan puts at risk the long-term performance and viability of the system.

The review also identified deficiencies with the operation of the City's wastewater treatment plant. The City recognises the plant requires substantial renewal and upgrade works. These works are part of the City's planned capital works program over the next five years, which includes both its sewerage and recycled water assets.

The ERA considers addressing the inadequacies of its asset management plan to be a priority for the City, as it will address many of the recommendations in the post-review implementation plan from the 2018 review and the unresolved recommendations from previous reviews.

The ERA will closely monitor the City's progress with implementing the actions in the post-review implementation plan, which the ERA expects the City to complete on time by March 2020.

The development of the asset management plan is underway and is being undertaken with a combination of in house staff and a specialist consultant. This work is being undertaken as a part of the 2019-20 wastewater capital works programme.

## STATUTORY IMPLICATIONS

Compliance with the Economic Regulation Authority's water licence WL04 version 6T.

## **POLICY IMPLICATIONS**

As a part of the work associated with the Post Audit and Post Review Implementation Plan it is expected all existing policies in the wastewater and recycled water areas will be reviewed and rewritten as required.

## COMMUNITY ENGAGEMENT CONSULTATION

A copy of the audit and review report and the post audit and post review implementation plan has been loaded onto the ERA website.

#### **ATTACHMENTS**

Post Audit and Post Review Implementation Plan Letter to licensee - 2018 audit and review Notice - 2018 audit and review - WL004

#### 14.1.5 INVESTMENT PORTFOLIO SUMMARY 2018/19

Responsible Officer: Xandra Curnock

**Acting Chief Financial Officer** 

Author: Ishani Subaharan

**Corporate Accountant** 

Disclosure of Interest: Nil

## **VOTING REQUIREMENTS**

Absolute

#### OFFICER RECOMMENDATION

The year to date results of the City's Investment Portfolio for the financial year ending 30 June 2019 be received and adopted.

#### COMMITTEE RECOMMENDATION

That Council note the year to date results of the City's Investment Portfolio for the financial year ending 30 June 2019.

#### **EXECUTIVE SUMMARY**

The purpose of this report is to present the Committee with investment reporting for the full financial year to 30 June 2019.

#### COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles to demonstrate a transparent and inclusive local government.

## **BUDGET IMPLICATIONS**

There are budget implications resulting from the recommendations of this report – forecast interest income is higher than budgeted by \$243,658.

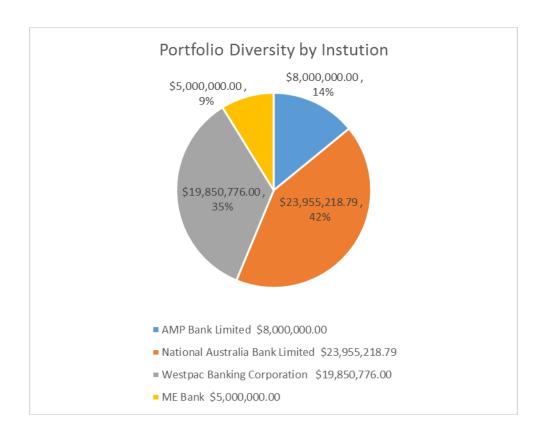
## **REPORT**

The City of Kalgoorlie-Boulder places investments in accordance with the requirements of Section 6.14 of the *Local Government Act 1995* and Section 19C of the Local Government (Financial Management Regulations 1996).

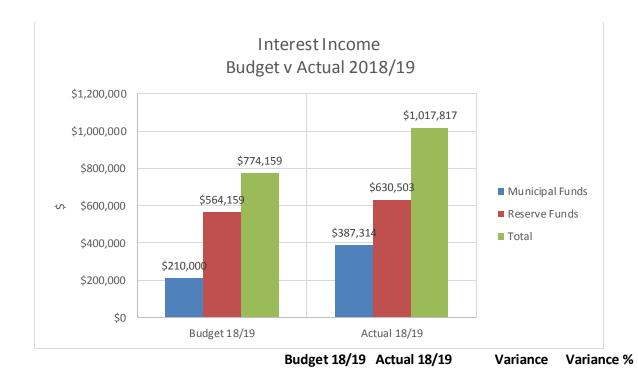
City officers have adhered to the City's Investment Policy and legislative requirements to ensure that all investments are carried out with the utmost integrity and in support of the City's strategic goals.

During the financial year to 30th June 2019, cash funds have been invested in term deposits through ADI's (Authorised Deposit-Taking Institutions) in accordance with the City's Investment Policy CORP-F-001.

The City invested \$14.7M of Municipal Funds and \$42M of Reserve Funds in term deposits at various terms during the full financial year 2018/19.



The total interest income earned from Municipal and Reserve funds for the full financial year 2018/19 was \$1,017,817 whereas the budgeted interest income was \$774,159 which resulted in an increase of \$243,658 in interest income with a variance of \$31.47%.



Page 14

Total	\$774,159	\$1,017,817	\$243,658	31.47%
Reserve Funds – interest income	\$564,159	\$630,503	\$66,344	11.76%
Municipal Funds – interest income	\$210,000	\$387,314	\$177,314	84.44%

The interest income from Reserve Funds for 2018/19 was \$630,503 which is 11.76% over the budget of \$564,159. The increase in income of \$66,344 is a result of securing an average rate of 2.71% for the investment in mid-year.

Financial Institution	Credit Rating	Principal	Interest Rate	Term to Maturity (Days)	Interest	% of Portfolio
Westpac Banking Corporation	A1+	\$9,000,000.00	2.57%	67	\$43,091.51	21.37%
National Australia Bank	A1+	\$3,969,728.79	2.56%	85	\$24,222.96	9.43%
National Australia Bank Limited	A1+	\$3,285,490.00	2.65%	97	\$23,455.25	7.80%
Westpac Banking Corporation	A1+	\$3,285,490.00	2.69%	99	\$24,286.52	7.80%
National Australia Bank Limited	A1+	\$5,000,000.00	2.71%	266	\$99,900.42	11.87%
National Australia Bank Limited	A1+	\$5,000,000.00	2.71%	266	\$99,900.42	11.87%
Westpac Banking Corporation	A1+	\$3,782,643.00	2.69%	268	\$74,711.86	8.98%
Westpac Banking Corporation	A1+	\$3,782,643.00	2.69%	268	\$74,711.86	8.98%
National Australia Bank Limited	A1+	\$5,000,000.00	2.73%	151	\$56,469.86	11.87%
Total investments – Rese	\$520,750.66	100.00%				

The increase in interest earnings in Municipal Funds of \$177,314 with a variance of 84.44% can be best explained as a result of increased investments in term deposit investments of \$14.7M, at an average market rate of 2.69%p.a.

Financial Institution	Credit Rating	Principal	Interest Rate	Term to Maturity (Days)	Interest on Maturity	% of Portfolio
AMP Bank Limited	A1	\$3,000,000.00	2.60%	45	\$38,679.45	20.41%
ME Bank	A2	\$5,000,000.00	2.70%	90	\$33,287.67	34.01%
National Australia Bank	A1+	\$1,700,000.00	2.66%	90	\$11,150.14	11.56%
Limited						
AMP Bank Limited	A1	\$5,000,000.00	2.80%	268	\$102,794.52	34.01%
Total		\$14,700,000.00			\$185,911.78	100.00%

## STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

## **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

## **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

## 14.1.6 SUMMARY OF FRINGE BENEFIT TAX RETURN 2018/19

Responsible Officer: Xandra Curnock

**Acting Chief Financial Officer** 

Author: Ishani Subaharan

**Corporate Accountant** 

Disclosure of Interest: Nil

## **VOTING REQUIREMENTS**

Simple

#### OFFICER/COMMITTEE RECOMMENDATION

That Council receive and adopt the Fringe Benefit Tax Return (FBT) for the period from 01 April 2018 to 31 March 2019.

## **EXECUTIVE SUMMARY**

The purpose of this report is to present the Committee with FBT reporting for the FBT year to 31 March 2019.

## COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles to demonstrate a transparent and inclusive local government.

#### **BUDGET IMPLICATIONS**

There are no budget implications resulting from the recommendations of this report.

## **REPORT**

The City consulted third party Moore Stephens to prepare and lodge the FBT return for the 2018/19 period.

FBT liability for the year ended 31 March 2019 was \$264,832.78. Total FBT benefits provided for the year was \$280,429 of which the majority was for Car fringe benefits of \$174,912 and Residual benefits of \$14,122, as the City provided 80 cars and 16 dual purpose vehicles for the employees as a benefit other than salary.

Expense benefits of \$78,188 were incurred during the year on relocation expenses and remote area housing. Meal entertainment incurred was \$10,208 for the FBT year.

In comparison with prior year FBT return, the City managed to reduce the FBT liability by \$110,298. The Car fringe benefit reduced as a matter of most cars being parked at depot overnight, given the increase in number of vacant positions. The reduction in expense benefits of \$44,257 compared to the FBT year 2018 is the result of the City adopting the discounted gym membership benefit provided after tax from the employee pay from 01 July 2018. Residual benefits declined for the reason

many dual purpose vehicles being parked overnight at depot as a result of vacant positions.

Meal entertainment expense qualified for 50/50 split method that lead to a reduction in expense of \$12,078. No income tax exempt body entertainment was provided in the 2018/19 FBT year.

	FBT Year	FBT Year	
	2019	2018	Variance
Car - Fringe Benefit	\$174,912	\$209,032	-\$34,120
Expense payments	\$78,188	\$122,445	-\$44,257
Residual benefits	\$14,122	\$32,191	-\$18,069
Meal Entertainment	\$10,208	\$22,286	-\$12,078
Income tax exempt body Entertainment	\$0	\$1,774	-\$1,774
Total	\$277,430	\$387,728	-\$110,298

TFN:

## Fringe benefits tax (FBT) return 2018

RN: 100017819EB

23 Details of fringe benefits provided

			WHOLE DOLLARS ONLY				
Type of benefits provided (1 April 2017 to 31 March 2018)		Number	Gross taxable value (a)	Employee contribution (b)	Value of reductions (c)	Taxable value of benefits (a) - (b) - (c)	
Cars using the statutory formula	Α	40	\$234,820	\$25,788		\$209,032	
Cars using the operating cost method	В	0	\$0	\$0		\$0	
Loans granted	C	0	\$0		\$0	\$0	
Debt waiver	D		\$0			\$0	
Expense payments	E		\$196,836	\$0	\$74,391	\$122,445	
Mussing – units of accommodation provided	F	0	\$0	\$0	U.S.	\$0	
Employees receiving living-away-from-home allowance show total paid including exempt components	G	0	\$0		\$0	\$0	
Prizert	J		\$0	\$0	\$0	\$0	
Property	K		\$0	\$0	\$0	\$0	
Income tax exempt body - entertainment	L		\$1,774			\$1,774	
Other benefits (residual)	М		\$33,601	\$1,410	\$0	\$32,191	
Car parking	N		\$0	\$0		\$0	
Meal entertainment	Р		\$22,286			\$22,286	

TFN:

#### Fringe benefits tax (FBT) return 2019

RN: 100017819EB

## 23 Details of fringe benefits provided

			WHOLE DOLLARS ONLY			
Type of benefits provided (1 April 2018 to 31 March 2019)		Number	Gross taxable value (a)	Employee contribution (b)	Value of reductions (c)	Taxable value of benefits (a) - (b) - (c)
Cars using the statutory formula	A	39	\$205,917	\$31,833		\$174,084
Cars using the operating cost method	В	2	\$890	\$62		\$828
Loans granted	C	0	\$0		\$0	\$0
Debt waiver	D		\$0			\$0
Expense payments	E		\$155,376	\$0	\$77,188	\$78,188
Housing - units of accommodation provided	F	0	\$0	\$0		\$0
Employees receiving living-away-from-home allowance (show total paid including exempt components)	G	0	\$0		\$0	\$0
Board	J		\$0	\$0	\$0	\$0
Property	K		\$0	\$0	\$0	\$0
Income tax exempt body – entertainment	L		\$0			\$0
Other benefits (residual)	M		\$14,614	\$492	\$0	\$14,122
Car parking	N		\$0	\$0		\$0
Meal entertainment	P		\$10,208			\$10,208

## STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

## **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

## **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

## **ATTACHMENTS**

FRINGE BENEFIT TAX RETURN 2018-19

## 14.1.7 PROGRESS OF 2018/19 YEAR END AND EXTENAL AUDIT

Responsible Officer: Xandra Curnock

**Acting Chief Financial Officer** 

Author: Xandra Curnock

**Acting Chief Financial Officer** 

Disclosure of Interest: Nil

## **VOTING REQUIREMENTS**

Simple

#### OFFICER/COMMITTEE RECOMMENDATION

That Council acknowledge progress of the 2019 year end tasks and deadlines required.

## **EXECUTIVE SUMMARY**

The purpose of this report is to update the Committee on progress of the completion of FY 2019 year end tasks and external financial audit being conducted by Grant Thornton.

#### COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles to demonstrate a transparent and inclusive local government.

## **BUDGET IMPLICATIONS**

There are no budget implications resulting from the recommendations of this report.

#### **REPORT**

The 2019 year end tasks are almost complete. Reserve transfers, identifying additional accruals, prepayments and account allocation corrections are to be completed prior to finalising June 2019 numbers. The draft financial statements will be submitted to Grant Thornton before 30 September 2019 in accordance with *Local Government Act 1995* Section 6.4(3).

Office of the Audit General (OAG) appointed External Auditors, Grant Thornton, have completed their planning works in July 2019, and will be on site at the CKB admin office from 7 October 2019. They aim to complete their audit fieldwork in 2 weeks.

Following their review, amendments to the 2019 year end financials may be required. Final Financial Statements will be presented to the Committee in next Finance and Audit meeting, for adoption and signing.

## STATUTORY IMPLICATIONS

There are statutory implications in relation to this report:

1. Local Government Act 1995 Section 6.4(3) – Accounts submitted to Auditors by 30

September following each financial year; and

2. Local Government Act 1995 Section 5.54(1) – Acceptance of the Annual Report by Council by 31 December after that Financial Year.

## **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

## **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

## 14.1.8 ALTUS COLLABORATION UPDATE – AUGUST 2019

Responsible Officer: Xandra Curnock

**Acting Chief Financial Officer** 

Author: Toni Keown

**Altus Project and Accounting Officer** 

Disclosure of Interest: Nil

**VOTING REQUIREMENTS** 

Simple

#### OFFICER/COMMITTEE RECOMMENDATION

That Council acknowledge progress of the Altus Collaboration Project.

#### **EXECUTIVE SUMMARY**

The purpose of this report is to update the Committee on progress of the Altus Collaboration Project.

## **COMMUNITY STRATEGIC PLAN LINKS**

This report links to the Strategic Community Plan through the Community's Guiding Principles to demonstrate a transparent and inclusive local government.

#### **BUDGET IMPLICATIONS**

There are no budget implications resulting from the recommendations of this report.

#### **REPORT**

The Altus Collaboration consortia is in its third year, with the recent withdrawal of the City of Greater Geraldton the remaining council members are the City of Kalamunda and the City of Kalgoorlie.

The purpose of the consortia remains to deliver on the development of the Altus software package, giving the Councils the rare opportunity to contribute to a project that will not only provide benefit but will have lasting effect across local government.

The Altus Software aims to replace the outdated SynergySoft application, in use by the City and many Local Governments around the country.

## **Altus Inspections**

The Inspections module was delayed significantly from the initial road map, and was pushed to production in May 2019

The City is in the final stages on acceptance testing, and expects to be using this module within the next few months.

#### **Altus Core Financials**

Altus Core Financials is a suite of modules within the financial system.

The general ledger component has been completed, however it isn't a standalone package so will not be in use until the remaining components are ready.

The Accounts Receivable, Accounts Payable, Bank Reconciliation and Project Accounting are all in development with testing being undertaken.

The core financial project was intended for release mid-2019, overall the development project is six months behind the initial timelines.

## **Altus Payroll**

The City was to be the lead council with the development of the payroll module. Both IT Vision and the City, independently, selected Definitiv to deliver time and attendance and payroll services.

With the choice of implementing a standalone product the visioning and development work changes to focus only on the integration of Altus/Synergy and Definitiv. The City remains to be the lead when the development commences within the Altus component.

The City's implementation occurred to coincide with the start of the new financial year, and early indications are that the system will deliver a much more streamlined experience for staff, supervisors and the payroll team.

## **Altus Contacts**

This module is under development, the City has taken the steps required to ensure our data is ready when this module is complete.

#### **Altus Customer Services**

Visioning is under way for this module, with the Councils intending to have a module that provides much more streamlined experience for customers, including the creation of a self-service module.

## **Altus Property**

The City of Kalgoorlie-Boulder is set to be the lead Council on the development of the property module. It is yet to be determined how much involvement will be required from the consortia partners for this module.

Reflecting on the importance of this module to service delivery for the three Cities, the CEO's will play an integral role within the initial vision workshops.

This module has not yet been started.

## **Implementation**

While the City has been heavily involved in the development of these modules, a review and implementation plan will need to be developed prior to switching from the existing SynergySoft application. The challenge will be in pre-empting any significant work required around further database cleansing.

## STATUTORY IMPLICATIONS

There are no statutory implications in relation to this report:

## **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

## **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

## 15 REPORTS OF OFFICERS

#### 15.1 GENERAL MANAGER – INFRASTRUCTURE AND ENVIRONMENT

15.1.1 PROPOSED STAGE 1 REDEVELOPMENT - SHOPPING CENTRE WITH ASSOCIATED SPECIALTY SHOPS - PROPERTY AT EGAN, WILSON AND MACDONALD STREETS, KALGOORLIE

Responsible Officer: Stuart Devenish

**General Manager Infrastructure &** 

**Environment** 

Author: Ric Halse

Manager Planning, Development &

**Regulatory Services** 

Disclosure of Interest: Nil

Assessment Number: A31349

Owners Name: Kalgoorlie Projects Pty Ltd (subject to

contract)

Application Number: P072/19

Applicants Name: Planning Solutions

Development Value: \$8,000,000

**VOTING REQUIREMENTS** 

Simple

### OFFICER RECOMMENDATION

That Council approve Planning Application (P072/19) for six shops at Lots 70, 71, 72, 73, 1111 Egan Street, Lot 74 Wilson Street, and Lots 39, 41, 43, 45, 1114, 1115, 1116, 1117, 45 MacDonald Street, Kalgoorlie, subject to the following conditions:

#### General Conditions

- 1. This development must substantially commence within two years from the date of this decision letter, unless an extension of the approval is received from the City, prior to this approval expiring.
- 2. This development taking place in accordance with the approved plans: P(C).01 B, P(C). 02 B, P(C). 03 B, P(C). 04.
- 3. The natural ground levels and finished floor levels shown on the approved plans are not permitted to be altered without seeking further approval from the City.

Conditions required to be met prior to the commencement of works

4. Prior to the commencement of works, a detailed landscaping plan is to

be submitted to, and approved by the City. The landscaping plan shall include the following:

- a) The location, number size and species of proposed trees and shrubs, utilising local vegetation set out in Local Planning Scheme No. 01 Schedule 6 Native Vegetation, or the City's Plant List:
- b) Areas to be reticulated/irrigated, and mulched; and
- c) Details of the maintenance regime.
- 5. Prior to the commencement of works, a Construction Management Plan is to be submitted and approved by the City. The Construction Management Plan must address the following issues, where applicable:
  - a) public safety and amenity;
  - b) site plan and security;
  - c) contact details of essential site personnel, construction period and operating hours;
  - d) community information, consultation and complaints Management Plan:
  - e) noise, vibration, air and dust management;
  - f) traffic, access and parking management;
  - g) waste management and materials re-use;
  - h) earthworks, excavation, land retention/piling and associated matters;
  - i) stormwater and sediment control;
  - j) street tree management and protection;
  - k) asbestos removal management plan; and
  - I) any other matters deemed appropriate by the City.

All demolition and constructions works are to be undertaken in accordance with the approved Construction Management Plan.

6. Prior to the commencement of works, hydraulic plans showing all pretreatment devices must be submitted and approved by the City.

## Conditions required to be met prior to use

- 7. Prior to use of this development, satisfactory arrangements being made for the amalgamation of Lots 70, 71, 72, 73, 1111 Egan Street, Lot 74 Wilson Street, and Lots 39, 41, 43, 45, 1114, 1114, 1115, 1116, 1117, MacDonald Street, Kalgoorlie.
- 8. Prior to occupation of this development, stormwater drainage works must be completed in accordance with the approved plans to the satisfaction of the City (drawing: 19-153-C02 Rev A, dated 23.07.19).
- 9. Liquid industrial waste generated on-site is to be pre-treated in an approved manner prior to discharge to the City's reticulated sewer system. Prior to use of this development, pre-treatment devices must be

inspected by the City.

10. Prior to occupation of this development, the vehicle crossovers shall be constructed to the City's crossover engineering specifications, drawings 05C001, 05C026, 05C031, and 05C032.

- 11. Prior to occupation of this development, the car parking, loading, vehicle access and circulation areas shown on the approved site plan, including the provision of car parking for the disabled, is to be constructed in accordance with *Australian Standard AS 2890.1* and *AS 2890.6*, drained, and line marked to the satisfaction of the City.
- 12. Prior to use of this development, 'No Right Turn' signage shall be erected at the Wilson Street exit to prevent vehicles from making right turns into the site via Wilson Street, and right turns out of the site onto Wilson Street. The placement of these signs is to be at the applicants cost.
- 13. Prior to use of this development, the existing traffic island located on Wilson Street adjacent to the vehicle access point is to be widened to ensure that no vehicle traffic can make unsafe right turns onto, or out of, the site to the satisfaction of the City. This is to be at no cost to the City.
- 14. Prior to use of this development, satisfactory arrangements being made with the City for contributions to the upgrade of the public parking facility at 146 Egan Street (Egan Street Public Car Park).
- 15. Prior to occupation, this development shall be connected to the City's reticulated sewer system to the specifications of the City, and sewer headworks charges are to be paid to the City in accordance with the City's Sewer Headworks Contributions Policy (DS-DS-001) The amount will be nominated by the City upon the submission of detailed hydraulic drawings, and cost pursuant to the Fees and Charges Schedule.
- 16. Prior to occupation of this development, a Trolley Management plan is to be submitted and approved by the City. The plan should outline the methods proposed to ensure shopping trolleys are returned to the designated trolley storage areas.
- 17. Prior to occupation of this development, landscaping is to be completed in accordance with the approved plans or any approved modifications thereto, to the satisfaction of the City.

## Conditions to be met on an ongoing basis

- 18.103 onsite car parking bays, inclusive of three parking bays for the disabled, and vehicle access, loading and circulation areas are to be maintained and available for car parking, vehicle access, loading and circulation on an ongoing basis and are to be to the satisfaction of the City.
- 19. The following pedestrian safety measures are to be incorporated and

## maintained at the MacDonald Street loading bay:

a) Red painted asphalt at loading bay entrance to provide visual identification of loading zones, and includes dashed markings to differentiate the zone from regular pedestrian movement areas;

- b) 'Caution watch for turning vehicles' signage is to be installed and maintained to clearly identify right of way to pedestrians;
- c) The installation of signage enforcing a maximum speed limit of 10km/h within the loading dock;
- d) Adequate lighting must be installed to comply with Australian Standard AS1158.0 Lighting for Road and Public Spaces;
- e) Fixed barricades must be installed at the pedestrian footpaths for use during access/egress of delivery vehicles; and
- f) Vehicles accessing the loading dock to use audible and visual warning devices such as reversing warning alarms and flashing hazard lights.
- 20. Approved landscaping is to be maintained on an ongoing basis in accordance to the approved maintenance regime.
- 21. Signage shall not contain any flashing or moving light at any time without prior approval from the City.
- 22. All advertising is to be maintained in a clean and tidy state at all times. Any damaged signs must be replaced or repaired to the same state as when originally installed within 20 business days of the damage having occurred.
- 23. Car parking areas must have lighting that achieve Australian Standard AS1158.0 Lighting for Road and Public Spaces and is maintained on an ongoing basis.
- 24. Car parking areas are regularly maintained and well-kept to the satisfaction of the City.

## **EXECUTIVE SUMMARY**

The City has received a planning application for a new commercial development in the Kalgoorlie City Centre on land at Egan, Wilson and McDonald Streets. The proposal is to construct a large shopping centre, anchored by two major retailers and a variety of individual tenancies.

The overall project (construction cost estimated at \$16 million) will be undertaken over two project stages. Each stage is subject to separate application for planning approval. This report addresses the application for stage 1 only.

Stage 1 of the proposal (subject to this report) involves a supermarket and five specialty shop tenancies. The proposal will require civil works of filling and retaining for the site, construction of vehicle and pedestrian access ramps, two vehicular driveways, and car parking bays, a loading dock, landscaping, and the repositioning of main sewer lines.

The development has been assessed under the Local Planning Scheme and found to comply with the relevant requirements except for on-site car parking and landscaping. The applicant requests Scheme requirements be varied to reduce the number of on-site parking bays and the area of landscaping.

A survey of public parking demonstrates the capacity of the surrounding area to accommodate parking without impacting other business interests. A public parking facility at 146 Egan Street will be relied upon to service the new development.

It is noted that other major developments in the City Centre have similar reliance on public parking. The proposed arrangements for this application are also supported, subject to developer contributions to the upgrading of the public parking facility.

Other terms of the plan, including the proposed uses for the site are consistent with the land zoning and are suitable to a City Centre development. Conditional approval of the application is recommended accordingly.

## **COMMUNITY STRATEGIC PLAN LINKS**

This report links to the Strategic Community Plan through the Community's Guiding Principles:

Plan for regulated sustainable land use and development

## **BUDGET IMPLICATIONS**

There are no budget implications associated with the application for planning approval.

## **REPORT**

The application subject to this report is stage 1 of a two staged commercial development within the whole area between Egan, Wilson, MacDonald and Cassidy Streets.

The stage 1 site (refer Figure 1) comprises 15 land titles (it is noted there are 2 lots numbered 1114 within the development area). Of the 15 lots, 6 titles are vacant, 8 presently contain dwellings and 1 contains a church. The background of the development site is now explained, along with the terms of the proposal and an assessment of that proposal against Council's requirements.

## Background

Kalgoorlie Properties Pty Ltd (the developer) either owns, or has contracts to purchase all land titles involved with the application. Negotiations between the developer and the church owners will see a new church built at a separate location (not part of this planning application). All titles are to be amalgamated as part of the development and the applicant has commenced proceedings in this regard.

The land is zoned 'Central Business' with a residential density code of 'R60' under the Scheme. The site abuts the existing Target shopping centre to the north-east, and backs onto Kingsbury Park.



Figure 1: Development site

Council is required to determine this planning application as the value of works exceeds City officers' delegation to approve a non-residential development application greater than \$4 million.

## **Proposal**

## Proposed Built Form

The planning application subject to this report (stage 1), involves the construction of a super market, five specialty shops and associated facilities. This will provide Net Lettable Area (NLA) of 3,856m<sup>2</sup> for the supermarket and 587m<sup>2</sup> for the specialty shops.

Supporting infrastructure for the proposal include loading bays, bins store areas, car parking bays, landscaped areas, trolley bays, and public/private toilet facilities. Pedestrian egress stairwells (at Wilson and MacDonald Street), and a pedestrian access ramp from Egan Street extend into the road reserve.

The initial phase of the re-development entails the demolition of existing structures. Once the site is cleared, retaining and earthworks will create a level site for construction. Due to the natural fall of the land, fill up to 3.3m above the natural ground level is required. The highest building point above the natural ground level is 11m at the corner of Wilson and MacDonald Streets (3.3m of fill and 7.7m building height).

Figures 2 to 5 provide illustrations of the proposed development.

Two-way ramp crossovers from Wilson and Egan Streets respectively provide access to 103 onsite bays, including 3 disability access bays. The carpark is designed to be contiguous with the second stage of development.



Figure 2 View of development from Egan Street, looking south



Figure 3 View of development from corner of Egan and Wilson Street, looking east



Figure 4 View of development from Wilson Street, looking north-east



Figure 5 View of development from corner of Wilson and MacDonald Street, looking north

## Proposed Uses

The terms of the application involve the following specified use classes:

Use Class	Permissibility
Consulting Rooms (Medical)	P
<ul> <li>Dry-Cleaning Agency</li> </ul>	Р
Dry-Cleaning Premises	AA
<ul> <li>Educational Establishment</li> </ul>	AA
<ul> <li>Fast Food Outlet</li> </ul>	P
<ul> <li>Financial Institution</li> </ul>	Р
Fish Shop	AA
Health Studio/Centre	P
Laundromat	P
Liquor Store	Р
Lunch Bar	Р

Medical Centre	Р
Office	Р
Restaurant	Р
Tavern	AA
Veterinary Consulting Rooms	AA

Note: 'P' means a use that is permitted in the zone.

'AA' means that the Council may, in its discretion, permit the use and, prior to making a determination, may require the procedures set out in clause 6.5 of the Scheme to be complied with.

All of the above uses are suitable to the zoning of the site, capable of being accommodated within the development and are supported accordingly. Approval of the application as presented by the applicant constitutes approval of the discretionary (AA) uses set out above. Any other discretionary uses that may be sought by the applicant in the future are necessarily subject to a separate application.

# **Assessment of Proposal**

Proposed Built Form

Local Planning Scheme No 1 sets out development standards for assessment of proposals. Variations to two standards are to be considered as indicated in Table 1 below.

**Development Standards** "Shop" Scheme Provision **Proposed** Street Setback Complies Nil in Central Business Zone Side Setback Complies Nil in Central Business Zone Rear Setback Complies Nil in Central Business Zone Max Plot Ratio Complies 2.0 in Central Business **Max Site Coverage** Complies \*100% Parking (LPP-01, clause 2.5.2) Variation Required 255 Bays Required 103 Bays Provided Landscaping Variation Required 5% of lot area =  $512 \text{ m}^2$  $2.6\% = 264 \text{ m}^2$ 

**Table 1 Development Standards Assessment** 

The variation sought by the applicant are now addressed.

# Car Parking Provision

Parking requirements for the shop use class in a commercial zone is calculated at a rate of 7 bays/100m<sup>2</sup> NLA, or part thereof, with a minimum of 5 bays/100m<sup>2</sup>; however, as the development falls within the 'Central Business' zone parking standards can be calculated in line with the City's Local Planning Policy LPP – 01 – Variation of Development Standards and/or requirements of the Town Planning Scheme (LPP–01). This variation policy allows the City to assess commercial development in the CBD at a rate of 3 bays/100m<sup>2</sup>.

Any shortfall in car parking after the variation ratio of 3 bays/100m<sup>2</sup> is taken into account can be offset by utilising available on-street car parking bays. LPP-01 provides that off-site parking (street parking) can be supported where the following guidelines are met:

- 1. All possible car parking areas within the lot boundaries are to have been developed;
- 2. Pedestrian access to the site and building is to be available from the street parking; and
- 3. Where street parking is to be constructed as a condition of approval, it is to be at the applicant's expense.

Using the ratio of 3 bays/100m<sup>2</sup>, a total of 153 car parking bays are required. The breakdown of car parking provision is depicted in Table 2.

Calculation of Parking requirements – Stage One				
	m² (Net Lettable Area) Bays @ 3/100			
Supermarket	3,856	117		
Specialty Shop 1	106 6			
Specialty Shop 2	106 6			
Specialty Shop 3	450 15			
Specialty Shop 4	125	6		
Specialty Shop 5	100	3		
Total	4,743 m²	153 bays required		

Table 2 Calculation of car parking requirements

In support of the parking variation (shortfall of 50 bays), the applicant has submitted the findings of a parking survey which examined actual street parking utilisation and hence, spare capacity within the precinct.

The survey recorded the utilisation of 285 on-street car parking bays in proximity to the development site. The occupation rate was recorded over two full days with the following findings:

 Wednesday 24 July 2019: Peak occupation period occurred at 12:00pm with a total of 136 bays occupied (47.71% occupancy rate); and

• Thursday 24 July 2019: Peak occupation period occurred at 12:00pm with a total of 121 bays occupied (42.45% occupancy rate).

Based on an average utilisation rate of 45%, around 157 on-street car bays are under-utilised. After applying the 50 bay shortfall, a surplus of 107 on-street parking bays available for surrounding businesses during peak times.

The terms of the proposal are comparable to other developments within the City. In this regard, Table 3 below identifies the reliance of other major developments on street parking.

Store	Gross Lettable Area (m2)	Car Bays on Site	Car Bays on Street	Total Bays on Site & Street	Ratio of Car Parks Provided to Nett Lettable Area
Woolworths	9,450	250	81	331	3.58 bays / 100m <sup>2</sup>
Target	5,311	130	62	192	3.78 bays / 100m <sup>2</sup>
Coles/Kmart	9,290	270	77	347	3.74 bays / 100m <sup>2</sup>

Table 3 Comparative analysis of commercial developments

Taking account of the above and noting the terms of Council Policy supporting on street parking, the development can reasonably rely on 50 public parking bays to service the centres requirements without undue impact on surrounding businesses.

While new street/public parking does not need to be constructed, a public parking facility at 146 Egan Street (Egan Street Public Car Park) is in need of renewal. As the proposed development will rely on public parking, it is appropriate for the developer to contribute to the upgrade of this facility. Renewal works would require lighting upgrades, landscaping, asphalt resurfacing and reconfiguration of the parking layout. This will achieve an increased parking capacity of 41 new bays to service patronage and provide a safe, attractive facility for the community. A condition of development requiring such arrangements is recommended accordingly.

# Landscaping

LPP-01 outlines factors to be taken into account where variations to landscaping requirements of the Scheme are proposed. Within the Central and District Business zones, the policy recognises landscaping provision will reflect built form. For example, where buildings are constructed up to a boundary, there is no landscaping.

The provision of 265m<sup>2</sup> in lieu of 512m<sup>2</sup> is a consequence of nil street setbacks as Wilson and MacDonald Streets. The frontage at Egan Street and balance of Wilson Street is appropriately landscaping, and the terms of the plan are supported accordingly.

# Other Considerations

### Traffic Movement

A crossover at Wilson Street is immediately opposite a median at the middle of the road containing a street light. The position of such prevents a safe right-hand turn out of the carpark (vehicles would need to travel the wrong side of the road near to a round-about). Right-hand turns into the site are similarly constrained.

To prevent unsafe movements, it is recommended the applicant be required to extend the median to discourage right-hand turns, and install appropriate signage.

# Sewer line relocation and wastewater management

A sewer line presently runs through the site as shown at Figure 6. The relocation of this line (at the developer's expense) is required, along with the new alignment to be protected by an easement on the new title to be created through the amalgamation process.



Figure 6 Sewer diagram showing the location of the City's main sewer infrastructure

### Pedestrian Movements

The applicant's traffic consultant has provided a range of recommendations to ensure pedestrian safety around the loading bay areas at MacDonald Street. These measures include:

- Red Painted asphalt at loading bay entrance: this is to provide visual identification of loading zones, and includes dashed markings to differentiate the zone from regular pedestrian movement areas;
- Warning signage: Inclusion of 'caution watch for turning vehicles' signage to clearly identify right of way;
- Enforced speed limits: The installation of signage enforcing a maximum speed limit of 10km/h within the loading dock; and

 Audible and visual hazard warnings: Vehicles accessing the loading dock to use audible and visual warning devices such as reversing warning alarms and flashing hazard lights.

The above measures are supported, along with the installation of adequate lighting and movable hardstand barricades (similar to the Brookman Street arrangement) at the footpath to prevent pedestrian movement while delivery vehicles are entering/leaving.

# Construction encroaching into Road Reserve

Three incidental structures are proposed within road reserves. Two of these are egress stairwells (fire escapes); one located on Wilson Street, and the other on MacDonald Street. The third structure is the main pedestrian entry ramp located on Egan Street.

The location of these structures will not impact the function of the reserve and are supported. It will be necessary however for the applicant to achieve approval of the Minister for Lands for such.

### STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

# **POLICY IMPLICATIONS**

Relevant policy considerations are addressed within the report.

### COMMUNITY ENGAGEMENT CONSULTATION

Community consultation was not required to be undertaken for the proposed development, or the proposed Permitted uses. While the proposed discretionary uses may be advertised, such was not deemed necessary as the activities would not negatively impact surrounding properties.

### **ATTACHMENTS**

Plan No P072-19 - Stage 1 - Proposed Shopping Centre with Associated Shops

15.1.2 PROPOSED STAGE 2 REDEVELOPMENT - SHOPPING CENTRE WITH ASSOCIATED SPECIALTY SHOPS - PROPERTY AT EGAN, CASSIDY AND MACDONALD STREETS, KALGOORLIE

Responsible Officer: Stuart Devenish

**General Manager Infrastructure &** 

**Environment** 

Author: Ric Halse

Manager Planning, Development &

**Regulatory Services** 

Disclosure of Interest: Nil

Assessment Number: A31349

Owners Name: Kalgoorlie Projects Pty Ltd (subject to

contract)

Application Number: P075/19

Applicants Name: Planning Solutions

Development Value: \$8,000,000

**VOTING REQUIREMENTS** 

Simple

### OFFICER RECOMMENDATION

That Council approve Planning Application (P075/19) for seven shops at Lot 502 (145) and 1111 (169-175) Egan Street, and lot 46 (88) and 45 (90) MacDonald Street, Kalgoorlie, subject to the following conditions:

### **General Conditions**

- 1. This development must substantially commence within two years from the date of this decision letter, unless an extension of the approval is received from the City, prior to this approval expiring.
- 2. This development taking place in accordance with the approved plans: P(B).01 A, P(B). 02 A, P(B). 03 A, P(B). 04.
- 3. The natural ground levels and finished floor levels shown on the approved plans are not permitted to be altered without seeking further approval from the City.
- 4. All demolition and constructions works are to be undertaken in accordance with the approved Construction Management Plan.

## Conditions required to be met prior to the commencement of works

- 5. Prior to the commencement of works, a detailed landscaping plan is to be submitted to, and approved by the City. The landscaping plan shall include the following:
  - a) The location, number size and species of proposed trees and

AGENDA

shrubs, utilising local vegetation set out in Local Planning Scheme No. 01 - Schedule 6 Native Vegetation, or the City's Plant List:

- b) Areas to be reticulated/irrigated, and mulched; and
- c) Details of the maintenance regime.
- 6. Prior to the commencement of works, a Construction Management Plan is to be submitted and approved by the City. The Construction Management Plan must address the following issues, where applicable:
  - a) public safety and amenity;
  - b) site plan and security;
  - c) contact details of essential site personnel, construction period and operating hours;
  - d) community information, consultation and complaints Management Plan;
  - e) noise, vibration, air and dust management;
  - f) traffic, access and parking management;
  - g) waste management and materials re-use;
  - h) earthworks, excavation, land retention/piling and associated matters;
  - i) stormwater and sediment control;
  - j) street tree management and protection;
  - k) asbestos removal management plan; and
  - I) any other matters deemed appropriate by the City.

All demolition and constructions works are to be undertaken in accordance with the approved Construction Management Plan.

- 7. Prior to commencement of works, hydraulic plans showing all pretreatment devices must be submitted and approved by the City.
- 8. Prior to the commencement of works, arrangements are to be made with the City for the removal and repositioning of sewer lines impacted by the building footprint. Works to be funded by the owner, except where the City will contribute towards the Lord Forrest complex connection due to an improved level of service that will be achieved as a consequence.

# Conditions required to be met prior to use

- 9. Prior to use of this development, satisfactory arrangements being made for the amalgamation of Lot 502 (145), 1111 (169-175) Egan Street, lot 46 (88), and 45 (90) MacDonald Street, Kalgoorlie.
- 10. Prior to occupation of this development, stormwater drainage works must be completed in accordance with the approved plans to the satisfaction of the City (drawing: 19-153-C02 Rev A, dated 23.07.19).
- 11.Liquid industrial waste generated on-site is to be pre-treated in an approved manner prior to discharge to the City's reticulated sewer system. Prior to use of this development, pre-treatment devices must be

inspected by the City.

12. Prior to occupation of this development, the vehicle crossovers shall be constructed to the City's crossover engineering specifications, drawings 05C001, 05C026, 05C031, and 05C032.

- 13. Prior to occupation of this development, the car parking, loading, vehicle access and circulation areas shown on the approved site plan, including the provision of car parking for the disabled, is to be constructed in accordance with Australian Standard AS 2890.1 and AS 2890.6, drained, and line marked to the satisfaction of the City.
- 14. Prior to use of this development, satisfactory arrangements being made with the City for contributions to the upgrade of the public parking facility at 146 Egan Street (Egan Street Public Car Park).
- 15. Prior to occupation, this development shall be connected to the City's reticulated sewer system to the specifications of the City, and sewer headworks charges are to be paid to the City in accordance with the City's Sewer Headworks Contributions Policy (DS-DS-001). The amount will be nominated by the City upon the submission of detailed hydraulic drawings, and cost pursuant to the Fees and Charges Schedule.
- 16. Prior to occupation of this development, a Trolley Management Plan is to be submitted and approved by the City. The plan should outline the methods proposed to ensure shopping trolleys are returned to the designated trolley storage areas.
- 17. Prior to occupation of this development, landscaping is to be completed in accordance with the approved plans or any approved modifications thereto, to the satisfaction of the City.

# Conditions to be met on an ongoing basis

- 18.111 onsite car parking bays, inclusive of three parking bays for the disabled, and vehicle access, loading and circulation areas are to be maintained and available for car parking, vehicle access, loading and circulation on an ongoing basis and are to be to the satisfaction of the City.
- 19. Delivery access to any of the (6) Speciality Tenancies shall not occur between the hours of 8:00am to 5:00pm to ensure that the car park is available for customer parking during business hours. Delivery vehicles accessing Speciality Tenancies must not exceed 4.5 tonnes tare weight.
- 20. The following pedestrian safety measures are to be incorporated and maintained at the Cassidy Street loading bay:
  - a) Red painted asphalt at loading bay entrance to provide visual identification of loading zones, and includes dashed markings to differentiate the zone from regular pedestrian movement areas;
  - b) Caution watch for turning vehicles' signage is to be installed and

- maintained to clearly identify right of way to pedestrians;
- c) The installation of signage enforcing a maximum speed limit of 10km/h within the loading dock;
- d) Adequate lighting must be installed to comply with Australian Standard AS1158.0 Lighting for Roads and Public Spaces; and
- e) Vehicles accessing the loading dock to use visual warning devices such as flashing hazard lights.
- 21. Approved landscaping is to be maintained on an ongoing basis in accordance to the approved maintenance regime.
- 22. Signage shall not contain any flashing or moving light at any time without prior approval from the City.
- 23. All advertising is to be maintained in a clean and tidy state at all times. Any damaged signs must be replaced or repaired to the same state as when originally installed within 20 business days of the damage having occurred.
- 24. Car parking areas must have lighting that achieve Australian Standard AS1158.0 Lighting for Roads and Public Spaces and is maintained on an ongoing basis.
- 25. Car parking areas are regularly maintained and well-kept to the satisfaction of the City.

### **EXECUTIVE SUMMARY**

The City has received a planning application for a new commercial development in the Kalgoorlie City Centre on land at Egan, Wilson and McDonald Streets. The proposal is to construct a large shopping centre, anchored by two major retailers and a variety of individual tenancies.

The overall project (construction cost estimated at \$16 million) will be undertaken over two project stages. Each stage is subject to separate application for planning approval. This report addresses the application for stage 2 only.

Stage 2 of the proposal (subject to this report) involves a discount department store and six specialty shop tenancies. The proposal will require civil works of filling and retaining for the site, construction of vehicle and pedestrian access points, two vehicular driveways, car parking bays, a loading dock, landscaping, and the repositioning of main sewer lines.

The development has been assessed under the Local Planning Scheme and found to comply with the relevant requirements except for on-site car parking and landscaping. The applicant requests Scheme requirements be varied to reduce the number of on-site parking bays and the area of landscaping.

A survey of public parking demonstrates the capacity of the surrounding area to accommodate parking without impacting other business interests. A public parking facility at 146 Egan Street will be relied upon to service the new development.

It is noted that other major developments in the City Centre have similar reliance on

public parking. The proposed arrangements for this application are also supported, subject to developer contributions to the upgrading of the public parking facility.

Other terms of the plan, including the proposed uses for the site are consistent with the land zoning and are suitable to a City Centre development. Conditional approval of the application is recommended accordingly.

### **COMMUNITY STRATEGIC PLAN LINKS**

This report links to the Strategic Community Plan through the Community's Guiding Principles:

Plan for regulated sustainable land use and development

### **BUDGET IMPLICATIONS**

There are no budget implications associated with the application for planning approval.

### **REPORT**

The application subject to this report is stage 2 of a two staged commercial development within the whole area between Egan, Wilson, MacDonald and Cassidy Streets.

The stage 2 site (refer Figure 1) involves four land titles. Of the four lots, two presently contain dwellings and one contains a church. The background of the development site is now explained, along with the terms of the proposal and an assessment of that proposal against Council's requirements.

### Background

Kalgoorlie Properties Pty Ltd (the developer) either owns, or has contracts to purchase all land involved with the application. Negotiations between the developer and the church owners will see a new church built at a separate location (not part of this planning application). All titles are to be amalgamated as part of the development and the applicant has commenced proceedings in this regard.

The land is zoned 'Central Business' with a residential density code of 'R60' under the Scheme. The site contains the existing Target shopping centre, and abuts the existing church site and residential dwellings to the south-west.



Figure 1 Aerial map of subject site

Council is required to determine this planning application as the value of works exceeds City officers' delegation to approve a non-residential development application greater than \$4 million.

# **Proposal**

Proposed Built Form

Stage 2 of the proposal includes two options:

- Option 1 Demolition of existing site structures and construction of a new shopping complex; and
- Option 2 Redevelopment of the existing shopping centre.

The planning application subject to this report (stage 2, option 1), involves the construction of a discount department store, six specialty shops and associated facilities. This will provide Net Lettable Area (NLA) of 6,899m<sup>2</sup> for the discount department store and 705m<sup>2</sup> for the specialty shops.

Option 2 is to be considered under a separate planning application, and does not form part of this planning report or decision.

The initial phase of the development will entail the demolition and clearing of the site. The lot levels are proposed to remain similar to existing levels; however, new retaining structures are proposed to align with those proposed in stage 1. Due to the natural fall of the land, fill up to 0.428m above the natural ground level is required. The highest building point above the natural ground level is 8.128m at the southern corner of the development site (0.428m of fill and 7.7m building height).

Two-way crossovers from Cassidy and Egan Streets respectively provide access to 111 onsite bays, including 3 disability access bays. The carpark is designed to be contiguous with the first stage of development.

# **Proposed Uses**

The terms of the application involve the following specified use classes:-

Use Class	Permissibility
<ul> <li>Consulting Rooms (Medical)</li> </ul>	Р
Dry-Cleaning Agency	Р
Dry-Cleaning Premises	AA
<ul> <li>Educational Establishment</li> </ul>	AA
<ul> <li>Fast Food Outlet</li> </ul>	Р
Financial Institution	Р
Fish Shop	AA
Health Studio/Centre	Р
<ul> <li>Laundromat</li> </ul>	Р
Liquor Store	Р
Lunch Bar	Р
Medical Centre	Р
Office	Р
Restaurant	Р
Tavern	AA
<ul> <li>Veterinary Consulting Rooms</li> </ul>	AA

Note: 'P' means a use that is permitted in the zone.

'AA' means that the Council may, in its discretion, permit the use and, prior to making a determination, may require the procedures set out in clause 6.5 of the Scheme to be complied with.

All of the above uses are suitable to the zoning of the site, capable of being accommodated within the development and are supported accordingly. Approval of the application as presented by the applicant constitutes approval of the discretionary (AA) uses set out above. Any other discretionary uses that may be sought by the applicant in the future are necessarily subject to a separate application.

# **Assessment of Proposal**

# Proposed Built Form

Local Planning Scheme No 1 sets out development standards for assessment of proposals. Variations to two standards are to be considered as indicated in Table 1 below.

**Table 1 Development Standards Assessment** 

Development Standards		
Required	Proposed	
Street Setback Nil in Central Business Zone	Complies	

Side Setback Nil in Central Business Zone	Complies	
Rear Setback	Complies	
Nil in Central Business Zone	Compiles	
Max Plot Ratio	Complies	
2.0 in Central Business	Compiles	
Max Site Coverage	Complies	
*100%	Compiles	
Parking (LPP-01, clause 2.5.2)	Variation Required	
222 Bays Required	111 Bays Provided	
Landscaping	Variation Required	
5% of lot area = 602m <sup>2</sup>	2.11% = 255 m <sup>2</sup>	

The variation sought by the applicant are now addressed.

# Car parking Provision

Parking requirements for the shop use class in a commercial zone is calculated at a rate of 7 bays/100m<sup>2</sup> NLA, or part thereof, with a minimum of 5 bays/100m<sup>2</sup>; however, as the development falls within the 'Central Business' zone parking standards can be calculated in line with the City's Local Planning Policy LPP – 01 – Variation of Development Standards and/or requirements of the Town Planning Scheme (LPP–01). This variation policy allows the City to assess commercial development in the CBD at a rate of 3 bays/100m<sup>2</sup>.

Any shortfall in car parking after the variation ratio of 3 bays/100m<sup>2</sup> is taken into account can be offset by utilising available on-street car parking bays. LPP-01 provides that off-site parking (street parking) can be supported where the following guidelines are met:

- 1. All possible car parking areas within the lot boundaries are to have been developed;
- 2. Pedestrian access to the site and building is to be available from the street parking; and
- 3. Where street parking is to be constructed as a condition of approval, it is to be at the applicant's expense.

Using the ratio of 3 bays/100m<sup>2</sup>, a total of 222 car parking bays are required. The breakdown of car parking provision is depicted in Table 2.

Table 2 Calculation of car parking requirements

Calculation of Parking requirements – Stage 1					
m² (Net Lettable Area) Bays @ 3/100m²					
Kmart	6194	186			
Specialty Shop 1	118	6			
Specialty Shop 2	118	6			

Specialty Shop 3	112	6
Specialty Shop 4	112	6
Specialty Shop 5	112	6
Specialty Shop 6	133	6
Total	6899m²	222 bays required

In support of the parking variation (shortfall of 111 bays), the applicant has submitted the findings of a parking survey which examined actual street parking utilisation and hence, capacity within the precinct.

The survey recorded the utilisation of 285 on-street/public car parking bays in proximity to the development site. The occupation rate was recorded over two full days with the following findings:

- Wednesday 24 July 2019: Peak occupation period occurred at 12:00pm with a total of 136 bays occupied (47.71% occupancy rate); and
- Thursday 24 July 2019: Peak occupation period occurred at 12:00pm with a total of 121 bays occupied (42.45% occupancy rate).

Based on the average surveyed utilisation rate of 45% (128 bays) it is estimated that during existing peak period's approximately 157 on-street car bays are under-utilised. Applying the 111 bay shortfall to the parking network there would be a surplus of 46 on-street parking bays available for surrounding businesses during the peak period.

The total parking bay shortfall for stages 1 and 2 result in an offset for on-street parking of 161 bays. Combining this with the average occupancy during peak-periods of 128 bays, a total of 289 car bays would theoretically be required, leaving an under-supply of 4 bays. The layout however of the public car park at 146 Egan Street can be reconfigured to increase the number of bays by 41. This will adequately compensate.

The terms of the proposal are comparable to other developments within the City. In this regard, Table 3 below identifies the reliance of other major developments on street parking.

Table 3 Comparative analysis of commercial developments

Store	Gross Lettable Area (m2)	Car Bays on Site	Car Bays on Street	Total Bays on Site & Street	Ratio of Car Parks Provided to Net Lettable Area
Woolworths	9,450	250	81	331	3.58 bays / 100m <sup>2</sup>
Target	5,311	130	62	192	3.78 bays / 100m <sup>2</sup>
Coles/Kmart	9,290	270	77	347	3.74 bays / 100m <sup>2</sup>

Taking account of the above and noting the terms of Council Policy supporting onstreet parking, the development can reasonably rely on 111 public parking bays to service the centres requirements without undue impact on surrounding businesses.

While new street/public parking does not need to be constructed, a public parking facility at 146 Egan Street (Egan Street Public Car Park) is in need of renewal. As the proposed development will rely on public parking, it is appropriate for the developer to contribute to the upgrade of this facility. Renewal works would require lighting upgrades, landscaping, asphalt resurfacing and reconfiguration of the parking layout. This will achieve an increased parking capacity of 41 new bays to service patronage and provide a safe, attractive facility for the community. A condition of development requiring such arrangements is recommended accordingly.

# Landscaping

LPP-01 outlines factors to be taken into account where variations to landscaping requirements of the Scheme are proposed. Within the Central and District Business zones, the policy recognises landscaping provision will reflect built form. For example, where buildings are constructed up to a boundary, there is no landscaping.

The provision of 255m<sup>2</sup> in lieu of 602m<sup>2</sup> is a consequence of nil street setbacks as Cassidy and MacDonald Streets. The frontage at Egan Street and balance of Cassidy Street is appropriately landscaping, and the terms of the plan are supported accordingly.

# Other Considerations

### Sewer line relocation

Two sewer lines presently run through the site as shown at Figure 2. Relocations of the lines away from the building footprints are required as discussed:

- North-east/south-west direction line to be relocated at the applicants cost.
   Final positioning is yet to be determined; and
- North-west/south-east connection to Lord Forrest complex this is to be disconnected to allow for the new development. Alternative connection point can be achieved at Cassidy Street.

The segment of sewer line connecting to Lord Forrest complex has operational difficulties, and a different connection arrangement will benefit both the City and the developer. In this circumstance, it is appropriate for the cost of this deviation to be shared between the City and the applicant.



Figure 2 Sewer diagram showing the location of the City's main sewer infrastructure

### Pedestrian Movements

The applicant's traffic consultant has provided a range of recommendations to ensure pedestrian safety around the loading bay areas at Cassidy Street. These measures include:

- Red Painted asphalt at loading bay entrance: this is to provide visual identification of loading zones, and includes dashed markings to differentiate the zone from regular pedestrian movement areas;
- Warning signage: Inclusion of 'caution watch for turning vehicles' signage to clearly identify right of way;
- Enforced speed limits: The installation of signage enforcing a maximum speed limit of 10km/h within the loading dock; and
- Visual hazard warnings: Vehicles accessing the loading dock to use visual warning devices such as flashing hazard lights.

The above measures are supported, along with the installation of adequate lighting at the footpath.

### Construction encroaching into Road Reserve

An incidental structure is proposed within road reserve located on MacDonald Street, being a pedestrian egress stairwell.

The location of this structure will not impact the function of the reserve and is supported. It will be necessary however for the applicant to achieve approval of the Minister for Lands for such.

### STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

### **POLICY IMPLICATIONS**

Relevant policy considerations are addressed within the report.

# **COMMUNITY ENGAGEMENT CONSULTATION**

Community consultation was not required to be undertaken for the proposed development, or the proposed Permitted uses. While the proposed discretionary uses may be advertised, such was not deemed necessary as the activities would not negatively impact surrounding properties.

# **ATTACHMENTS**

Plan No P075-19 - Stage 2 - Proposed Shopping Centre with Associated Shops

# 15.1.3 LOCAL DEVELOPMENT PLAN - LOT 500 GREAT EASTERN HIGHWAY, YILKARI

Responsible Officer: Stuart Devenish

**General Manager Infrastructure &** 

**Environment** 

Author: Stuart Devenish

**General Manager Infrastructure &** 

**Environment** 

Disclosure of Interest: Nil

**VOTING REQUIREMENTS** 

Simple

# OFFICER RECOMMENDATION

That Council, pursuant to clause 52 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, resolve to approve the Local Development Plan for Lot 500 Great Eastern Highway, Yilkari.

# **EXECUTIVE SUMMARY**

Planning for the 347 hectare strategic industrial site (lot 500 Great Eastern Highway) under the control of the City has progressed to completion of a Local Development Plan (LDP).

Following Ministerial final approval to rezoning of the site in April 2019, an LDP has been finalised setting out arrangements for large scale industrial development. This includes an anticipated lithium hydroxide plant, along with other potential resource processing activities.

The plan sets out leasehold (subdivision) configurations, road alignments, servicing provisions, drainage, vegetation clearing and retention, and bushfire management arrangements.

Upon approval of the LDP, next steps of leasehold approvals and civil works as required to accommodate proponents of industrial development can be undertaken. Approval of the plan is recommended accordingly.

### COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles:

- Support diverse and growing industries
- Plan for regulated sustainable land use and development

### **BUDGET IMPLICATIONS**

There are no budget implications associated with this report. Funding associated with future civil works to implement the LDP will be addressed separately.

### REPORT

# Background

The City has been progressing the planning of lot 500 Great Eastern Highway in readiness for large scale industrial developments. The 347 hectare land parcel achieved rezoning final approval of the Minister for Planning in April 2019 (Council report 15.2.2, 13 May 2019 refers).

The next step to facilitate development is to prepare a 'Local Development Plan' (LDP). LDPs are a form of planning instrument, comparable to a Structure Plan. An important difference however is that Council can approve (and amend) an LDP without referral to the WA Planning Commission.

The processes to prepare and adopt an LDP are prescribed by the *Planning and Development (Local Planning Schemes) Regulations 2015*. The regulations allow the Council to approve an LDP without advertising if it is satisfied that the plan is not likely to adversely affect any owners or occupiers within the area covered by the plan or an adjoining area.

# Proposed Local Development Plan

An LDP has been prepared in accordance with statutory requirements to guide the allocation of land for large scale industrial development. In this respect, three superlots are provided with areas ranging between 32 and 51 hectares. Two internal roads ensure adequate land access and circulation, including capacity for road trains. Dependent on specific size and configuration requirements of proponents, the internal road alignments can be adjusted to suit needs. In addition, sites can be further divided if necessary.

The LDP as attached to this report sets out:

- Functional Road hierarchy a design for connection to Great Eastern Highway and internal service roads.
- Servicing arrangements providing for power, potable water, waste water, gas and telecommunications.
- Drainage the set out of water catchments and associated stormwater runoffs, roadside swale requirements and culverts under Great Eastern Highway and the railway.
- Vegetation assessments to confirm suitability of large scale clearing (clearing permit now issued by the Department of Water, Environment and Regulation for the whole site). Vegetation is planned to be retained within a 25 metre setback at Great Eastern Highway and within 5 metre setback parallel to Hall Road.
- Bushfire management complying with State Policy, the plan sets out hydrant and access requirements relative to the assessed risk levels.

An explanatory report, including technical appendices, is attached.

Preparation of the LDP was informed by a consultant team comprising town planning, civil engineering, hydrology, environmental management and fire management. Sufficient due diligence has been undertaken to ensure the plan is capable of implementation.

Approval of the LDP will enable next steps to be undertaken. These include sub-lease approvals (to be issued by the WA Planning Commission), and civil engineering detailed design and works to construct roads, drainage, service installations and the like. Approval of the LDP is recommended accordingly.

### STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

### **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

# **COMMUNITY ENGAGEMENT CONSULTATION**

The owner of nearby lot 317 Hall Road had previously lodged an objection to the rezoning of the land for industrial development. The concerns raised were not upheld and the land deemed suitable for development. Having regard for the position taken by the Council and the Minister regarding the amendment, the LDP itself was not considered to have an unacceptable impact on the locality and hence the plan was not subject to formal advertising.

Officers have however met with the nearby owner to advise and discuss the terms of the LDP.

### **ATTACHMENTS**

Local Development Plan- Lot 500 Great Eastern Highway, Yilkari

Explanatory Report- Local Development Plan- Lot 500 Great Eastern Highway, Yilkari

**AGENDA 9 SEPTEMBER 2019** QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN 16

# 17 INFORMATION BULLETIN

### 17.1 CHIEF EXECUTIVE OFFICER

### 17.1.1 INFORMATION ITEM 9 SEPTEMBER 2019

Responsible Officer: John Walker

**Chief Executive Officer** 

Author: Karen Theaker

**Governance Officer** 

Disclosure of Interest: Nil

**VOTING REQUIREMENTS** 

Simple

### OFFICER RECOMMENDATION

That Council receive the information.

# **EXECUTIVE SUMMARY**

The purpose of this report is to keep Elected Members informed on items for information as received by the City.

# **COMMUNITY STRATEGIC PLAN LINKS**

This report links to the Strategic Community Plan through the Community's Guiding Principles to demonstrate a transparent and inclusive local government.

# **BUDGET IMPLICATIONS**

There are no financial implications resulting from the recommendations of this report.

### **REPORT**

The City of Kalgoorlie-Boulder regularly receives and produces information for receipt by the Elected Members.

INFORMATION ITEM:	DATE:
Seal Register	August 2019
Facebook Statistics	August 2019
Minor Community Grants	August 2019
EGCC Meals Statistics	August 2019
Contract Variations	Nil
Letter of Appreciation – Royal Flying Doctor Service	

### STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

# **POLICY IMPLICATIONS**

There are no policy implications resulting from the recommendations of this report.

# **COMMUNITY ENGAGEMENT CONSULTATION**

No community consultation was considered necessary in relation to the recommendations of the report.

# **ATTACHMENTS**

Seal Register

Facebook Statistics 🖺

Minor Community Grants 🖺

EGCC Meals Statistics 🖫

Letter of Appreciation

# 18 CONFIDENTIAL ITEMS

# 18.1.1 2020 WALK OF FAME NOMINATIONS

Responsible Officer: John Walker

**Chief Executive Officer** 

Author: Michelle Todd

**Manager Governance and Legal Services** 

Disclosure of Interest: Nil

# OFFICER RECOMMENDATION

That in accordance with Section 5.23 (2) of the *Local Government Act 1995* the meeting is closed to members of the public with the following aspect(s) of the Act being applicable to this matter:

 a matter that if disclosed, would reveal information that has a commercial value to a person, where the information is held by, or is about, a person other than the local government.

### **EXECUTIVE SUMMARY**

It is the recommendation of the Responsible Officer that this item be considered "in camera" due to the private and confidential nature of its contents.

# 19 DATE OF NEXT MEETING

The next Ordinary Council Meeting will be on Monday 23 September 2019.

# 20 CLOSURE