

TOWN OF COTTESLOE



TASK FORCE ON RESIDENTIAL AND RECREATIONAL VERGE USES

AGENDA

TASK FORCE ON RESIDENTIAL AND RECREATIONAL VERGE USES
TO BE HELD IN THE
Mayor's Parlour, Cottesloe Civic Centre
109 Broome Street, Cottesloe
4.00pm Thursday, 28 April 2022

Town of Cottesloe

TASK FORCE ON RESIDENTIAL AND RECREATIONAL VERGE USES

Notice is hereby given that the next Task Force on Residential and Recreational Verge Uses will be held in the Mayor's Parlour, Cottesloe Civic Centre

109 Broome Street, Cottesloe on **28 April 2022** commencing at **4.00pm**.

The business to be transacted is shown on the Agenda hereunder.

Yours faithfully,



Matthew Scott
Chief Executive Officer

24 April 2022

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Agenda and minutes are available on the Town's website www.cottesloe.wa.gov.au

PURPOSE

The purpose of this Committee is to assist the Town of Cottesloe Council in developing either a new or revision of an existing policy to provide an approval and management solution relating to the installation of recreational play equipment and other infrastructure by adjacent landowners and residents on land that the Town has care, control and maintenance for (Council controlled verges).

TERMS OF REFERENCE

- a. The types of recreational equipment that can be permitted to be installed on Council controlled verges, with or without approval, inclusive of, but not limited to, size, scale, access, and impact on neighbourhood amenity;
- b. The minimum requirements and standards for approving recreational equipment installed on Council controlled verges;
- c. The initial assessment framework and annual review process of approved recreational equipment installed on Council controlled verges; and
- d. Creating and/or amending current Town of Cottesloe Local Laws, policies and guidelines in relation to recreational equipment on Council controlled verges;
- e. The level of risk and liability acceptable with regards to recreational equipment installed on Council controlled verges;
- f. Community Consultation initiatives to seek community feedback with regards to the above.

To achieve the above the Committee will have due regards to:

- a. Current Town of Cottesloe Local Laws, policies and guidelines in relation to recreational equipment installed on Council controlled verges;
- b. Risk assessments of currently installed recreational equipment installed on Council controlled verges;
- c. Current insurance options available to mitigate risk and/or liability of the Town of Cottesloe;
- d. Current strategies, local laws, policies and guidelines implemented by other Metropolitan Local Governments in relation to recreational equipment on Local Government controlled verges;
- e. Legal and related professional advice

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1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS

1.1 ACKNOWLEDGEMENT OF COUNTRY

I would like to begin by acknowledging the Whadjuk Nyoongar people, Traditional Custodians of the land on which we meet today, and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today.

2 DISCLAIMER

Refer to the Disclaimer on the inside of the cover page

3 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The meeting will be recorded, solely for the purpose of confirming the correctness of the Minutes.

4 ATTENDANCE

Members

Cr Craig Masarei	Elected Member
Cr Chilla Bulbeck	Elected Member
Cr Kirsty Barrett	Elected Member
Mr John Mengler	Community Representative
Tracy Blaszkow – Kidsafe WA	Kidsafe WA Representative
Ms Kelly McManus	WALGA Representative

Officers

Mr Matthew Scott	Chief Executive Officer
Ms Freya Ayliffe	Director Regional and Compliance Services
Mr Shaun Kan	Director Engineering Services
Ms Rachel Cranny	Executive Services Officer

Visitors

Mr Damien Gaughan	LGIS
Mr Robert Mackenzie	LGIS

Apologies

At the close of the agenda no apologies had been received.

5 DECLARATION OF INTERESTS**6 CONFIRMATION OF MINUTES**

That the Minutes of the Task Force on Residential and Recreational Verge Uses held on Monday 13 September 2021 be confirmed as a true and accurate record.

7 PRESENTATIONS

At the April 2021 Ordinary Council Meeting, Council considered amending the Town's Residential Verge Policy to ensure all residential play equipment on verges complied with relevant Australian Standards. This included a \$280 annual inspection charge to the owner in conjunction with the fee stipulated in the Local Government (Uniform Provisions) Regulations 1996, being \$1.00/m² /month.

Council amended the officer's recommendation by asking for this committee to be established. Its terms of reference was approved in May 2021 and formation completed in July 2021. Further details can be found within the minutes of respective Ordinary Council Meetings.

At the committee's first meeting of 13 September 2021, it resolved as follows:

003/2021

COUNCILLOR MOTION AND COMMITTEE RECOMMENDATION

Moved Cr Masarei Seconded Cr Young

THAT the Task Force on Residential and Recreational Verge Uses DEFERS the Officer's Report until the next meeting pending further clarification as follows:

- 1. ADMINISTRATION to request a meeting with WALGA and LGIS to discuss insurance options.***

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2. ADMINISTRATION to develop a roadmap of Committee issues including meeting schedules.

Carried 4/0

This purpose of the resolution was to allow the committee the various risk and their mitigation.

At the December 2021 Ordinary Council Meeting, Council approved an extension of the Taskforce on Residential and Recreational Verge Uses until 30 June 2022. This was to allow more time for the required research to occur due to the following reasons:

- resources had to be re-diverted to address unforeseen parking matters and the delivery of signatred major projects of Council to ensure they are completed to the grant conditions; and
- October 2021 Local Government Elections.

LGIS and WALGA to present different insurance options to the Taskforce for consideration.

8 REPORTS

8.1 REPORTS OF OFFICERS

Nil

8.2 ITEMS FOR DISCUSSION

Discussion on different insurance options for play equipment and structures on Council verges.

9 GENERAL BUSINESS

9.1 COMMITTEE MEMBERS

9.2 OFFICERS

10 MEETING CLOSED TO PUBLIC

10.1 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

11 NEXT MEETING

12 MEETING CLOSURE