

Proposed Amendment to Beaches and Beach Reserves Local Law Summary of Submissions Received

#	Name	Summary of Comments
1	Ian MacRae	Proposed amendment would be detrimental. Suits requirements of kite surfers but wind surfers would be required to make numerous trips with heavy equipment to set up. Map provided by Council does not indicate where wind surfers would be accommodated in the proposal. Local Law should include a definition of 'sailing craft and sail boards' and 'watercraft' with the inclusion of stand up paddle boards.
2	Mark Swain	Disagrees with the proposed restrictions. Playground was installed after windsurfers had been using the location for 30 years. Windsurfing WA needs to be consulted not just WA Kite Surfing Association. Erecting a sign giving warning that there may be kite surfers or windsurfers in the area would be adequate.
3	Mark Swain	Additional submission; kite surfing and wind surfing have different safety concerns. Wind surfing should be allowed near the groyne, kite surfing north of this and the playground separate from where rigging takes place.
4	Diana Lalor	Deane Street beach is the most popular location for kite surfers even though it is not a designated area. It has parking, is close to the beach and has access to showers and fresh water. Further south between Dean Street and Dutch Inn there is a broad grassed area which is a good distance from residential housing making it safer for kite and wind surfers. Designating this area and installing showers, water fountains, etc would encourage the use of this area and take the pressure off the Dutch Inn playground and Deane Street S12 locations. Kite surfers should be banned from Deane Street S12 beach as they make it unsafe to beach goers and other users of the area.
5	Chris Shellabear	Agrees with proposed changes. Suggests that 'patrolling' be added to the uses of lifesaving clubs watercraft and that all other watercraft must remain 400 metres from shore.
6	Keith Campbell	Needs to be consideration for wind surfers to use the Macarthur Reef where waves can be ridden close to shore and go to the beach to adjust rigging. This location is only used by windsurfers during a strong sea breeze when it would be dangerous for swimmers to use. This area along with the North Side needs to be available for windsurfers and kite surfers. See attached map.
7	Hayden Strzina	Agrees with proposal to restrict set up and launch of kite surfers and other sailing craft to between Rosendo and Princes Streets. Windsurfers should be allowed to continue launching anywhere between the groynes. Kite surfing can be dangerous to users and bystanders but windsurfing is less intrusive.
8	Joan Thompson	Agrees with proposal to restrict set up and launch of sailboard users to between Rosendo and Princes Streets. It will be safer for users of the playground and provide easy access for sailboard users.
9	Sue Freeth (on behalf of Cottesloe Coastcare)	Coastcare Association (CCA) accepts the need to define new areas for kite and windsurfers to avoid conflict with public areas and the playground. If the kite surfing area is moved, access to the beach needs to be improved to protect the existing dunes. In order to avoid unnecessary expense in the future it is important that proper access is provided and appropriate fencing be erected to prevent access to the dunes. Provisions need to be made for spectators who can cause damage to the dunes. CCA suggests that for clarity, the map should indicate that the kite surfing area include the grassed areas and beach but not the dunes.

#	Name	Summary of Comments
10	Jon Bassett	Supports the councils proposed changes. Signs would need to be updated to reflect changes. Beach infrastructure would need to be improved for the safety of users and their equipment. Creation of an official launch/landing area is needed on Marine Parade south of the Swanbourne-Nedlands SLSC to avoid overcrowding. Proper access is needed to prevent erosion. Parking infrastructure needs to be improved for safety and ease of use. Rangers need to familiarise themselves with kite and wind surfing conditions so they can make informed decisions.
11	Stuart Holloway	Supports the proposed amendments to keep wind and kite surfing areas separate and provides additional showering facilities where they are needed. The current location of the playground is a concern as it was placed there after windsurfers had been using the location.
12	Jo (on behalf of Airborne Kite surfing)	Supports moving the playground north of the area used by wind surfers to set up. Supports to continual use of 'Dutchies' for wind sports use and the area North of NCSLSC for kite surfing.
13	Kerry Strizina	Kite and wind surfers vary in use and in safety issues so the terminology used needs to be amended as 'sailing craft and sailboards' includes several types of water sport. Kite surfing should be banned from use north of Rosendo Street due to safety concerns and the disruptions to other beach goers. Wind surfing should be allowed anywhere south of the Cottesloe Groyne.
14	Kerry Strizina	Additional submission. Inclusion of powered parachutes and land windsurfers in Local Law.
15	David Gulland	Disagrees with proposed restrictions. Sail craft and sailboards provide interest for tourists to be in close proximity. Safety concerns relate to kite surfers.
16	Joe Camilleri	Signs need to be installed informing kite surfers that they must remain 200m clear of lifesavers flags.
17	Max Kulow	Safest location to launch kite surfs is between Rosendo and Pearl Street due to the amount of space required. Designated kite zones must take into account that 350 metres down wind is in potential danger. Kite and wind surfers rarely work in winds less than 14 knots and beach access should be restricted to sports people only when winds reach higher than 14 knots. The area between South Groyne and North Groyne are popular with water activities but as there is a hidden reef it is not suitable for swimmers.
18	Joseph Andrin	Supports moving the playground north of the area used by wind surfers to set up. Supports to continual use of 'Dutchies' for wind sports use and the area North of NCSLSC for kite surfing.
19	John Grulich	The proposed amendment does not differentiate between wind surfing and kite surfing. Kite surfers require larger areas for launching than wind surfers with the proposed restricted area severely limiting the area available for launching wind surfing equipment. Wind surfing equipment is heavier than kite surfing equipment which needs parking facilities to be close to set up areas but kite surfing equipment can be set up on the beach. Playground was installed after windsurfers had been using the location for 30 years. Additional areas need to be allocated for the set up and launching of wind surfers such as the area North of NCSLSC, south of Beach Street and the foreshore beach area between Deane Street and Rosendo Street. Windsurfing WA needs to be consulted.
20	Mark Slade	Separation of the playground area from the grassed area used for wind surf rigging is sensible. Proposed zone separator of Princes Street would be better at the bottom of the stairs north of Princes Street. To allow for wind surfers to adjust equipment it would be preferred for the zone to continue 150m south of the groyne. As there are less beach goers in winter the restriction could be seasonal.

#	Name	Summary of Comments
21	Steve Fletcher	Area between Beach street and Princes Street is popular for windsurfing. Zone separator would be better at the bottom of the stairs in front of Princes Street and to extend the zone to the footpath on the south side off the groyne. See attached map. Beach access and signage needs to be improved.
22	Kevin Dallimore	Kite surfers should be restricted to the beach between Rosendo and Salvado Street and permit wind surfers to use the area between Salvado Street and the groyne. Wind surfing equipment is heavy and requires parking facilities to be close by. Kite surfers require large areas to launch and there is safety risk to the user and to the public.
23	Mark Rheinlander	Disagrees with proposed restrictions. Safety concerns relate to kite surfers.
24	Simon Regan	Current proposal requires review for wind surfing restrictions. Supports proposal to limit kite surfing in Cottesloe due to safety concerns.
25	Tim Brazier	Agrees with proposal to move the slide at Dutch Inn. Disagrees with proposal that wind surfers should be restricted to a small launching area. Kite surfing and wind surfing have different risks and restrictions should only apply to wind surfing. Signage needs to be improved.
26	Max Ploumis	Agrees with proposal to move the slide at Dutch Inn. Disagrees with proposal that wind surfers should be restricted to a small launching area. Kite surfing and wind surfing have different risks and restrictions should only apply to wind surfing.
27	Steve Evans	Disagrees with proposed restrictions. Risks associated with wind surfing is minimal and should not be restricted.
28	Neil Hackett	Kite and wind surfers vary in use and in safety issues. Kite surfers and wind surfers require different areas for launching with the proposed restricted area likely to cause congestion. Safety risks to public, beach goers and kite surfers due to the proximity to Marine Parade. Playground at Dutch Inn is used by children of people wind surfing and kite surfing. Wind surfing community and WA Windsurfing Association needs to be consulted.
29	Stuart Young	Disagrees with proposal. The proposed amendment does not differentiate between wind surfing and kite surfing. Proposed restricted area severely limits the area available for launching wind surfing equipment. Kite surfers pose a safety risk to the user and to the public.
30	Daniel Engdahl	The proposed amendment does not differentiate between wind surfing and kite surfing. Consideration needs to be given to the amendments proposed by Wind surfing WA regarding wind surfing access along Cottesloe beach and Dutch Inn.
31	John Livingston	Kite and wind surfers vary in use and in safety issues. Supports the limitation of kite surfing to the area proposed. Opposes restriction limiting wind surfing launching area to immediately north of Dutch Inn, north of North Cottesloe SLSC would be better suited to requirements of wind surfing. Proposed restricted area(s) likely to cause congestion between kite and wind surfers due to proximity to each other. Supports separation of the playground area from potential hazards. Kite and wind surfing needs to be addressed separately in Local Law.
32	John Macfarlane	Objects to proposal. Windsurfers should not have restricted areas but should it be necessary, that Deane Street beach should be included in permitted areas.

#	Name	Summary of Comments
33	Ian Ballantyne	Terminology used in proposal needs to be amended as 'sailing craft and sailboards' does not fully cover wind surfers and could be argued to not include kite surfers. Kite surfing can be dangerous to users and bystanders but wind surfing is less likely to cause serious injury. Restrictions should not be made to stop the use of 'Dutchies' for wind surfing as it has adequate parking facilities and is a distance from residential and busy areas of Cottesloe. Supports moving the playground north of the area used by wind surfers to set up.
34	Ross Morrissey	Disagrees with proposal. The proposed amendment does not differentiate between wind surfing and kite surfing.
35	Michael Shepherd	Kite surfers would continue to surf where they do currently despite having to set up in the restricted zone due to proximity to parking facilities and the safest launching locations. This would be dangerous to kite surfers due to distance required to surf and risk of fatigue. Deane Street beach is only used by kite surfers during a strong sea breeze when it would be unpleasant or dangerous for swimmers to use. The public should be given exclusive use of the area immediately north of Dutch Inn and ban kite and wind surfing from this area, giving kite and surfing access to Deane Street, without having to move the Playground.
36	Brad Rees	Objects to proposal. Kite and wind surfers should not be restricted to the proposed zones as it will cause safety issues due to congestion. Location currently used by kite and wind surfers is not ideal for beach goers.
37	Sarah and Peter Wells	Concerns regarding the grassed area from Princes Street to Salvado Street being further damaged by high traffic use of the area for kite and wind surfers. Reticulation should be established if it is to become a high use area.
38	Chris Walter	Kite surfers require larger areas for launching and rigging with the proposed restricted areas likely to cause congestion and risks due to increased congestion. The playground should be separated from area used to rig up based on safety concerns. Updated signage is required to inform the public and wind and kite surfers. Parking infrastructure is inadequate for the proposal.
39	Ben Caine	The proposed amendment does not differentiate between wind surfing and kite surfing. Dutch Inn is important to wind surfing as it has adequate parking facilities and allows for entry and exit of the water without risk to the individual or their equipment. The playground was installed after the use of the area for set up of wind surfers. Proposed zone separator of Princes Street would be better at the bottom of the stairs north of Princes Street. To allow for wind surfers to adjust equipment it would be preferred for the zone to continue 150m south of the groyne. As there are less beach goers in winter the restriction could be seasonal.
40	Simon Zollers	Supports moving the playground north of the area used by wind surfers to set up. Proposal does not differentiate between the safety concerns relating to wind surfing and kite surfing. Proposed kite launching zone is much larger than the proposed wind surf launching zone. The area between Salvado Street and Princes Street should be for both wind kites and surfers. Just south of the Dutch Inn groyne there is an area popular with wind surfers to adjust equipment. As there are less beach goers in winter the restriction could be seasonal.
41	Jon Johnson	Proposed zone separator of Princes Street would be better at the bottom of the stairs north of Princes Street. To allow for wind surfers to adjust equipment it would be preferred for the zone to continue 150m south of the groyne. As there are less beach goers in winter the restriction could be seasonal.

#	Name	Summary of Comments
42	Ken Glass	Deane Street beach is only used by kite and wind surfers during weather that is unpleasant for other beach goers. Supports moving the playground and that parking infrastructure needs to be improved. Windsurfing WA and WA Kite Surfing Association have memberships that include liability insurance which should be mandated. Erecting a sign giving warning that there may be kite surfers or windsurfers in the area would be adequate.
43	Richard Begley	Dutch Inn is important to wind surfing as it has adequate parking facilities and allows for entry and exit of the water without risk to the individual or their equipment. The playground was installed after the use of the area for set up of wind surfers. The proposed amendment does not differentiate between wind surfing and kite surfing. Proposed zone separator of Princes Street would be better at the bottom of the stairs north of Princes Street. To allow for wind surfers to adjust equipment it would be preferred for the zone to continue 150m south of the groyne. As there are less beach goers in winter the restriction could be seasonal.
44	John Koch	The main launch point for windsurfers is just north of Princes Street which is outside the proposed area. Kite surfers require larger areas for launching than wind surfers with the proposed amendment not differentiating between the two. The beach is used by kite and wind surfers during weather that is unpleasant for other beach goers. Supports moving the playground north of the area used by wind surfers to set up.
45	John Ferguson	Supports proposal to separate kite and wind surfing areas as there are different safety concerns. Playground at Dutch Inn should be fenced. The proposed launch area for wind surfing should be extended to just north of the beach access path and south to Gibney Street (see attached map). The area 200m off shore does not include set up and launch or return areas. Beach access and signage needs to be improved with signs to inform the public that wind and kite surfers are in the area.
46	Tim Crommelin	Safety concerns relate to kite surfers. Terminology used in local law of 'sailing craft and sailboards' was used prior to the advent of kite surfing. Sailing craft and sail boards should be restricted to south of Cottesloe and north of the northern boundary of North Cottesloe SLSC and power kites and kite boards should be restricted to between Rosendo Street and Princes Street. These areas need to have adequate parking facilities and the installation of showers, water fountains, etc and updated beach infrastructure. See attached map.
47	Philip and Rebecca Cutter	Supports moving the playground north of Dutch Inn. Oppose proposed amendment to restrict wind surfers as it would cause overcrowding in the permitted area.
48	Lachlan Lidbury	Terminology used in local law of 'sailing craft and sailboards' was used prior to the advent of kite surfing. Safety concerns relate to kite surfers. Sailing craft and sail boards should be restricted to south of Cottesloe and north of the northern boundary of North Cottesloe SLSC and power kites and kite boards should be restricted to between Rosendo Street and Princes Street.
49	Steve Claudio (on behalf of Drew Norton - President of WA Kite Surfing Association)	Beach between Rosendo and Princes Streets should be the designated launch/land spot but water space 200m out in front of Phoneboxes should not be restricted.
50	Greg Barrett	Disagrees with proposed restrictions.
51	Wendie Wisbey	Windsurfing WA and WA Kite Surfing Association have memberships that include liability insurance which should be mandated on public beaches.

**Proposed Amendment to Beaches and Beach Reserves Local Law
Summary of Submissions Received after the Closing Date 7 March 2016**

#	Name	Summary of Comments
52	Gaela and David Hilditch	The playground should be kept for local children and visiting families. Set up area for windsurfers should be moved either north or south with a parking area provided to ensure they do not crowd the playground area.
53	Cheryl Sampson	Safety risks to children and access to the playground is impeded by equipment used by surfers but the area should be available to all to use, not just those who live within the area.
54	Allan Kermode	The playground should be kept for the children of Cottesloe ratepayers and visitor families. Set up area for kite surfers and windsurfers should be moved north to the large grassed area to ensure that there are no injuries or fatalities to the people using the playground area.
55	Ken Dickman	The shoreline south of the groyne to Gibney Street is used by windsurfers and should be kept as a windsurfer area. The shoreline north of the groyne does not provide suitable conditions for windsurfing. Beach infrastructure such as paths and signs would need to be improved for the safety of users and their equipment.

Elizabeth Nicholls

From: I and C MacRae
Sent: Tuesday, 8 December 2015 9:51 AM
Subject: Beaches and Beach Reserve Local Law 2102 - Restrictions on the use of Watercraft

Dear Committee Members

I refer to the proposed amendment to the **Beaches and Beach Reserve Local Law 2102 – Restrictions on the use of Watercraft**, to be considered by the Works and Corporate Services Committee on 8th December 2015.

I have used the park between Princess and Beach streets for nearly thirty years and have been appreciative of the Town of Cottesloe for the gradual improvements made to the park by way of shower facilities, parking and grassed area. The children’s Playground has also been an improving asset which is particularly used by children of windsurfers where the partner is not windsurfing or rotates the childminding duties.

It is the case that there has been a recent increase in kite surfing activity, but these tend to self-regulate in terms of conflict as they already set up on the beach. Windsurfer numbers have tended to be relatively stable in recent years and their numbers appear to be manageable.

I submit that the proposed amendment would be detrimental and have unintended consequences deserving more careful consideration, for the following reasons.

- The map attached to the report indicates the area for Kite setup/landing zone. This does actually coincide with the area currently used by kite surfers and suits their specific requirements. However, Committee needs to understand that windsurfers have different requirements for which the current arrangements are ideally suited but the proposal would not be suitable.
- Windsurfers have heavier equipment than kite surfers that cannot be transported in one movement. To require windsurfers to set up within the designated area would result in numerous journeys and the temptation to employ shortcuts likely to erode the foreshore dune. This could only be managed by the construction of expensive fencing – Council needs to be aware of this and budget accordingly.
- The juxtaposition between the 90 degree parking area and the grassed set-up area provides a unique asset for windsurfers which will be totally destroyed by the proposed amendment. The loss of this benefit needs to be weighed against the need to respond to a single incident.
- The attached map does not indicate whether windsurfers are to be accommodated at all within the Town of Cottesloe as reference is only made to Kites. This is in conflict with the designated Purpose of the amendment which is to provide for all sailing craft and sailboards within the restricted area.
- It is unclear whether the existing clause 8.1(d) is to continue with the addition of proposed wording or whether the existing clause is to be dispensed with. In any event there is no justification provided for the deletion of the clause relating to sailing craft north of the North Cottesloe Surf club. The resolution should include a clause authorising the deletion of the existing 8.1(d) clause.

- The Local Law should include a definition of “sailing craft and sail boards” and “watercraft”. Stand up paddle boards may need to be included within the definition, at least of Watercraft. Obviously Kite surfers would need to be embraced by the new definition of sailing craft.

It would be a great pity if, as a consequence of an incident in the playground one of Perth’s best assets (from the point of view of resident and visiting windsurfers) is rendered unusable and Council is involved in continual compliance and foreshore management actions. It would be more practical to fence off the playground to provide a clear delineation on its south side, or even relocate the playground ten metres north.

Obviously I will submit this during the Local Law submission process, but it would be preferable for the matter to not proceed to that stage.

Yours sincerely

Ian MacRae FPIA

Elizabeth Nicholls

From: Swainy
Sent: Tuesday, 8 December 2015 11:40 AM
Subject: Dutch Inn closure?
Categories: Green Category

I am very unhappy to hear about the proposed restrictions upon windsurfers who launch from the park near Beach St.

Windsurfing has been undertaken there for 30yrs, due to the wave there making it one of the rare metro ocean spots that is suitable.

If the catalyst for this was an unfortunate accident with a sail blowing over - I question the proposed solution. The playground was placed there after windsurfers had been using the area for years. What a silly place to put a playground so let's remove the windsurfers? I dearly hope not.

Further, to consult WA Kitesurfing Assoc but not Windsurfing WA is an insult.

Please think long and hard - this is one incident in many years, we can continue to use the area safely. If u must, put up a sign saying watch out when it is windy. The *very minute number* of people who go to the park when there is a screaming 25kn seabreeze will then be forewarned.

I appreciate you probably get whingers and wackos emailing all sorts of things to you but please ensure council is fully informed of the lack of danger, easy solutions and that WWA needs to be able to comment.

Elizabeth Nicholls

From: Swainy
Sent: Wednesday, 17 February 2016 4:39 PM
Subject: Re: Dutch Inn closure?

Siobhan,

Thankyou for the reply.

I have seen the recent proposal and it is rather in keeping with my suggestions. Thus I would like my original email to constitute my submission please (albeit that it was a little roughly worded) I would also like to add though, that Council needs to be fully aware windsurfers and kites are very different and present different degrees of risk. To essentially keep windsurfers near the groyne, kites a few hundred meters north, and to not have a playground in the windsurfers' rigging area is sensible. If you can achieve that you should be congratulated for the sensible approach in this age of kneejerk bans and so on, based largely upon a few incidents with kites. We are very happy that Cott Council is listening (after others have not)

Thankyou

Mark

From: [Siobhan French](#)
Sent: Friday, January 22, 2016 10:17 AM
To: [Swainy](#)
Subject: RE: Dutch Inn closure?

Dear Mark

Further to your email below, the proposed amendment to the Beaches and Beach Reserves Local Law is currently being advertised for public comment. Please find a copy of the Public Notice and supporting information attached.

Please advise if you would prefer for your email below to be considered as your feedback, rather than you having to resubmit your comments. Please note the map showing the landing zones has changed since 8 December 2015.

Regards

Siobhan French
Administration & Governance Officer



Town of Cottesloe

109 Broome Street | Cottesloe WA 6011

P O Box 606 | Cottesloe WA 6011

☎ (08) 9285 5000 | F (08) 9285 5001

✉ ago1@cottesloe.wa.gov.au

🌐 www.cottesloe.wa.gov.au

From: Swainy [mailto:r
Sent: Tuesday, 8 December 2015 11:40 AM
Subject: Dutch Inn closure?

I am very unhappy to hear about the proposed restrictions upon windsurfers who launch from the park near Beach St.

Windsurfing has been undertaken there for 30yrs, due to the wave there making it one of the rare metro ocean spots that is suitable.

If the catalyst for this was an unfortunate accident with a sail blowing over - I question the proposed solution. The playground was placed there after windsurfers had been using the area for years. What a silly place to put a playground so let's remove the windsurfers? I dearly hope not.

Further, to consult WA Kitesurfing Assoc but not Windsurfing WA is an insult.

Please think long and hard - this is one incident in many years, we can continue to use the area safely. If u must, put up a sign saying watch out when it is windy. The *very minute number* of people who go to the park when there is a screaming 25kn seabreeze will then be forewarned.

I appreciate you probably get whingers and wackos emailing all sorts of things to you but please ensure council is fully informed of the lack of danger, easy solutions and that WWA needs to be able to comment.

Elizabeth Nicholls

From: Diana Lalor
Sent: Sunday, 13 December 2015 1:55 PM
Subject: Kite and Wind Surfing at Deane Street S12 Beach

ATTENTION GARY BIRD

Dear Gary

Further to our telephone conversation of Friday 11 December, I wish my email regarding the above topic to be considered at the next Council Meeting.

I have lived on Marine Parade for 23 years. I have observed the rise in popularity over the past ten years of kite surfing in particular, along the oceanfront at South Cottesloe.

What I have also observed is that the beach at Deane Street is the most popular area by far for the kite surfers (even though it is not an area designated for kite surfing) and I am not sure that this has been taken into consideration by Council and the relevant Committee.

I believe that the kite surfers use the Deane Street location because of ease of parking, that the distance to the beach to carry their craft is short, and they have access to showers and water, whereas further south between Deane Street and Dutch Inn groyne where there is a very broad grassed area, almost no kite surfers are to be seen. Why might this be? There is still plenty of roadside parking so perhaps distance down to the water? No access to showers or means to wash/clean their equipment? (Kite surfers do not pack up their equipment on the beach as they like to clean it up on the grassed area). The area between Deane Street and Dutch Inn groyne also has the advantage of having the furthest distance between the residential housing along Marine Parade and the beach making it a far safer area for the kite and wind surfers than the Dutch Inn playground or the Deane Street S12 beach.

When the conditions are ideal for the sport, there will be between 15-20 kite surfers and some wind surfers joining them either setting up, kite surfing or packing up from the Deane Street location while further south at the playground area near the Dutch Inn groyne there would be about half that number or less. The Dutch Inn playground location seems to be more popular with the windsurfers.

Apart from the unfortunate death of a kite surfer at the Deane Street location, I have personally experienced and witnessed many near misses. I have had a kite land on the roof of my house (the owner scaled my gates and retrieved it without letting me know he intended to do so). I have seen two kites land in the middle of traffic on Marine Parade. I have seen adults and children on the beach running away from the long steel ropes of kites in order not to get caught up in them. I have seen cyclists and walkers on the dual use pathway caught up in the sails of kites in the process of being packed away by their owners.

I would like the Council to consider installing showers/water fountains, etc between Deane Street and Dutch Inn groyne at the point where there is access to the beach and to designate this as the main area for kite and wind surfers.

I believe this would encourage the kite and wind surfers to use this very large and suitable area to launch and pack up their equipment. This would also hopefully take the pressure off the Dutch Inn playground location and the Deane Street S12 location.

I would further like the Council to ban kite surfers from the Deane Street S12 beach due to the unsafe conditions they present to residents, walkers, cyclists and beach goers at this narrow point of the beach front.

I look forward to your early reply.

Kind Regards

Diana Lalor

Elizabeth Nicholls

From: Chris Shellabear
Sent: Tuesday, 19 January 2016 6:07 PM
Subject: Amendment to the beaches and local reserves Law

Dear Sir/Madam

I agree with the proposed changes . Points of clarification that may be required , I refer specifically to the watercraft use and suggest the word 'Patrolling' be added to the uses of lifesaving Clubs Watercraft as this is a major activity of the Clubs use of their craft.

We have been operating in the belief that ALL other watercraft (yachts and motor boats) have to remain 400 metres from shore to protect the existing swimmers and other watercraft from interaction .

It may be good to have consistency on this point.

Kindest regards

Chris Shellabear

President

North Cottesloe SLSC

Elizabeth Nicholls

From: Keith Campbell
Sent: Wednesday, 20 January 2016 12:20 PM
Subject: RE: KITESURFING and WINDSURFING - Proposed Beach Law Amendments
Attachments: Wind Craft Area.jpg

Thanks Sally,

For Council Information:

For the windsurfing group there needs to be a consideration for the Macarthur Reef section where waves can be ridden and the craft gybe very close to shore and sometime go to the beach to adjust their rigging.

As the waves are only usable during a strong seabreeze it is dangerous to swim near the south Cottesloe Groyne as it is reefy and the drift pushes swimmers into the rocks.

This Area needs to be available for the windsurfers and maybe kitesurfers to be included with the North Side.

See Picture attached.

Regards

Keith Campbell

From: Sally Pyvis
Sent: Wednesday, 20 January 2016 11:33 AM
To: Sally Pyvis
Subject: KITESURFING and WINDSURFING - Proposed Beach Law Amendments

I urge you to HAVE YOUR SAY on the Proposed Amendments to the Beaches and Beach Reserves Local Law that outline changed KITESURFING and WINDSURFING areas in COTTESLOE.

1. Read the proposed changes (see pdf attached)
2. HAVE YOUR SAY via email council@cottesloe.wa.gov.au (it need only be a few sentences)
3. Comments close 7 MARCH 2016
4. Please forward this email to interested others (Cott and non-Cott residents ALL have a say)

Many thanks

Sally



Rosendo St

Salvado St

Princes St

Beach St

Lady Lawley

Gibney St

Marine P

204

58

59

204

Surfing Reef

Gybe Area

Elizabeth Nicholls

From: Hayden Strzina
Sent: Saturday, 6 February 2016 11:53 PM
Subject: Comment for amendment to Beaches and Beach Reserves Local Law

Hello,

I would like to submit a comment on the proposed changes to Cottesloe’s laws regarding the restriction of the set-up and launching of sailboards and other sailing craft to the areas between Rosendo and Princes Street. I agree with the proposal, except I believe it should only apply to kitesurfers. I think windsurfers (sailboarders) should be allowed to continue launching anywhere between the groynes.

I don’t practice any board sports but I regularly swim at the beach off Deane Street. I have never had any issues with windsurfers; I find their equipment to be fairly non-intrusive and compact compared to kitesurfers. Sailboards don’t operate well in light winds and so windsurfers tend to appear when it’s very windy, by which time most regular beachgoers have left. For this reason I rarely come across windsurfers because I don’t usually go to the beach when it’s windy enough to windsurf.

Kitesurfers on the other hand are able to operate in light to medium winds and so they appear far more frequently, including times when swimmers are still enjoying the beach. Almost every time I go to the beach off Deane Street I witness kitesurfers laying their lines along the sand directly across the entrance at the bottom of the steps. This is a selfish act and displays blatant disregard for others entering the beach. It’s both a tripping hazard and an obstruction. A kitesurfer yelled at me the other day when I stepped on his line by accident. I nearly yelling back “well don’t block the entrance to the beach!”.

Kites can be dangerous; the string can get caught around limbs and they can be unpredictable. A few years ago a kitesurfer died as his kite dragged him over Marine Parade. Kites are far more intrusive to those enjoying the beach than windsurfers. I’ve often found myself bombarded with kites as I try to enjoy a swim or relax on the beach. There have been multiple occasions where kites have been flown directly above me. Are they so caught up in their own exhilaration that they forget that others are trying to enjoy this nice bit of nature? This kind of behaviour really detracts from the ambience of this once peaceful beach where I grew up.

I find sailboards unobtrusive as they can be set-up without being strewn across the beach. They aren’t directly above me while I’m enjoying a swim or relaxing on the beach and they aren’t around when it’s calm enough to swim or relax. On top of this sailboards are much safer than kites.

For these reasons it makes sense to restrict kitesurfers to the beach south of Rosendo St (where there are fewer swimmers) and continue allowing windsurfers to take off anywhere between the two groynes.

Thank you,

Hayden Strzina

Elizabeth Nicholls

From: Joan Thompson
Sent: Tuesday, 9 February 2016 9:47 AM
Subject: Beach safety at park

To the Cottesloe council

I wish to affirm the proposed sailboard access to be between Princes and Rosendo streets as a very positive move.

As a regular user of the small park at Dutch Inn I am happy to be able to safely take my grandchildren without having to dodge boards, kites etc.

The little park is perfect for little children and frequented by our local neighbours with young toddlers and children.

Thankyou for following up

this issue of safety for kids and ease of access for sailboard users.

Best Wishes,

Joan Thompson

Elizabeth Nicholls

From: Sue Freeth
Sent: Thursday, 11 February 2016 10:09 AM
Subject: Submission re Proposed Amendment to the Beaches and Beach Reserves Local Law
Attachments: Kite and wind surfers Jan 2016 - final.docx

Attention: Gary Bird, A/Chief Executive Officer

Dear Gary,

Please find attached a submission from Cottesloe Coastcare Association regarding the amendment to the Beaches and Beach Reserves Local Law in relation to kite and wind surfing area at the south groyne.

I'd be grateful if you could acknowledge receipt of this submission.

Regards,

*Sue Freeth
On behalf of Cottesloe Coastcare Association*

**Cottesloe Coastcare Association (CCA) submission on
Public Notice - Proposed Amendment to the Beaches and Beach Reserves Local Law.**

CCA accepts the need to define new areas for kite and wind surfers to avoid conflict with public areas and the playground, and submits the following three points for consideration.

1. Provide proper access to protect dunes

If the kite surfing area is moved, access to the beach will need to be improved to prevent damage to the dunes. At present access at the south groyne is via a wide bitumen path. The paths in the new kite surfing area are narrow and not in good condition.

The dunes are an important initial line of defence to infrastructure on Marine Parade which mediate the impact of storm surges. The cost of restoring damaged dunes is much higher than protecting existing dunes.

In order to avoid unnecessary expense to Cottesloe ratepayers in the future it is important that proper access across the dunes for kite surfers is provided. Appropriate fencing will also be required to prevent access to the dunes from the beach.

The importance of a proactive approach is outlined in the Coastal Planning and Management Manual from the WA Planning Commission:

“The early introduction of appropriate infrastructure is also a proactive management approach which can:

- *prevent degradation*
- *reduce the amount of work required at a later stage*
- *help change patterns of user behaviour which may be contributing to the degradation.*

You should consider the introduction of infrastructure as part of the overall planning for the area. If not properly planned, new facilities may attract increased use that is unsustainable, or detract from the experience for which people current use the site.”

http://www.planning.wa.gov.au/dop_pub_pdf/7_Stabilisation_Rehab.pdf section 7.6

2. Provide for spectators

Provision also needs to be made for spectators. Previous experience at the site further south which was used for hang gliders demonstrated that much of the damage to the dunes was done by spectators.

3. Revise map to exclude dunes from kite surfing area

The map showing the new kite surfing area includes the dune area. CCA suggests that in the interests of clarity, the area be defined as the grassed areas and the beach and **not include the dunes.**

CCA would be pleased to work with the Town of Cottesloe and the Kite Surfing Association to achieve a plan that provides access for kite surfers as well as protecting the dunes and avoiding unnecessary expense to ratepayers.

Cottesloe Coastcare Association. 11th February 2016.

Elizabeth Nicholls

From: Jon.Bassett [
Sent: Tuesday, 16 February 2016 4:23 PM
Subject: FW: SUBMISSION: Local law/restrict watercraft at "Telephone Box" and "Dutch Inn".

From: Jon.Bassett
Sent: Tuesday, 16 February 2016 4:21 PM
To: council@cottesloe.wa.gov.au.
Cc: mayor@cottesloe.wa.gov.au; #councillors@cottesloe.wa.gov.au; Jon.Bassett
Subject: SUBMISSION: Local law/restrict watercraft at "Telephone Box" and "Dutch Inn".

February 16.

Dear all,

Please do not confuse this submission with my job at the WSW. I only have this work email, and I thought sending a letter would be too onerous on whoever would have to copy it out.

This is purely a personal reflection on the proposal. Totally.

I am a kite surfer of six years, and a regular user of the Deane St to Port Beach stretch of coast for kiting, kayak fishing, snorkeling, swimming and running - all year.

Dutch Inn is a good kiting spot because it offers flat(ish) water for tricks closer to shore, surf breaks in the right conditions, access to the "Deep Six" reef and long haul out the back into the swell.

I knew the kiter, Mark Sprod, who was killed at Telephone Box. I drove past earlier on the day of his death and rejected going there for a kite because it was too knarly. Instead, I went to Leighton Beach which offers a wide beach and no rocks at that time of year.

Councillors must understand the use of Telephone Box by kites is fairly recent because it offers (a) a wider beach for launching in all seasons, (b) the car bays are away from the main traffic flow, (c) it has nice set of small surf breaks, d) a shower, and grassed areas to dry and roll up kites, (e) has become a hang-out for "regulars", some of who wanted to get away from the sometimes crowded section of Dutch Inn about 200m south.

I am broadly in support of the council's proposed change, as both common sense and a reflection of the increasing use of the Cottesloe foreshore by the booming sport of kitesurfing, the nearly 40-year use of Dutch Inn by windsurfers and the increasing use of the area by the public, stand-up paddle boarders, fishers, snorkelers and families.

However, for the law to work these must occur;

- The council to get a State Government CoastCare grant for the following work, perhaps using Cottesloe Coast Care.
- Signs on the horizontal parts of the klopper log barriers at the top of the dunes saying "No kiting and windsurfing here" at Telephone Box, and "Kiting and windsurfing area. Public warned, At your risk" at Dutchies. "Not a beginner's area".
- Confirm borders of the proposed "official" areas, as (some of the windsurfers are getting agitated about where their section starts and finishes.
- IMPORTANT: Repair all klopper log paths. Entrances have to be wider at the tops, metal bars protruding from the rear of the logs must be cut off as they catch kites' bridle assemblies. Klopper log-chain combinations work fine. Kites are not fussy.
- Bins and signs on the prevailing leeward side of the paths' entrances have to be relocated.
- Remove the stand-alone klopper posts at the bases of paths as a safety measure, EXCEPT those which have rings attached which some original pioneers of kiting use to safely self-launch their kites. This line of logs, without their horizontal wires, could perhaps be replaced by the plastic and wire dune erosion prevention "sticks" used by Fremantle Council at Port Beach. If a kiter hits one of these klopper posts, bones could be broken.
- IMPORTANT: Create an official area launching/landing on Marine Parade, south of the Swanbourne-Nedlands SLSC for those doing 'downwinders', and to avoid overcrowding.

- Long-term plans should be for the perpendicular paths at Dutch Inn to be angled to prevent the erosion which can be seen at the Rosendo St path and the nearby large sand blow-out 30m north. (There will be more people using this part of the beach. The council needs to prepare for this.)
- Proposed kiter's shower to be away from the top of footpath at Salvado Street because native plants nearby restrict kiter and public passage when kites carry their inflated kites to the grassed area for drying after a session (Very few inflate kites on the grass, and being able to dry the kite on grass next to your car is one of the attractions of Dutch Inn).
- Move "dog-leg" section of the path near the Dutch Inn playground north so space is created to move the play fort.
- Trim hedges south of Dutch Inn car park. Reversing is a nightmare for all cars on to Marine Parade, whether you are a windsurfer or any other member of the general public.
- IMPORTANT: Rangers familiarise themselves with kiting and windsurfing conditions so they can make accurate decisions regarding the law.
- Replace Telephone Box car bays with about 12 split either side of the Salvado St intersection that are either angled or parallel, so you don't get out of your car into Marine Parade. (Perpendicular bays are very dangerous when reversing and should not be installed.)
- Work with Cottesloe Coast Care to revegetate blow-outs along dunes and revegetate.
- IMPORTANT: Meet kites and windsurfers, including representative bodies, to discuss issues on the beach before March 7.
- Cottesloe should promote all its work with leaflets on kites'/windsurfers' cars, media and liaison with other councils to create goodwill.
- Long-term: Develop relationships with Fremantle, Mosman Park, Nedlands, Cambridge and Stirling councils to cope with the growing sport along the coast FYI: Waneroo Council was going to ban kiting, then it talked to WAKSA and now has two of the best-controlled areas at Pinarro Pt and Mullaloo).

I would be happy to meet with council staff to quickly walk along the proposed area and explain these issues.

Good luck,

Jon Bassett

Elizabeth Nicholls

From: Stuart Holloway
Sent: Tuesday, 16 February 2016 8:15 PM
Subject: Proposed Amendment to the beaches and beach reserves local law

Hi

I have been windsurfing at Dutch Inn (close to South Cottesloe Groyne) since 1992. This is one of the best locations in the metro area for windsurfing, and this combined with the grassy rigging area to setup as well as a shower mean that this location is really popular with windsurfers in the Perth area.

I support the Proposed Amendments to the beaches and beach reserves local law. This keeps the Windsurfing and Kitesurfing areas apart, and provides additional showering facilities where they are needed.

The current location of the playground is a concern and I hope budget is provided to move this to a safer location. It's currently located right in the middle of the Windsurf rigging area. I regularly see the playground literally surrounded by dozens of windsurfers rigging up. The risks to kids playing in the area are obvious so I don't know why the playground was built there - this was well known as a popular windsurfing spot for years before the playground appeared.

I understand the amendments were triggered by an incident with a Windsurfer rig blowing onto the playground where kids were playing. I think it is a credit to the council that this did not result in a knee-jerk reaction and a ban of our awesome sport in this area. The amendments allow for better facilities and a safer play area for kids, so it's a win-win.

Regards
Stu Holloway

Elizabeth Nicholls

From: Airborne Kitesurfing
Sent: Wednesday, 17 February 2016 9:29 AM
Subject: Areas suitable for kitesurfing set up, please consider our comments.

Hi Cottesloe Council Team,

Can you please forward this to your team member that is currently working on zoning of kitesurfing/windsurfing rig up areas?

I am writing to you from a business located in Osborne Park. We have many customers that reside in Cottesloe area and kitesurf at popular kiting locations, both 'Dutchies' and north of the NCSLSC (North Cott Surf Club). We would like to express that we are in favour of moving the playground North of the area that windsurfers typically set up (near Beach Street). We would also support continual use of Dutchies (between Beach St and Rosendo) for wind sports use. We would also like to support continual use of the area North of NCSLSC as an area suitable for kitesurfing.

We would be very happy to distribute guideline material regarding designated rig up zones in collaboration with Cottesloe Council and WAKSA (Kite Surfing Association).

Thanks for your considerations,

Jo & The Team
Airborne Kitesurfing

...



Elizabeth Nicholls

From: Kerry Strzina [
Sent: Friday, 19 February 2016 6:03 PM
Subject: Proposed Amendment to the Beaches and Beach Reserves Local Law

Gary Bird

A/Chief Executive Officer

Town of Cottesloe

PO Box 606

Cottesloe WA 6011

Dear Sir,

Re: Proposed Amendment to the Beaches and Beach Reserves Local Law

I have lived at Deane Street Cottesloe since 1990 and am very familiar with beach and water use south of the Cottesloe groyne. Kite surfing at Deane Street beach became a problem for other beach and Marine Parade verge users some years ago. The kite surfer’s association self-regulated that no kite surfing was to be conducted from Deane Street (2009?). Kite surfers stopped using the beach and all was fine, safe and very pleasant, until a few years ago when lots of kite surfers starting using the Deane St. beach again. In the mean time windsurfers have continued to use Deane Street beach without any problems. This is partly due to the fact that windsurfers need strong winds, when conditions for beach users and swimmers are very unpleasant.

My points for your consideration are:

1. There needs to be distinction between what we know as “windsurfers” and “kite surfers”. The Town of Cottesloe’s use of the terminology “sailing craft and sailboards” covers several kinds of water sport hardware, which vary greatly in use and safety issues.
2. Kite surfing takes up a lot of room (a radius of up to 25 meters) so setting up on the beach and on the grass verge is certainly problematic. This is also a problem in the water for swimmers, windsurfers, paddle boarders and surfers. Indeed, with the narrow dune and verge area at Deane Street, there have been kite surfers picked up by the wind and land across Marine Parade into homes and the golf course.
3. Kite surfing can be done in lighter winds when beach and water conditions for swimmers and beach bathers are quite pleasant, which puts beach users in danger from kite surfers.
4. Windsurfing takes up very little space for setting up and during use on water.
5. The need for strong wind conditions makes windsurfing mutually exclusive to general beach use and swimming.
6. Windsurfers are of little or no danger to others as when the rider falls or lets go, the craft stops where it is.

My considered opinion and recommendation is this:

1. Kite surfing be banned from use north of Rosendo Street.
2. Windsurfing be allowed for use anywhere south of Cottesloe Groyne.

Many thanks for your consideration.

Kerry Strzina

Elizabeth Nicholls

From: Kerry Strzina
Sent: Sunday, 28 February 2016 11:04 AM
Subject: Fwd: Proposed Amendment to the Beaches and Beach Reserves Local Law

Hi,

Further to my email submission on 19 February re Beach Reserves Local Law, I suggest Council be sure to include the use of man-sized **powered parachutes** (motorised with a giant fan in a cage behind the pilot).

This morning (Sunday 28 Feb) there were 2 of these motorised parachutes flying very low over the houses and beach between Pearse and Salvado Streets. They must have set up and launched somewhere nearby. A couple of months ago I did see one setting up on Pearse Street next to the football field and shortly later he was flying over and around our houses.

The obvious main concern is safety. The noise is disturbingly loud and people would consider having these parachutes flying over there homes an invasion of privacy.

You may also wish to consider the use of **land windsurfers** (windsurfers on wheels which travel on the sand). I have yet to see any on Cottesloe beaches, but I think it would be opportune to include them in any amendments to our Local Law.

Many thanks for your attention to this matter,

Kerry Strzina

Elizabeth Nicholls

From: iinet
Sent: Friday, 19 February 2016 9:51 PM
Subject: SUBMISSION- proposed amendment to beach reserves local law

I write to register my disagreement with the proposal to restrict the set up and launch of sailing craft and sailboards.

The proposed restrictions are an over reaction, and I believe a strong example of risk management disproportionally reducing amenity. In the interests of brevity, some key comments;

-As a frequent walker in this area, I can not recall any clashes between the set up area and pedestrians/ other users -Contrary to this view, the interest of passers by in seeing, in close proximity, the activity, sails and craft is appreciated and helps add to the unique identity and interest for visitors, tourists and pedestrians -Any potential clashes/ safety issues for launch activities on the beaching self only relate to kite surfers (due to lengthy nylon cords), and not at all for sailboards. Even with kites, the time for launches is fairly minimal for impact on beach users, and is more related to the ocean itself.

-Ocean use by others when times are appropriate for windsurfing is dramatically reduced due to the strength of wind -Providing better amenities is an appropriate response and encourages people to utilise specific areas far more effectively than more rules and regulations

Progressive town planning approaches celebrate activity, diversity and the blurring of boundaries. Restrictions, regulations and old paradigm zoning is exactly what exciting and liveable neighborhoods should be moving away from.

Thank you for the opportunity to comment

David Gulland

Elizabeth Nicholls

From: Joe Camilleri
Sent: Saturday, 20 February 2016 7:53 PM
Subject: dutchies telephone box submissions

Hi,

I'm not completely across your plans for the improvements as I'm not from the area.

But could we please include a sign that informs kite surfers doing down-winders that they must remain 200m clear of lifesavers flags

I think the signage is important as a lot of kite-tourists are simply unaware of our rules

Thanks for reading

Joe Camilleri

Elizabeth Nicholls

From: Max Kulow
Sent: Monday, 22 February 2016 10:17 AM
Subject: AMENDMENT TO BEACHES AND BEACH RESERVE LOCAL LAW 2012 – RESTRICTIONS ON THE USE OF WATERCRAFT

Individual Submission

It has come to my attention that the council is considering changes to the local laws regarding water sports, specifically kite surfing and wind surfing.

Please consider my views.

1. Kitesurfing requires a certain amount of space to launch and land kites effectively and if anyone is suggesting restricting areas to them one must carefully consider how much space is available both in summer when the beaches are larger and winter when they are reduced somewhat. The safest area during both seasons is between Rosendo and Pearl street.
2. If any designated kite zones are considered then it is very important, actually CRITICAL to consider that up to 350 meters downwind is a potential danger zone and family/ swimming areas should be discouraged in this area. Uncontrolled or released kites can have the potential to be lethal.
3. Kites/Windsurfers rarely work in winds less than 14 knots. Beach access perhaps should be restricted to sports people only when the wind reaches 14 knots+.
4. The area between South Groyne and the north Groyne are very popular with all water sports activities and this whole area should be reserved exclusively for this. As there is a hidden reef this area is not suitable to swimmers where as on the other sides of both groynes are both suitable and safe.

Thank You

Max Kulow

Elizabeth Nicholls

From: Joseph Andrin
Sent: Monday, 22 February 2016 10:55 AM
Subject: Kitesurfing areas, please consider our comments.

Hi Cottesloe Council Team,

To the team responsible for recreational water use.

I am writing to you from a local kitesurfing club/service. I provide transport to kites that want to kite downwind. I pick up kites every windy weekday from Trig and take the upwind as far as Cottesloe, which is a popular choice. Kites then kite back to Trig.

I educate everyone that uses my van the importance of staying away from Cottesloe beach and avoiding kiting near any flagged areas. I aim to make my community responsible and sharing beach users that look out for each other and for other beach users.

I would like to express on behalf of the kites I serve (over 118 individuals this season) that we are in favour of moving the play ground north of the windsurfers set up area. We would also support continual use of Dutchies for wind sports use. We als would like to support conitnual use of the area north of NCSLSC as an areas suitable for kitesurfing.

Thanks for your considerations.
Jo

Elizabeth Nicholls

From: john grulich
Sent: Thursday, 25 February 2016 8:05 PM
Subject: Submission: Proposed Amendment to the Beaches and Beach Reserves Local Law

Attn: A/Chief Executive Officer, Gary Bird

Dear Sir, I wish to provide the following submission for your consideration. This submission is largely based from a windsurfing viewpoint.

General comment: Windsurfing within the Town of Cottesloe does not, I understand, have a long history of incidents of conflict with other beach users. The unnecessary restriction of use to a small area will likely lead to congestion and on water collision between windsurfing craft, particularly on busy days.

1. The proposed Amendment does not adequately differentiate between Windsurfing and KiteSurfing. There are several significant differences between these craft that need to be taken into account in the amendment:
 - Windsurfers require access to deepwater close to the shoreline for launching, as windsurfers have considerably longer (deeper) fins/skegs.
 - Kitesurfing equipment requires a much larger area for launching than a windsurfer, mainly due to length of kite strings.
 - Set up and launching of Kitesurfing equipment carries the risk of the kite, board and rider being blown downwind, and potentially across pedestrian path, road, as has happened in the past. This risk does not exist to the same extent with windsurfing equipment.
 - Windsurfing equipment is considerably heavier and bulkier than kitesurfing equipment. It is important to have adequate carparking facilities in close proximity to the set up area.
 - Set up (rigged) windsurfing equipment requires a relatively wide path way between set up area and beach launch area. Kite surfing equipment does not have this same requirement as is usually set up on the beach directly adjacent to beach launch area
2. Windsurfers have been using the Princes street - Beach street area for over 30 years. The playground is a relatively recent addition. Quite possibly the play ground location risk assessment did not address the (pre existing) use of the area by windsurfers.
The option of moving the playground away from the windsurfing set up area should be considered as an alternative.
3. The proposed restricted area contains inadequate deep water beach foreshore due to presence of shallow reef. This will severely limit the area available for launching of Windsurfing equipment and will likely lead to congestion and on water collision between windsurfing craft, particularly on busy days
4. The proposed restricted area contains inadequate car parking facilities. Currently some users park on east side of the Esplanade and carry their equipment across the road. This could lead to an incident with traffic. This issue will only become worse if all windsurfing in Cottesloe is restricted to this single confined area.
5. The proposed restricted area contains an inadequately wide pathway from set up area to beach foreshore.
6. As a means of addressing the above mentioned issues I suggest that there needs to be additional areas allowed for the set up and launching of windsurfers.
 - a. The beach foreshore area north of North Cottesloe SLSC should remain as an area open to windsurfing. There has been no reason mentioned for excluding windsurfer set up and launch from this area. (comment in Minutes of meeting relates to kitesurfing not windsurfing)
 - b. The area south of Beach street is also often frequented by windsurfers for launching and landing. There has been no reason mentioned for excluding windsurfer launch from this area

- c. The foreshore beach area between Deane St and Rosendo st contains a deep water area that makes it suitable for launching windsurfing craft amongst the vast shallow reef south of Cottesloe main Groyne. This area should remain as an area for windsurfer set up and launch. There have been no reasons mentioned for excluding windsurfer set up and launch from this area.
7. In reference to Council Minutes of Meeting Page 30 "Consultation" I note the absence of consultation with representatives from the Windsurfing community, eg Windsurfing Western Australia. This should be a minimum requirement prior to finalising any amendments.

Regards

John Grulich

I have been windsurfing in Perth since 1982 and frequently windsurf in Cottesloe at several different beach areas. Executive Committee member (Treasurer) of Windsurfing WA 2002-2012.



This email has been checked for viruses by Avast antivirus software.

www.avast.com

Elizabeth Nicholls

From: Mark Slade [
Sent: Wednesday, 2 March 2016 8:32 AM
Subject: Proposed Amendment to the Beaches and Beach Reserves Local Law

Dear Mr Bird,

Firstly I would like to thank the Council for its efforts in accommodating water sports users in Cottesloe. The separation of the playground from the grassed area used for windsurf rigging is a very sensible improvement.

The flyer that was being handed out yesterday at Dutch Inn seems to contradict the image on the reverse as it only mentions the area between Rosendo and Princes in the Purpose and omits the Windsurf zone between Princes and Beach. I believe this was amended at Council.

There are a few improvements that could be made to the proposed zones.

1. The separation line of Princes St is an obvious one but has issues. The gap in the close to shore section of the reef (rocks) that Windsurfers use to launch/land to avoid damaging the fins on their boards is actually North of Princes St. **A better separator would be the bottom of the stairs just North of Princes St.**
2. Windsurfers use the wave break to the South side of the groyne at Beach St and often land on that section of beach for adjusting equipment. Some choose to launch from that side to access the wave break. Launching in the suggested area requires sailing against the wind to sail up to the wave break. **It would be preferred for the zone to continue for 150m south of the groyne to allow for this area to be used.**
3. In winter when wind directions and wave conditions are different to the prevailing summer conditions windsurfers are often launching at other sites along the Cottesloe coast. There are far fewer beach users in Winter. **Could the restriction be seasonal to allow for the use of other areas outside of Summer?**

Thank you for your consideration.

Regards

Mark Slade

Elizabeth Nicholls

From: stephen fletcher
Sent: Wednesday, 2 March 2016 2:12 PM
Subject: Dutch Inn Windsurfing Area
Attachments: Dutch Inn.JPG

To Whom May Concern,

Yesterday the Rangers were at the Dutch Inn windsurfing area handing out the flyers. My impression by what I had read the council was planning on moving the children’s climbing frame and making the area between Princes Street and Beach Street solely for the use of windsurfers to rig/de-rig and launch. The Ranger though informed me as from Monday NO watercraft will be allowed to access the ocean apart from between Prince Street and Rosendo Street. After looking at the flyer I pointed out on the diagram it states windsurfing launch are between the Beach Street and Prince Street. Obviously this highlights a great deal of confusion.

Anyhow below I list my requests to be taken into consideration.

- The area between Beach Street and Prince Street is great for windsurfers. It would make more sense if boundary between the Kites are and the Windsurf area can be the footpath in front of Prince Street to allow the windsurfers to access through the channel between the rocks as we do. (Red area on my attached map) Also a bonus would be to extend slightly to the footpath the south side of the groyne as sometimes windsurfers come in for a rest/carry kit back up path to carpark. When windsurfers do this due to the wind there is never any non-windsurfers frequenting the beach. (complete area marked in yellow on my attached map)
- Is there a set distance from the beach out to the ocean that the kites have to stay out of the windsurfing area and vice versa?
- Is there any plan to improve the steps from grassed area to the beach to the dedicated areas? Preferably wider with no high fence rails. Signage to indicate areas

I have attached a map of the areas I propose for the above points.

As a previous Cottesloe rate payer and now a Mosman Park rate payer I thank the council for reading this email and hope that windsurfing can continue at my local spot the Dutch Inn as it has done for the past 30+ years.

Regards,
Steve Fletcher



Channel Windsurfers use to avoid hitting rocks with fin. (In Red)

Proposed area for windsurfers (in Yellow)

Elizabeth Nicholls

From: kevin dallimore
Sent: Wednesday, 2 March 2016 7:37 PM
Subject: Council proposal Kitesurfing/windsurfing use Cottesloe Beach - safety concerns.

Dear Sir/Madam

Having a extensive background in both windsurfing (30 years) and kitesurfing(14years) and currently actively engaged in both sports I would suggest restricting Kitesurfers to the beach between Rosendo and Salvado road (instead of Princess road) and permit windsurfers to use the area between Salvado (instead of Princess) road and the Groin.

Windsurfers have used the stretch of beach from Salvado road to the groin since the 1970's.

The small grassed area at the Groin has always been too small for windsurfers and the car park is so small,many windsurfers have to park on the side of the street between Salvado road and the Groin.They then have to lumber their gear down the beach accesses onto the beach and sail out.

There are only a few breaks in the reef where they can sail out safely as they have a deep fin.(they cannot sail over the reef)

Kitesurfers have very shallow fins and can sail out over the reef without being restricted to the few narrow reef breaks.Therefore they can utilise a far narrower portion of the beach to launch their kites safely and go over the reef.

This clearly can be seen at Pelican Point in Crawley where numerous kites sail on the river from a 25 metre stretch of riverfront.

Inherently kitesurfing is far far more dangerous both to the user and the general public.The most dangerous part is the launching and landing of the kite which takes place where the general public are most likely to be i.e along the footpath or close by.

The magnitude of injuries from a out of control kite is usually massive.This is a risk particularly with beginners as well but less so with those more experienced.

This risk potentially takes place with EACH and every launch and landing of a kite.

The risk of danger from a windsurfer to the general public is minuscule and exceedingly rare.Indeed I have never seen one which contrasts many times with kitesurfing.

Even beginner windsurfers are not a safety risk.

In summary I ask Council to allow windsurfers to continue to be able to use the beachfront from the Groin to Salvado Road.

yours sincerely

Kevin Dallimore

Elizabeth Nicholls

From: Mark Rheinlander]
Sent: Thursday, 3 March 2016 5:34 AM
Subject: Windsurfing restrictions in Cottesloe

As a regular windsurfer at Cottesloe and many other locations along the WA coast I would strongly object to the proposed restrictions for windsurfing on the Cottesloe foreshore. Unlike kites, windsurfers are not a public hazard, because they cannot break free from the rider and cause injury, and have been in use here, incident free, since the 1980's.

Sent from my iPhone

Elizabeth Nicholls

From: Simon Regan
Sent: Thursday, 3 March 2016 7:06 AM
Subject: Cottesloe Proposed Windsurf Restrictions

Dear Sir/Madam,

I am a member of WWA and have windsurfed in Perth for the last 20 years. I am 43 years of age, have two children and work for the Federal Government. During this time I have never come across or been aware off an incident that resulted from a windsurfer injuring or increasing the risk to the general public whilst on the water or entering/exiting the water. However, it is a different story for Kitesurfing. I have personally witnessed unfortunately many life threatening situations that are a direct impact of Kitesurfing and the tremendous risk this sport imposes on all water uses and in particular the general public.

I request that you please consider a review of current proposal to restrict windsurfing access to the nominated area in Cottesloe and support fully any decision to modify / limit kitesurfing access in Cottesloe in the interests of public safety and all other water uses.

Thank you for Reading.

Kind Regards

Simon Regan

Elizabeth Nicholls

From: Tim Brazier
Sent: Thursday, 3 March 2016 7:37 AM
Subject: council@cottesloe.wa.gov.au

I'm writing to express my views on the proposed changes the by-laws regarding beach access for windsurfers and kite surfer in the Cottesloe area. Of the proposed changes the key points for me are:

- I agree it is a good idea to move the slide at Dutch Inn. This will be great for my kids when I'm sailing.
- I strongly disagree that windsurfers should be restricted to launching only in the small area outlined in the proposal.
 - In over 30 years people have been windsurfing incident free from Dutch Inn, Telephone Box, North Cott. We feel that windsurfers are being restricted due to the advent of public safety risks associated with kite surfing. I understand that there was a member of the public concerned with sailing activities at Dutch Inn but the strong opinion of one should not severely impact a sport that has been conducted from this location for over 30 years incident free.
- I propose that within the proposal the existing restriction in clause (d) should remain and that a new clause (f) should only apply to kite surfing.
- As per many locations around the world, signage of advising the public of windsurfing, kite surfing and general surfing activities in the area would be useful. All these sports bring significant numbers of people to these beaches which are not great for swimming due to rocks in water. Restricting access will reduce people using these great beaches and cash flow to local businesses.

Windsurfing and Kite Surfing have very different risks and therefore can't be treated with one broad sweeping statement or restriction.

Regards

Tim Brazier

Elizabeth Nicholls

From: Maxime Ploumis
Sent: Thursday, 3 March 2016 9:06 AM
Subject: Cottesloe Proposed Windsurf Restrictions

To whom it may concern,

I am contacting you regarding the recently proposed windsurf restrictions at Dutch Inn.

While I agree that is a good idea to move the slide at Dutch Inn and kid playground area. I would like to let you know that I strongly disagree that WINDSURFERS should be restricted to launching only in the small area outlined in the proposal.

In over 30 years, people such as myself have been windsurfing incident free from Dutch Inn. I feel that WINDSURFERS are being restricted due to the advent of public safety risks associated with KITESURFING. I feel that these two different sports have been put in the same basket due to limited understanding of the difference between both sports,

I would suggest that more research is being undertaken in order to understand the risk difference between KITESURFING and WINDSURFING prior to vote for this proposal.

I propose that within the proposal the existing restriction in clause (d) should remain and that a new clause (f) should only apply to KITESURFING.

Thanks for reading my email and hope that it finds you well.

Best Regards,

Max Ploumis (An ocean surfing, SUPing, windsurfing and kitesurfing lover)

Elizabeth Nicholls

From: Steve Evans
Sent: Thursday, 3 March 2016 9:11 AM
Subject: Restrictions in Windsurfing launch area at Cottesloe

Dear Council members,

I wish to register my opposition to the restrictions planned for the launching of Windsurfers at Cottesloe.

There are significant risks associated with kitesurfing and the often uncontrolled movement of lines under tension between the kite and the surfer. Windsurfers are generally well aware of this and avoid the downwind area of the surfer for this very reason. I am anecdotally aware of an incident involving an ear being almost ripped off at Mullaloo beach a few years ago. The aerial manoeuvres of kite-surfers, who are often not aware of what is downwind when taking off, also poses a risk to both windsurfers and the general public alike.

The risks associated with windsurfing are minimal and there are no equivalent risks to the public from windsurfing either launching or retrieving, both of which are generally done under a high degree of control. Windsurfers leave the beach at low speed, have a high degree of visibility and control (even when relatively new to the sport) and would never approach a beach at high speed. The latter point being for their own safety, as well as that of others.

Please consider this in your deliberations and do not unnecessarily restrict the launching of windsurfers.

Regards,

Steve Evans

Windsurfing WA member

This Electronic Mail Message and its attachments are confidential. If you are not the intended recipient, you may not disclose or use the information contained in it. If you have received this Electronic Mail Message in error, please advise the sender immediately by replying to this email and delete the message and any associated attachments. While every care is taken, it is recommended that you scan the attachments for viruses. This message has been scanned for malware by Websense. www.websense.com

Elizabeth Nicholls

From: Neil Hackett
Sent: Thursday, 3 March 2016 3:45 PM
Subject: Proposed Amendment to the Beaches and Beach Reserves Local Laws - SUBMISSION

Dear Cottesloe Council

I refer to the December 2015 Proposed Amendment to the Beaches and Beach Reserves Local Laws to restrict the use of water craft along Cottesloe’s Marine Reserve and make the following submissions:

1. Windsurfing at Dutch Inn Cottesloe has been an activity since the late 1970’s with Windsurfers rigging up, launching and sailing between Rosendo Street and Beach Street consistently during that 46 year period.
2. Kitesurfing at Cottesloe is a relatively new activity with the first commercial equipment made by Airbrush in 2001.
3. The Risk Profile of Windsurfing is significantly lower that that of Kitesurfing for both the participant and surrounding public for the following reasons:

Windsurfers require less than 6m length to rig up (standard mast length is 4.3m) while Kitesurfers require approximately 27m length to right up (standard kite rope length 20-25m)

Windsurfers “de-power” wind strength immediately the sail is pointed into the wind or dropped in the water as harnesses readily release while Kitesurfers are permanently “powered up” as harnesses do not readily release (cause of Marc Sprod fatality 2013)

Windsurfers make significant noise in and on the water from splash and spray while Kitesurfing ropes and sails are silent for approximately 25m length until the Kitesurfer board approaches

Windsurfers do not self propel or move on shore as sail is attached to heavy board while Kitesurfer sails can be up to 25m across the beach which the kitesurfer is still propelling in the water

Windsurfer fins are approximately 20-35cm in length underwater while Kitesurfer fins are closer to 5cm - many of the areas you have restricted windsurfing to have reef depths less than 20-35cm at all tide levels requiring use of “channels” between reefs

Windsurfers have experienced no fatalities nor serious injuries during the last 46 years while Kitesurfers have had one fatality and multiple injuries and high risk incidents since inception in 2001, including incidents with Kite’s being blown onto Marine Parade

4. Many of the areas you have now restricted for Windsurfers are reef with less that 20-35cm depth of water restricting the reef channel exit and entry points out to sea when windsurfing

Cottesloe Council's decision NOT to consult with the larger Western Australian Windsurfer population and the WA Windsurfing Association and only consult with the WA Kitesurfing Association (as specifically stated in the Council Proposal) regarding the proposed Amendment to the Beaches and Beach Reserve Laws:

1. Fails to recognise the considerable difference in public safety risk between Windsurfers and Kitesurfers
2. Fails the acknowledge the dangerous proximity of Kitesurfers to the motor vehicle and pedestrian traffic on Marine Parade
3. Fails to acknowledge that Kitesurfers are permanently “powered up” as harnesses do not release which endangers users and bystanders
4. Potentially creates more congestion by forcing Windsurfers to launch in specific reef “channels”, and
5. Finally seems to forget that many of the children using the swings at Dutch Inn are in fact families of people Windsurfing (and Kitesurfing) at Cottesloe.

In conclusion I would like to suggest that before the Amendment be adopted the Council undertake more research in conjunction with both the Windsurfing and Kitesurfing communities and industry associations and consider what other alternatives would be suitable to ensure harmony and safety for everyone on our

waterfront. Next time there is a strong seabreeze it may be of value for Councillors to attend the areas and observe the distinct differences between the two activities.

Many thanks

Neil Hackett

Cottesloe Resident 25 years

Elizabeth Nicholls

From: Stuart Young
Sent: Thursday, 3 March 2016 4:52 PM
Subject: Cottesloe Proposed Windsurf Restrictions

Hi there,

As a windsurfer (sailboard) who regularly sails at Cottesloe, I am writing to submit my opinion on the proposed changes to the restricted zones on Cottesloe Beach

The small area proposed is inadequate and overly restrictive for the number of windsurfers who frequent the beach. There is no practical reason for restricting the beach launch to such a small area for windsurfers.

It also appears that after several incidents with kitesurfing over recent years, that windsurfing has been lumped in the same category and subsequently some people believe it requires the same restrictions.

In most areas I have sailed there is no reason that kitesurfers and windsurfers cannot launch from the same area and sail in the same area, albeit they generally keep separated. The right of way rules on the water give adequate protection

I stress my views are not parochial or biased in nature. I have used windsurfers and kitesurf rigs personally and think kitesurfing is a great sport, however I personally prefer and have committed my time to windsurfing.

My views are based on my experience and observing the following fundamental differences in risk to a sailor and the general public between kitesurfing and windsurfing:

- the "radius of damage" of a windsurfer is about 4 metres, a kite is 20 metres. This is particularly an issue for beginners who are still learning to control a kite
- for a given wind speed, kites can be more than twice the surface area as a sail, meaning a much greater force is applied from the wind when not in control
- when a windsurf sail is dropped by a sailor, the power immediately disappears and cannot be powered up until the sailor is in full control again. The sail and board will wallow in the water without blowing away quickly
- Windsurfers are only ever sailed on water after launching. Whilst on land they are carried unpowered and carrying the board at the same time, meaning the risk to bystanders on land is very low, even with beginner sailors
- a kite can remain powered up even when not in control by the kitesurfer, on land or water. This is evidenced in a few tragedies around the world where kitesurfers have been unconscious as their kite continues to drag them over water and land causing risk to sailors and bystanders. Also a kite can be released by the kitesurfer and it can be blown onto land with no one attached or in control.

I hope that the views above are helpful in furthering the understanding of windsurf and kitesurf risks, and a larger area can be provided to windsurfers than is currently proposed

Regards
Stuart Young

--
Regards,

Stuart

Elizabeth Nicholls

From: D & L Engdah.
Sent: Thursday, 3 March 2016 9:15 PM
Subject: Proposed restrictions upon windsurfing in the Cottesloe area.

Dear Cottesloe Councillors,

I have been windsurfing at Dutch Inn since I first came to Western Australia 26 years ago and in that time I have never witnessed a dangerous incident caused by a windsurfer at that location. It has been brought to my attention that windsurfing has again been placed in the same category as kitesurfing when control measures based on public safety have been considered by coastal councils. This is an unfortunate and reoccurring theme since kitesurfing first gained popularity.

Windsurfing has a stable following of mostly mature adult males and an incredibly good track record in terms of not impacting upon the safety or general enjoyment of other members of the public where the two share the coastal zone. In my experience windsurfers are mostly a very responsible, considerate, careful and friendly group of people. I believe the recent and unfortunate incident at Dutch Inn reported in the community papers is a rare event that should not warrant a broad regulatory response but should be viewed for what it was. A rare accident.

Kiting is a completely different sport than Windsurfing in terms of the potential danger it presents with the power of the kite combined with long and highly tensioned kite control lines (particular when launching or landing). Kiting also attracts a much broader demographic in terms of its following, and is still growing rapidly in terms of participation meaning a significant number of inexperienced kites are on the beaches and out on the water at most favoured locations along the Perth coast.

I wish to express my full support for the Executive of Windsurfing Western Australia Inc. in representing the windsurfing community in this matter and politely request that you accept their offer to fully explain the significant differences between the sports and their risk profiles. Please give due consideration to the amendments WWA are proposing to the regulations for windsurfing access to the Cottesloe coast and particularly to the area around Dutch Inn. They seem to be fair and reasonable requests.

Yours sincerely

Daniel Engdahl

Elizabeth Nicholls

From: Kym Muir
Sent: Thursday, 3 March 2016 10:42 PM
Subject: Proposed Amendment to the Beach Reserves Local Law
Attachments: 030316 cottesloe windsurfing.docx

Dear Sir/Madam

Please find attached a submission on the above matter for your consideration

Regards

John Livingston

John Livingston

4/3/2016

Mr Garry Bird
A/Chief Executive Officer
Town of Cottesloe
PO Box 606
Cottesloe, WA, 9611.

Dear Sir

RE: Proposed Amendment to the Beaches and Beach Reserves Local Law

I am writing to voice my concern at the above amendment to the local law that would impact on windsurfers and windsurfing from Cottesloe beaches.

I have been windsurfing for well over 30 years and have enjoyed countless hours windsurfing off the Cottesloe coastline, as well as many other locations within the state (areas between Esperance and Exmouth), as well as having sailed and instructed in America and Europe. In addition to this I am a past office holder of Windsurfing WA, and I have organised and helped run a number of windsurfing events (a number from Leighton beach). I feel I have a reasonable understanding of the nature of and risks associated with the sport, such that I can offer informed comment on the proposal before Council.

The proposed amendments to the local laws impacting on windsurfing appear directed at addressing a single incident of a sailor's mast making contact with someone around the Dutch Inn playground. I appreciate that this incident was unfortunate and caused some discomfort to the person involved, but I believe the response being contemplated is extreme in seeking to address what was an isolated and relatively minor incident. I am unaware of any other reported incidents over the 28 years I have been sailing off the coastline.

Windsurfing and Kitesurfing have very different risk profiles. Points of differentiation include:

- Kitesurfers lines are over 20 metres long and present a tripping hazard to other beach users during set up, launching, landing and pack up. Windsurfing presents no such hazard;
- The time taken to launch a kite from the beach is generally a lot longer than that for a windsurfer and often requires assistance. Windsurfers generally rig away from the water and do not impede other beach goers for any length of time;
- Kites present hazards to beach goers during landing particularly – control issues are well documented;
- Windsurfing is complimentary to other beach activities such as swimming and sunbaking as the conditions that suit us make the beach environment unpleasant for other activities. Kiting can be enjoyed in lighter winds and that increases the opportunity for conflicts with other beach users to arise.

Council's aim of keeping children's play areas away from potential hazards is understandable and I agree with the thrust of the recommendations in this regard.

The proposal as it stands seeks to limit the windsurfing launching area to the area immediately north of the Dutch Inn groyne. I am totally opposed to this restriction.

The phone box area has been used by windsurfers for years, together with the area to the north of the NCSLSC. I have windsurfed off North Cottesloe on many occasions and prefer this rigging site as it gives me the opportunity to sail upwind to Leighton and then have a fast down wind run back to my starting point. This is great practice for the Lancelin Ocean Classic – a ~25km race held every January. I am unaware of any safety related incident ever having occurred at this location. Further, there is no children's playground in the vicinity that would require separation. The same could be said for phone box, and any point south of Dutch Inn to the Cottesloe southern boundary.

Given this I can see no justification for the proposed restrictions on windsurfing.

The proposal to have windsurfers and kites limited to the one general area (or two adjoining areas) could in fact increase the risk to windsurfers and kites from each other - primarily collisions on a busy day.

I do support Council's proposal to formalise the area permitted for Kiting. It seems appropriate and is supported by the Kite Surfing WA. The proposal in respect of kiting acknowledges the risks specific to kiting and addresses relevant risk factors.

In summary:

- I support Council's endeavours to limit kitesurfing to the area proposed.
- I support Council's endeavours to safeguard children by separating playgrounds from potential hazards.
- I am AGAINST placing any further restrictions on windsurfing and believe the existing local laws adequately protect the general public from any perceived risk.
- I implore Council to explore and understand the different risk profiles of windsurfing (no issues of any significance recorded) and kitesurfing (risks clearly apparent) and to separately address them in their consideration of the amended local laws.

Yours faithfully

John Livingston

Elizabeth Nicholls

From: John
Sent: Thursday, 3 March 2016 11:26 PM
Subject: Objection to changes to beach access for windsurfers

Hi,

I'd like to object to the proposed changes. I have sailed my windsurfer a lot from the Deane st beach and believe that my use of the beach has not been detrimental to any other beach users. Usually when I sail, there are very few other beach users other than kitesurfers or other windsurfers as the strong wind usually makes swimming less comfortable than during the mornings.

I'd prefer that the current beach access rules for windsurfers didn't change at all, but if they absolutely need to, then the Deane st beach be included in the permitted areas.

John Macfarlane (my parents live at :)

Sent from my iPad

Elizabeth Nicholls

From: Ian Ballantyne HALO |
Sent: Friday, 4 March 2016 5:05 AM
Subject: Restrictions to sail boards Princes St - Rossendo St, Cottesloe

Dear Sir, Madam,

I have just read the proposed amendment to the windsurfing / kitesurfing zones: http://www.cottesloe.wa.gov.au/d/Resource_Library/Council/Public_Notices/2W734WM4GSZR0W_AFD3LPQOPTMRSXDR/3IFUJKB7A7EM1NU.pdf/Public+Notice+-+Proposed+Amendment+to+the+Beaches+and+Beach+Reserves+Local+Law.pdf

There are several important points that need to be established here:

1) I believe that this proposed amendment covers windsurfers and kitesurfers. The wording on the document on the link makes this extremely unclear and probably challengeable in a court of law. "Sailing craft and sailing boards" should (just about) cover windsurfers. It could easily be argued that it does not cover kitesurfers. For precedent, please refer to the world governing bodies and the ongoing dispute that a kitesurfer / kiteboard cannot hold a sailing speed record as it is not a sailing craft / sailing board.

2) Windsurfers have been using the area between Beach St and Princes St (universally known through the windsurfing community as "Dutch Inn" or "Dutchies") since the early '80s. The amendment document appears to suggest that windsurfers will be restricted to the area between Princes and Rosendo St, which is in direct contradiction of the map that says that Windsurfers will be restricted to the area between Princes and Beach St. As such I would suggest that the consultation document is invalid. I support Cottesloe Council and commend them for putting this out to consultation - however, I strongly suggest that the document be consistent with itself.

3) Kitesurfers and Windsurfers MUST be treated differently and have different risk profiles applied. As an expert windsurfer and intermediate kitesurfer, kites are FAR MORE DANGEROUS to passersby than windsurfers and windsurf equipment. An out-of-control kite has an immediate danger radius of 25-30m, compared to about 5-10m for a windsurf rig. In addition, the consequences of an out-of-control kite are far more serious than for a windsurf rig. There have been many documented serious injuries and even a couple of deaths from kitesurfing in Western Australia. Accidents happen and people get hurt windsurfing too, but the hazards and risk of serious injury to the participant or other person nearby is vastly reduced.

For note, kitesurfers and windsurfers usually voluntarily segregate. However, they are often found sailing together. For reference, please see Pelican Point in Nedlands. Downwind (east) is traditionally for kites, upwind (west) is traditionally for windsurfers. However, experienced freestyle windsurfers (myself as one of them) can often be found sailing in the kiting area to take advantage of the better conditions for tricks. The kites don't mind because we're respectful and in their zone and give way, and also recognise that just by the sheer fact we're sailing with them that we know what we're doing and can ensure that everyone is safe. The same can be said for Beach Three at Woodman Point.

Please please please consider the following:
That windsurfers are usually at Dutchies when it's blowing a Force 4 or above
That windsurfers have been windsurfing there for decades without incident (I cant find any record of anyone being hurt at Dutchies, despite the mention of an accident in the document)
That Dutch Inn is nicely away from the busy areas of Cottesloe and had adequate parking
That I do not believe that there is any case that can be made that sensibly determines that restrictions around windsurfing at Dutchies are prudent or required.

Moving some of the playground further downwind (i.e. north), is, I think going to be a sensible idea because although windsurfing is very safe, it's always better to have more space than less for rigging up.

Please also note that the average Perth windsurfer is over 35 years old, usually a parent with a decent job (the equipment is expensive) and a car or van to transport it in. Kites are on average a little younger.

We're not teenagers on BMXs or skateboards irresponsibly running over old ladies. Of course, there's always a few fools in any sport but we self-regulate pretty well and we're very aware of restrictions being placed upon us, so we self-regulate very effectively. If someone is doing something foolish that is going to cause harm to others then other members of the community are very quick to step in.

I hope this helps.

Kind regards,

Ian Ballantyne

Ian Ballantyne

Elizabeth Nicholls

From:
Sent: Friday, 4 March 2016 6:57 AM
Subject: Changed at Dutch Inn

I write to express my strong disagreement with Council proposals aimed at limiting access for windsurfers to the beaches surrounding Dutch Inn. There have been no recorded incidents involving windsurfers interacting negatively with general beach goers in the area. I wish to make plain that the risks involved with the sport of Kitesurfing are unique to that particular discipline and are in no way related to the art of Windsurfing.
Kind regards Ross Morrissey

Sent from my iPhone

Elizabeth Nicholls

From: Michael Shepherd
Sent: Friday, 4 March 2016 11:52 AM
Subject: Submission re: AMENDMENT TO BEACHES AND BEACH RESERVE LOCAL LAW 2012 - RESTRICTIONS ON THE USE OF WATERCRAFT
Attachments: Submission into Restricted Kiting area at Cottesloe.docx

Hi,

I have attached my submission with regards to Amendment to Beaches ad Beach Reserve Local Law 2012 – Restritions on the use of watercraft.

Thank you for allowing me to have a say!

Regards,

Michael Shepherd

Submission Re: AMENDMENT TO BEACHES AND BEACH RESERVE LOCAL LAW 2012 –
RESTRICTIONS ON THE USE OF WATERCRAFT

I am both a resident of Cottesloe and regular Kitesurfer at the popular kitesurfing location known as Telephone Boxes located north of the Dutch Inn and between Rosendo and Dean Street. I am also a qualified and practicing kitesurfing instructor with unblemished safety record. I would like to contribute my opinion as to how best we can keep both the public and kitesurfers safe and happily coexisting together and outline my concern about some of the proposed changes. My main points are as follows

1. Kiders will continue to surf the same area despite having to set up in the restricted zone.

Currently most kiders set up at the widest part of the beach located between Rosendo and Dean St. This is not only because of the convenience of the carpark, but also because the beach is the widest and located closer to the more favourable kiting conditions. The water is a little flatter than the area further south and there are nice 'kickers' to boost into the air from. In addition, there are nice little waves which are fun to ride with a kite and surfboard. It is my opinion that kiders will continue to kite this spot even if they are forced to set up further south (typically upwind) in the proposed restricted area. This will mean kiders will have to tack up wind for a considerable time to land their kites. This is not only very time consuming and tiring but also potentially dangerous. Should the wind fall or the kiter experiences a problem they will be forced to land out of the restricted zone.

2. The wide beach is safer to launch kites from.

I have heard the argument saying that the distance from the Dean street set up zone is too close to the road and this makes it less safe than the proposed set up area further south. This in my opinion is totally false for several reasons. Firstly, the beach is considerably wider than the area further south. Wider beach allows more space between kiders setting up and less chance of coming into contact with each other. Secondly, there is considerably less negative wind effects than the proposed restricted area south. The negative wind effect comes into play when the wind comes from the West, typically in a non-sea breeze frontal system. These conditions are the least safe to kite in, but to restrict the set up area to those with the worst wind effects is only increasing the danger. The negative wind effect I'm talking about comes about because of the height and steepness of the dunes. When wind approaches front on towards a high land feature such as a building cliff or steep sand dune, an area in distance towards the wind three times the height of the physical feature is affected by turbulent wind. This turbulence can cause a kite to loft. The tragic death of Marc Sprod was in part because of this wind effect in these unfavourable kiting conditions. I would like to stress that Marc died in an area closer to Rosendo Street than Deans Street and not directly in front of the widest part of the beach where kiders currently set up. It is a fact that these wind effects get worse as you go further south. I thus don't accept the argument that the dunes create a barrier from the road that add to safety. Instead they increase the likelihood of lofting a kiter in onshore westerly winds typically associated with storms. At every opportunity I try and educate kiders about the dangers of onshore wind conditions. I would also welcome signage to help make kiders aware of this danger.

3. Kiders will unintentionally end up downwind and at Dean regularly.

Kiders nearly always kite at this location on a sea breeze which comes from the South or South South West. Most kiders from time to time will struggle to maintain their position on the beach, meaning they get blown downwind and have to land further north than they would like, having to walk up the beach to where they started. It makes sense to have public

swimming spaces located at the 'top' of the beach and not at the 'bottom'. The Dutch Inn Groin marks the top of the beach. The area directly north of this groin is the safest place for the public to swim as it is impossible for a kiter to be blown into this area. It also offers protection from the wind and current. The area at Dean street is rarely used by the public on windy days as it is not pleasant. Far nicer is the area protected by the groin. On calm days the public can enjoy the Dean street beach. No conflict with kites as they won't be there without wind anyway.

4. Leave everything as it is but give the public exclusive use to the area immediately north of the Dutch Inn groin and ban kiting/windsurfing from this area.

I appreciate the shire/council is willing to introduce new facilities to keep the kiting public happy whilst trying to achieve a safer environment for everyone. In my opinion this can be done with minimal expense. No need to move the playground equipment as it is currently ideally located closest to the safest swimming spot. Perhaps another carpark/access point for the windsurfers north of what I'm suggesting is the best public swimming area for windy days would be beneficial for windsurfers. Deffinatly ban kites and windsurfers from the area immediately south of the Dutch Inn groin and allow kites to kite safely all the way down to Dean Street. This is the safest, most practical solution and the least expensive and disruptive too!

Elizabeth Nicholls

From: Brad Rees
Sent: Friday, 4 March 2016 2:19 PM
Subject: Kiting and Windsurfing Amendments

Hi,

I'm writing to express my concerns regarding the proposed amendments to the use of the beach south of the Cottesloe groin.

I believe that limiting the options for the kite surfers and wind surfers is a terrible idea mainly because they are placing the riders in danger by limiting their options. I do not think there has been an adequate case put forwards for why these regulations need to be made in the first place, and will cause either major injury or maybe even death to the participants.

The proposed changes do not allow enough room for landing and launching, and appear to confine the participants to a very narrow section of beach, where dangerous accidents are likely to occur. In addition the shore area is very rocky/reefy, making an unstable platform for those entering and leaving the water. The proposed changes do not allow the participants to make the best judgements based on the conditions and shoehorn them into a potentially dangerous situation.

But let's be honest, for anyone other than surfers, kites and wind surfers it is the least appealing stretch of beach for swimming for kilometres in either direction - between the seaweed, narrow beach, rocky water, plus the fact that it is used by water sport enthusiasts make it not a very desirable place to visit. Only a few hundred meters north is the wonderful Cottesloe main beach and Swanbourne, and a short walk south and you are at Leighton with its wide pristine beach. Why not allocate this small area to those that actually seem to want to use this stretch of beach for recreational use, which compared to its amazing surroundings is inferior and not ideal for beach goers.

Cheers

Brad

Elizabeth Nicholls

From: Rob Thomas
Sent: Thursday, 25 February 2016 4:59 PM
Subject: Re: Comment on proposed changes to areas for kite and wind surfers assembly and disassembly.

Dear Mr & Mrs Wells,

Thank you for your email which I have forwarded to the Town's CEO, Mat Humphy, for distribution to the relevant Council officer to be recorded and commented on.

Regards,

Rob Thomas

On 25 Feb 2016, at 4:39 PM, Peter & Sarah Wells ·

wrote:

February 26th 2016.

Mayor Jo Dawkins, CEO of Cottesloe Town Council Mat Humfrey, and Councillors:

Thank you for the opportunity to comment on the proposal to redefine the area in which wind & kite surfers may take off and land, assemble & disassemble their craft.

Since moving to Cottesloe in the mid nineties we have lived on Marine Parade and much enjoyed the spectacle, colour and activity of both sails and kites. They are a unique feature of the coastal lifestyle enjoyed by so many, whether or not we actually participate in the sport. Until recently we have never had reason to question the safety aspect, but applaud any steps to maximize it.

However, between the road and the dunes from Princes to Salvado Sts there exists a strip of very undernourished, under maintained

"grass" ! Over the years we have watched it struggle from the dust bowl it once was, to now, actually being tinged with green, albeit patchy and dry.

Our concern would be that increased activity on this area as it exists, will prove too much for the grass and it will revert to dust!

We have often wondered why the reticulation stops at Princes St, watering the playground area but not beyond, while the intention is obviously to persevere with a grassy strip along to Salvado St.

Perhaps consideration could be given to extending the reticulation to further establish the grass should this become an area of high use.

Thank you for your continued service to our wonderful town of Cottesloe.

Yours.

Sarah and Peter Wells.

Elizabeth Nicholls

From: Chris Walter
Sent: Friday, 4 March 2016 4:57 PM
Subject: Comments relating to the Public Notice on Proposed Amendment to the Beaches and Beach Reserves Local Law

4th March 2016

Dear Mr Bird

I wish to submit the following comments in regard to the Public Notice relating to the current Proposed Amendment to the Beaches and Beach Reserves Local Law

The current system has worked well for many years so I question why council would need to impose additional rules which do not address the perceived risk and yet will have unintended negative safety consequences.

As a rate payer I have been windsurfing and kiting in this area for nearly 20 years and have had no issues nor seen issues to date. I sense there is an overreaction to an isolated minor occurrence. You presently have a minor risk with the very real possibility of actually increasing the risk to sailors and public with this proposal.

It is noted that the term "incident" in the Public Notice was used devoid of term "injury". So how significant was the occurrence and was there any culpability from the advocate in being close to the equipment in the first place.

In essence how significant is the real risk? 20 years of operation indicates it is very low to close to zero.

A similar occurrence could still happen within the proposed area but with more probability due to the increased density resulting from the proposal. In fact I ask the question, did the occurrence mentioned happen within the proposed area?

The proposal does not even address the initiating event reoccurring.

If there is a valid concern that sailors should not rig up WITHIN the playground.- why not simply delineate that area as has been done with other Cottesloe playgrounds.

There is a shared responsibility to avoid occurrences between the 2 user groups. The sailors need to be conscious of the general public, and over the last 20 odd years have demonstrated such. The general public likewise. Occurrences are not intentional hence usually have a significant component of "lack of knowledge" and "situational awareness". In any safety environment if you wish to reduce risk then addressing these is often the most effective route. Has the council considered some form of education, even simple signposting with sensible guidelines for BOTH user groups.

There are 2 general types of sailing activity in the area, especially kiting. The first are those who stay in the area. They rig, launch and sail in and out and then derig there. The second type are those you simply launch, and "downwind" to City Beach Trigg area. These sailors often utilise the beach south of the groyne/playground towards the Cable station. This area is open and little used by the public – hence is safe for all. If you now force these people to park and rig with all the others in the proposed area and then additionally launch / sail through an even higher concentration of craft – where is the increased safety ?

If the logic of the proposal is followed and you deem there is too high a risk in intermingling and logically there would be an increase in the density of sailors within the new compressed area, then the risk of occurrences within the proposed area would increase. Since the sailors would be there by definition of the proposal, the only remaining option to ameliorate the increased risk would be to impose restrictions on the public use of this area. A failure to do this would lead to the obvious charge that if

an occurrence did occur within the new area that its probability was increased by the proposal not in spite of it. What restrictions to non sailors would be imposed ?

The compression of the area of operation especially for the launching of kites (which have 20+m of lines) into a tighter area is significantly LESS safe for the kites as well as the public. The chance of a collision / tangling of lines , people being caught by lines or gear **increases not linearly but exponentially with increased density**. This is exactly what the proposal in effect creates. At best the proposal reduces a minor risk but in the process **significantly increases the REAL risk** to both user groups.

Parking – what additional parking is going to be provided for the sailors who presently park / rig elsewhere ? None shown in the proposal. So even more issues.

I have had 40 years in a professional capacity in numerous safety related roles. I am not unfamiliar with practical safety as well as the potential consequences of imposing an initially well intentioned rule. This proposal has many of the hallmarks of a well intentioned concept loaded with shortcomings and ineffectiveness.

This proposal does not actually address the perceived risk and yet creates a genuine increase in risk to sailors and the public along with numerous inconveniences for both.

To quote Bert Lance – “If it aint broke don’t fix it” – and dear Council - it aint broke.

Yours Sincerely
Chris Walter

This e-mail is intended only to be read or used by the addressee. It is confidential and may contain legally privileged information. If you are not the addressee indicated in this message (or responsible for delivery of the message to such person), you may not copy or deliver this message to anyone, and you should destroy this message and kindly notify the sender by reply e-mail. Confidentiality and legal privilege are not waived or lost by reason of mistaken delivery to you.

Elizabeth Nicholls

From: Ben Caine
Sent: Saturday, 5 March 2016 7:28 AM
Subject: SUBMISSIONAMENDMENT TO BEACHES AND BEACH RESERVE LOCAL LAW 2012
 – RESTRICTIONS ON THE USE OF WATERCRAFT.

To Whom it May Concern,

As a frequent Windsurfer at Dutch Inn for the past 20 years would like to thank the Council for its efforts in attempting to accommodating water sports users in Cottesloe. Dutch Inn is considered the best windsurfing spot in Metro Perth, and WA is considered the 'Mecca' for windsurfing globally; attracting professionals honing their skills, manufacturers testing their product, international tourists and their families.

Windsurfers and the public have coexisted happily at Dutch Inn for many years so I believe a single accident in long history of use should not prompt a 'nanny state' reaction. Windsurfers only use Dutch Inn when the average wind strength is 18+ Knots (33+ km/h). Such wind strength makes the beach and park unpleasant for use by the public and as such only very rarely do I see non-windsurfers using this area.

Dutch Inn is important to Windsurfers for several reasons:

1. The Location often provides waves and swell to the north and south of the groyne for jumping and wave riding.
2. There is a narrow break in the reef (25m wide) that allows Windsurfers to enter and exit the water without risk of damage to person and equipment.
3. The Grassed rigging area.
4. Parking.

My main area of concern is how Windsurfing as a sport is tarnished by the high risks Kitesurfing poses to users and public. We would like to see the council define the two sports and consult with each sport' representatives individually.

In response to the proposed amendment:

1. The separation of the playground from the grassed area used for windsurf rigging is a very sensible improvement. The installation of the playground in this area is a relatively recent and ill considered idea and the area would benefit from having it located further north near the swings.
2. The separation line of Princes St is an obvious one but has issues. The gap in the close to shore section of the reef (rocks) that Windsurfers use to launch/land to avoid damaging the fins on their boards is actually North of Princes St. **A better separator would be the bottom of the stairs just North of Princes St.**
3. Windsurfers use the wave break to the South side of the groyne at Beach St and often land on that section of beach for adjusting equipment. Some choose to launch from that side to access the wave break. Launching in the suggested area requires sailing against the wind to sail up to the wave break. **It would be preferred for the zone to continue for 150m south of the groyne to allow for this area to be used.**
4. In winter when wind directions and wave conditions are different to the prevailing summer conditions windsurfers are often launching at other sites along the Cottesloe coast. There are far fewer beach users in Winter. **Could the restriction be seasonal to allow for the use of other areas outside of Summer?**
5. Adding further restrictions to where windsurfers can launch and recover is unnecessary. We feel that windsurfing in the existing permitted areas around Cottesloe does not pose any great risk to any other beach or water users and as such further restrictions are unwarranted.

Regards,

Benjamin Caine RAIA

Elizabeth Nicholls

From: Simon
Sent: Saturday, 5 March 2016 8:17 AM
Subject: Proposed Restrictions to Wind Sports at Cottesloe

Dear Cottesloe Council,

With regards to the proposed restrictions to wind sports at Cottesloe, I am writing to present my opinions.

First of all, the proposal to move the playground is much appreciated and will improve things for both playground users and windsurfers.

Regarding the proposed segregation of windsurfer and kiter launch zones, I do not understand the need for a council enforced segregation of these two sports. The council is, I think, concerned about threat to public safety. Windsurfers or kites are not going to complain to the council if they get in a tangle with one-another - they will undoubtedly sort any mishaps out between them. If the focus is on public safety, I believe it is wrong to cast windsurfers and kites as presenting the same threat.

I am sure that you will receive many emails highlighting the difference between windsurfers and kites in terms of public safety, so will not go into them in detail here. In short though, I do not see the need for any further restrictions to launching and recovering windsurfers.

If, however, the council feels that restrictions to launching windsurfers are necessary, I have the following comments on the proposed zones:

- The proposed kite launching zone is much larger than the proposed windsurf launching zone. The area between Salvado and Princes should be designated for both kites and windsurfers. This also will cater for friends doing both sports to be able to park and launch together. It also brings the keyhole on the reef just north of Princes, which windsurfers need to launch safely, into a windsurf zone.
- There is a relatively small area just south of the Dutch Inn groyne that windsurfers use to launch and recover right in front of a wave break. It would be very inconvenient if we could not use this area.
- Can any restrictions be made seasonal?

Thank you for your consideration

Regards

Simon Zoller

Elizabeth Nicholls

From: Jon Johnson
Sent: Saturday, 5 March 2016 9:10 AM
Subject: Windsurfing at Cottesloe

Dear Mr Bird,

Firstly I would like to thank the Council for its efforts in accommodating water sports users in Cottesloe. The separation of the playground from the grassed area used for windsurf rigging is a very sensible improvement. The flyer that was being handed out yesterday at Dutch Inn seems to contradict the image on the reverse as it only mentions the area between Rosendo and Princes in the Purpose and omits the Windsurf zone between Princes and Beach. I believe this was amended at Council. There are a few improvements that could be made to the proposed zones.

1. The separation line of Princes St is an obvious one but has issues. The gap in the close to shore section of the reef (rocks) that Windsurfers use to launch/land to avoid damaging the fins on their boards is actually North of Princes St. **A better separator would be the bottom of the stairs just North of Princes St.**

2. Windsurfers use the wave break to the South side of the groyne at Beach St and often land on that section of beach for adjusting equipment. Some choose to launch from that side to access the wave break. Launching in the suggested area requires sailing against the wind to sail up to the wave break. **It would be preferred for the zone to continue for 150m south of the groyne to allow for this area to be used.**

3. In winter when wind directions and wave conditions are different to the prevailing summer conditions windsurfers are often launching at other sites along the Cottesloe coast. There are far fewer beach users in Winter. **Could the restriction be seasonal to allow for the use of other areas outside of Summer?**

I have been windsurfing at Dutch Inn since 1981 and would like to continue doing so. It's a fabulous way to keep fit and healthy.

Thank you

Kind regards

Jon Johnson

Elizabeth Nicholls

From:
Sent: Saturday, 5 March 2016 12:52 PM
Subject: Proposed Amendment to the Beaches and Beach Reserves Local Law

Council,

I actively participate in both windsurfing and kitesurfing and am a member of both WWA (Windsurfing West Australia) and WAKSA (Western Australia Kite Surfing Association). My partner actively participates in kitesurfing and is a member of WAKSA. We are homeowner/residents in Cottesloe. I have the following comments for consideration on the proposed amendment.

Separation:

The potential for conflict can't be gauged only by the total number of beach and park users. Weather and terrain play a significant part in a natural separation of activities. There are obviously no kites or windsurfers out when there is no wind. As the wind picks up on a day with an afternoon seabreeze other beach users start leaving. The beach isn't that pleasant when the wind starts blowing the sand around. Windy conditions aren't typically good conditions for surfing, SUP or fishing. Regardless of the wind or rules no one in their right mind would consider kitesurfing or windsurfing inside the main Cottesloe groin encircling the swimming area. Just south of the groin the access is only suitable for surfing or SUP. The only South Cottesloe beach area that works well for kitesurfing and windsurfing is between Deane St. and Beach St. Not many kitesurfers would want the hassle of dogs in the lines so they stay away from dog beach south of Dutchies groin. A few windsurfers launch from there on very windy days when there aren't many dogs out anyway.

There is no need to establish separate areas for windsurfers and kitesurfers. Obviously the rigging areas and launching/landing areas are the highest potential conflict zones with shore based beach and park users and to a lesser extent between windsurfers and kitesurfers. Windsurfers prefer a flat grass area for rigging with a short walk to the launch area. Kitesurfers require a wide beach for rigging next to the launch area.

Once on the water windsurfers and kitesurfers can be too close to each however they should be left to their own to sort that out. I remember the same conflict over turf between skiers and snowboarders when snowboarding was the new kid on the block. Ski areas had various rules and some even banned snowboarding. Regulations didn't solve the issues, time did. For most people now, skiers and snowboarders on the same slopes is the natural order.

There are other means of separation that may/may not be suitable for Perth. Hookipa beach in Hawaii is perhaps the worlds most famous windsurfing spot. Windsurfing there is not allowed before 11AM to allow time for the surfers.

There really aren't that many days for most people when they have both time available and the conditions are suitable for getting out windsurfing or kitesurfing. On the busiest days there might be twenty kites and a dozen windsurfers out at one time and not many at all outside about 1-5PM.

Relocating the playground equipment away from Dutchies does seem sensible as does adding some additional parking (for the playground). I did wonder when the new equipment was being installed, is the council trying to provoke a conflict!

Regulation:

Regulate windsurfing and kitesurfing only by mandating that participants have insurance. Both the WWA and WAKSA association memberships include liability insurance. It seems reasonable that people using the public areas for these sports should have insurance. Membership cost is affordable considering the expense of the equipment for these sports.

Membership and insurance imply that people have at least a small sense of responsibility. Tourists should also be required to have insurance. Perth has become a popular vacation destination particularly for kitesurfers. Unfortunately, tourists don't have the same vested interest in keeping beaches accessible and some selfishly disregard other users.

The kite fatality at telephone box was an outlier event and should not be factored into decisions on regulation. I was there -storm watching- the day previous to the accident and the conditions both days were the same. Winter, cold, and very gusty strong westerly wind piling up waves breaking on the beach. There were very few people out doing anything; no casual beach users, very few people even on the footpath, not any windsurfers or anyone else out on the water as I recall.

Enforcement:

Much of the regulation seems irrelevant. I have never seen a ranger anywhere near -never mind on- the beach.

Lastly:

Is new regulation the necessary response to every complaint? Did the complaint really arise from the seriousness of the incident, -just maybe- it arose from an altercation that took place after. What if an uncontrolled child trampled on expensive windsurfing equipment? Should the windsurfer complain and have council consider child free zones?

The number of activities available to people on, above and out from Perth's fantastic beaches into the clean warmish Indian Ocean should be celebrated and shared not fought over.

[swimming, sunbathing, walking, cycling, surfing, bodyboarding, dogs, snorkelling, diving, fitness exercising, SUP, surf skis, fishing, hang gliding, para gliding, powered para gliding, windsurfing, kitesurfing, coffee, eating, sculptures, surf lifesaving clubs, sailing, powerboats, sunsets, photography]

My suggestion:

Remove all the beach use restrictions and put up signs at all access points stating: "This beach is open to all users. Respect each other and this environment which you are privileged to enjoy!"

And the small print:

"Suck it up princess, Town of Cottesloe will not entertain complaints by people seeking entitled use of public spaces."

Ok, probably too libertarian. How about warning signs at North Cottesloe and between Deane and Beach stating:

"WARNING Windsurfers/Kitesurfers have been seen on this reserve."

Regards,

Ken Glass

Elizabeth Nicholls

From: rbegley
Sent: Saturday, 5 March 2016 8:56 PM
Subject: SUBMISSION: AMENDMENT TO BEACHES AND BEACH RESERVE LOCAL LAW 2012
– RESTRICTIONS ON THE USE OF WATERCRAFT.

Dearest Cottesloe Council

As a frequent Windsurfer at Dutch Inn for the past 10 years would like to thank the Council for its efforts in attempting to accommodate water sports and other beach users in Cottesloe in a sensible fashion.

Dutch Inn is considered one of the best windsurfing spots in Metro Perth.

Dutch Inn is important to Windsurfing for several reasons: 1) The Location often provides waves and swell to the north and south of the groyne for jumping and wave riding. 2) There is a narrow break in the reef (25m wide) that allows Windsurfers to enter and exit the water without risk of damage to person and equipment. 3) The Grassed rigging area is good. 4) Good Parking.

Windsurfers prefer to use Dutch Inn when the average wind strength is 18+ Knots (33+ km/h). Such wind strength makes the beach and park unpleasant for use by the public and as such only very rarely do you see non-windsurfers using this area and playground at the same time windsurfers are rigging. Windsurfers and the public have coexisted happily at Dutch Inn for many years. A single accident in long history of use should not prompt an over-reaction. Adjusting the playground siting is a most sensible option.

The benefits/externalities to the community from windsurfing from i) a healthy fit lifestyle for its participants; ii) the reassurance for all beach goers that arises from the regular presence of a band of happy nice people on the beach, with good values (windsurfers are among the finest people I know); and iii) providing role models for the younger generation in terms of how to get out there and have fun safely; are not to be underestimated. These benefits far outweigh any small costs associated with what are, frankly, very infrequent accidents. It is an extremely safe sport. The large positive benefit cost ratio for the Cottesloe community is clear.

Kitesurfing takes a larger footprint and is more dangerous for its participants, but this sport nonetheless remains an ideal water activity for the younger (and not so younger) set. Its measured risk taking beats taking risks in cars and doing burnouts in Cottesloe streets (the kitesurfer boys and girls are too tired for that after a big day on the water). Therefore kitesurfing is also to be supported.

In response to the proposed amendment:

1) The separation of the playground from the grassed area used for windsurf rigging is a very sensible improvement. The installation of the playground in this area is a relatively recent and ill considered idea and the area would benefit from having it located further north near the swings.

2) The separation line of Princes St is an obvious one but has issues. The gap in the close to shore section of the reef (rocks) that Windsurfers use to launch/land to avoid damaging the fins on their boards is actually North of Princes St. **A better separator would be the bottom of the stairs just North of Princes St.**

3) Windsurfers use the wave break to the South side of the groyne at Beach St and often land on that section of beach for adjusting equipment. Some choose to launch from that side to access the wave break. Launching in the suggested area requires sailing against the wind to sail up to the wave break. **It would be preferred for the zone to continue for 150m south of the groyne to allow for this area to be used.**

4) In winter when wind directions and wave conditions are different to the prevailing summer conditions windsurfers are often launching at other sites along the Cottesloe coast. There are far fewer beach users in Winter. **Could the restriction be seasonal to allow for the use of other areas outside of Summer?**

5) Adding further restrictions to where windsurfers can launch and recover is unnecessary. We feel that windsurfing in the existing permitted areas around Cottesloe does not pose any great risk to any other beach or water users and as such further restrictions are unwarranted.

Regards,

Richard Begley

Elizabeth Nicholls

From: John Koch
Sent: Saturday, 5 March 2016 3:54 PM
Subject: windsurfing restrictions at cottesloe

I have windsurfed at Cottesloe (Dutch Inn) continuously since 1984 and have never had or seen any incidents with windsurfers and beach goers. The restriction to limit windsurfers between the groyne and princes street is not necessary. The main rock free entry point, where all windsurfers launch and land is actually just north of princes street so it is already outside the proposed area.

Please also realise that windsurfers take up much less space than a kitesurfer which has long strings. Kitesurfers have already had several incidents and a death at Cottesloe so grouping the two together is not sensible.

Please also realise that when conditions are good for windsurfing (ie windy) there are very few beach users present. When I windsurf I may see two or three beach goers south of the groyne, and they just have a quick walk with their dog and then hurry home to get out of the wind. Very few ever swim when it is windy.

The proposal to move the playground is a good one because there is the potential for windsurfers to blow while rigging up and there may be parents and children on the playground.

Yours sincerely, Dr John M Koch

Elizabeth Nicholls

From: John Ferguson
Sent: Monday, 7 March 2016 9:07 AM
Subject: Comment regarding windsurf beach access proposal beach access amendment
SUB/207-02: Attn Garry Bird
Attachments: Council Submission re windsurfing March 2016.pdf

Dear Garry,

Thanks for asking for comments.

Attached pdf regarding my comments / suggestions.

Thx

Kind regards

John Ferguson

PS I would be very grateful for confirmation of receipt of my email

To: Garry Bird
A/CEO
Cottesloe Council

Cottesloe WA 6011

06/03/2016

Dear Garry,

Comments regarding proposed amendment to the beaches and beach reserves local law SUB/207-02

Thank you for asking for public comment re the proposed changes regarding windsurfing and kitesurfing in Cottesloe.

I am a windsurfer and Cottesloe resident and have sailed at Dutch Inn for over 20 years. This area as council have stated is a popular place for windsurfers to set up their sails and boards and I am very grateful that the proposal will continue to let us do so and improve the area by moving the kids play area to the North and fencing it off – this will improve safety for children playing in the area.

I think also the designation of separate launch and return to shore areas for Windsurfers and kitesurfers is also very sensible. Kites are more dangerous than windsurfers when launching and landing their kites because of their long lines over 25m. The unfortunate death of a kitesurfer in Cottesloe being dragged up the beach by his kite highlights this and the risk to other beach users.

With regard to the detail of the launch areas I would ask the council to expand the windsurf area on the beach to our traditional historic launch and return areas as on attached diagram.

Just North of the beach access path North of the playground swing area and extend South to Gibney Street.

The reason for this is that the reef rocks near the beach on the Northern side of the groin make launching and returning hazardous as you risk hitting them with the fin and breaking gear and risking injury. We launch further North or on the Southern side of the groin – hence the need to expand the area.

I would also like to clarify that the restriction as detailed in the council proposal just is in relation to launch / return and rigging area. The current regulations also refer to 200M area offshore. If it is just for beach access then the wording of the changes needs to reflect this. If the changes are to include 200m offshore then this requires more thought as when launching in a South Westerly wind you have to sail about 30 degrees minimum down wind, which in effect would mean sailing outside the launch /return boxed area on the Northern side as we can't sail directly out to sea in SW wind.

With regard to improved safety I would ask if the council could improve the beach access path from the current playground. The old steps are poor and also

when carrying board and rig a wider path would be a big benefit. (I am happy to meet on the beach to demonstrate to council)

Also appropriate signs defining the windsurf and kitesurf areas need to be in place and also warning the public about using the area when windsurfers and kitesurfers are in use especially swimming or worse snorkelling in the area.

Summary

1. Proposal is in general a good idea, with separate windsurf and kitesurf areas and consolidating the children's play park to the Northern end of Dutch Inn with fencing.
2. Expand windsurf launch/return area to just North of the beach access steps North of current children's swings and South of groin to Gibney Street.
3. Clarify that the changes are to setup and launch / return areas only and do not include the area up to 200M off shore
4. Improve beach access steps from rigging area
5. Appropriate information and warning signs

Thank you again for taking time to look at the issues and I hope an amicable solution can be found for the safety and enjoyment of all beach users in Cottesloe.

I am more than happy to meet with council staff to go over my suggestions in more detail on site at Dutch Inn if this will help.

Kind regards,

John Ferguson

Extension of windsurf launch area



Expand windsurf launch / return area between blue lines

Elizabeth Nicholls

From: tim crommelin
Sent: Monday, 7 March 2016 12:47 PM
Subject: PUBLIC SUBMISSION RE: AMENDMENT TO BEACHES AND BEACH RESERVE LOCAL LAW 2012 – RESTRICTIONS ON THE USE OF WATERCRAFT
Attachments: Cottesloe Proposed Watercraft Restrictions.pptx

Gary Bird

A/Chief Executive Officer

Town of Cottesloe

PO Box 606

Cottesloe WA 6011

Dear Sir,

Re: Proposed Amendment to the Beaches and Beach Reserves Local Law

As a Cottesloe ratepayer, resident and avid user of the Cottesloe foreshore in all forms of watersports for my whole life, I am writing to provide feedback on the proposed changes to the local laws regarding “Restrictions on the use of watercraft”.

Firstly I would like to say that I agree in principle with the stated purpose of the amendment as outlined in the public notice, “To improve the safety of all beach users..”, “following concerns raised by Councillors in regards to the kite surfing activities along the Cottesloe beach foreshore”.

Unfortunately, as the local laws were drafted prior to the advent of Kiteboarding/kitesurfing (roughly in the year 1999/2000), the proposed amendments drafted to address the specific public safety risks of Kiteboarding are being captured under the current catch-all watercraft classification of “sailing craft and sailboards”.

Sailboards/windsurfers have been regularly using the Cottesloe foreshore since the 1980’s and the classification of “sailing craft and sailboards” has addressed this specific watersport. Windsurfing had a rise in popularity in the early years (i.e. 80’s) and has declined since then and relatively plateaued in popularity. In the 35+ years since then, there has not been to my knowledge any public safety incidents or concerns raised by the public or the council specifically about the sport (other than the recent one raised about the playground at Dutch Inn). The dynamics of sailboarding poses virtually no safety risks to the public, and by the sheer level of competence required to use a sailboard in the ocean ensures only intermediate/advanced sailors do so (due to the technicality in nature).

The public safety concerns raised by Ms Diana Lalor at the ORDINARY COUNCIL MEETING on 14 December 2015, who “has observed the rise in popularity of kite surfing over the past 10 years and in particular along the ocean front in Cottesloe” spoke specifically to the public safety risks posed by kitesurfing when she stated “

that she has personally experienced and witnessed many near misses, including a kite landing on the roof of her house. She also saw a kite land in the middle of traffic on Marine Parade and has seen adults and children on the beach running away from long ropes and kites in order not to get caught up in them."

I've personally lived in Deane St for the last 5 years. In that time I've seen a couple of serious accidents and one death at Deane St (nicknamed Phonebox's). I've also witnessed kites draped over the footpath in the way of pedestrians, and one kiter trying to land a kite over the bottom of the stairs while a heavily pregnant woman was walking to the beach underneath.

As I understand, the Western Australia Kite Surfing Association (WAKSA) has had a gentleman's agreement with the Cottesloe Council dating back to 2005 encouraging kites to launch/land between Rosendo St and Princes Streets because of the safety risks involved in launching/landing of kites at Deane St as it is too close to the footpath and the road. In 2006, WAKSA installed their own "No Kitesurfing" signs at Deane St which were still in place when the fatal accident that occurred there in 2013, but have since been removed. Since then the council has installed their own "no Kitesurfing" signs.

The gentlemen's agreement in place between the Town of Cottesloe and WAKSA since 2005 is outlined below:

WAKSA Location Guide for Dutch Inn Cottesloe, WA

1. Not suitable for beginners due to super shallow reef. Intermediate and expert kites will have a blast all year round. Please obey ALL RULES to ensure access is maintained.
2. There are some strict rules that have been imposed by the local council which all riders must abide by.
3. Under no circumstances are kites allowed to kite at Cottesloe beach (in front of the surf club) – DO NOT kite inside/north of the Cottesloe groyne.
4. Do not setup or kite north of Rosendo St
5. Do not setup on the grass at the phone box, car park or play area (see signs). * Stay clear and give way to all swimmers & other water users, including all windsurfers at Dutch Inn.
6. Only WAKSA/AKSA members are allowed to kite at this location. AKSA membership tags must be worn on harnesses at all times for easy i.d. by rangers. Failure to do so may result in a fine and confiscation of equipment.

There has been further consultation with WAKSA over the years which has been called out in the Public Notice, and the WAKSA recommended areas for Kitesurfing have been reinforced as outlined in the agreement. This has included a Kitesurfing Map which indicates the recommended area for kiteboarding between Rosendo St and Princes St. I should not that I have regular contact with WAKSA and they have confirmed that their recommendations are to NOT impact the existing access to the foreshore for sailboards, and should apply ONLY to kiteboarding.

I have attached a map of the Cottesloe coast and the existing restricted areas, highlighting the proposed areas for both kiteboarding and sailboarding. I hope this visually gives an indication just how much access to the beach would be taken away from sailors and sailboarders under the proposed amendments. I also point out the sailors have been using Dutch Inn, Telephone Box, North Cott for over 35 years, and we do not want these areas further restricted due the advent of public safety risks associated with kiteboarding in some of these same areas.

Fundamentally I suggested that the by-laws should be modified to address the specific risks posed by kiteboarding and do so by separately adding a clause to this effect. This would effectively mean leaving the current restriction on sailboards in clause (d) unchanged and simply add a new clause i.e. (f) that specifies the area for kiteboards (as recommended since 2005 by WAKSA):

(d) sailing craft and sail boards south of the Cottesloe Groyne and

north of the northern boundary of the North Cottesloe Surf

Saving Club building; and

(f) power kites and kiteboards between Rosendo Street and Princes Street. ****NEW CLAUSE**

In addition I suggest to accommodate this restricted area for kiteboarding that the council provide suitable services in the area proposed, i.e. car parking facilities for 12-15 cars opposite the end of Salvado Street, a shower and tap and suitable beach access to get to the foreshore.

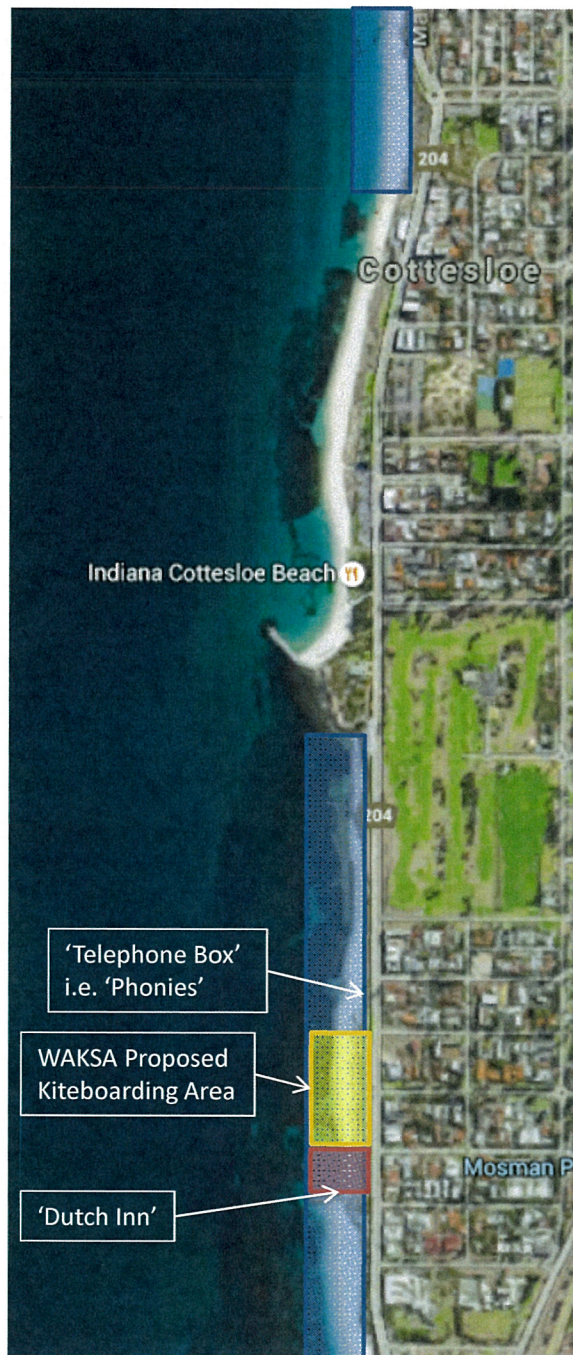
I hope you take into serious consideration my proposed amendment to the local law and by doing so specifically address the concerns of the ratepayers, councillors and the general public of the public safety risks associated with Kiteboarding in the areas discussed.

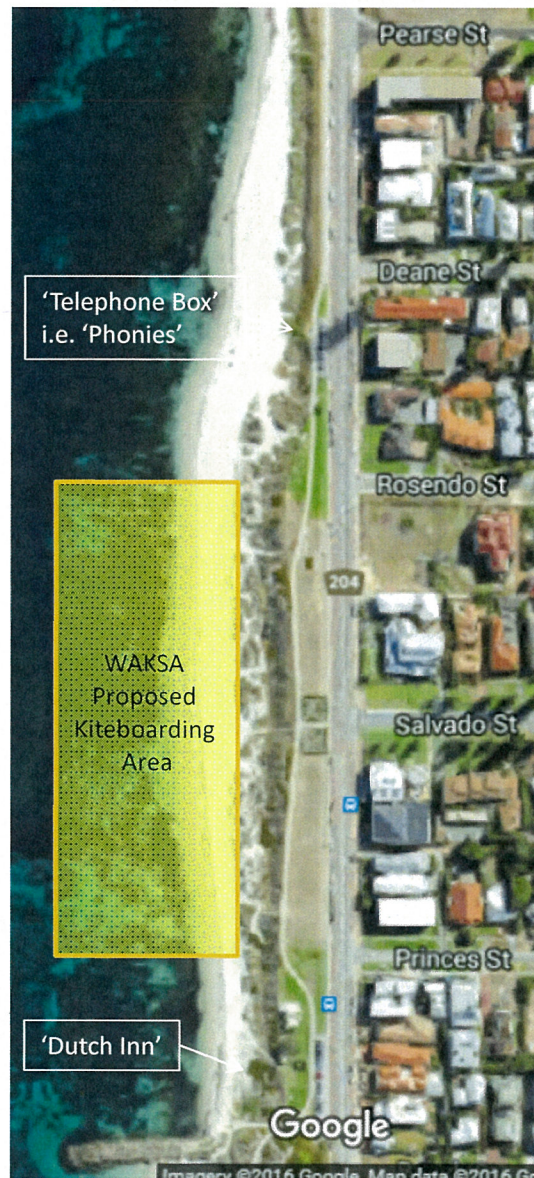
I would welcome the opportunity to help further clarify the distinguishing attributes and associated risk profiles of windsurfing/sailboarding and kitesurfing/kiteboarding by presenting at a upcoming briefing session or ordinary council meeting.

Kind Regards,

Tim Crommelin

-  Existing Restricted Area
– ‘Sail Craft & Sail boards’
-  WAKSA/Council proposed Restricted Area
– for ‘Kiteboards’
-  Council proposed Restricted Area
– for ‘Sail Craft & Sailboards’





Elizabeth Nicholls

From: Rebecca Cutter
Sent: Monday, 7 March 2016 3:26 PM
Subject: proposed amendment to the beaches and beach reserves local law

Dear Cottesloe Council,

This is a response to the proposed amendment to the beaches and beach reserves local law. My wife and I are residents in Cottesloe and regular beach goers. We moved to WA four years ago from the UK and one of the principal reasons was so that we could live by a beach and windsurf.

Regarding your proposed amendments we agree that moving the slide to the North end of the Dutch Inn area is a good idea.

We do not agree that adding further restrictions to where windsurfers can launch and recover is warranted. We regularly windsurf in Cottesloe and note that the proposed amendments would cause overcrowding in the small permitted area outlined. This would also prevent people from engaging in windsurfing and other sporting activities in Cottesloe due to lack of parking. The existing permitted areas allow windsurfers and other water users to spread out enjoy their pass times safely.

Yours hopefully,
Dr Philip Cutter and Mrs Rebecca Cutter

Elizabeth Nicholls

From: LACHLAN LIDBURY
Sent: Monday, 7 March 2016 4:21 PM
Subject: Lidbury comment on proposed "amendment to the beaches and beach reserves local law"

To whom it may concern,

I have been windsurfing in the Cottesloe area for the past 25 years. I'm currently a Mosman Park rate payer and will continue to windsurf in the ocean areas around Cottesloe until I'm no longer physically able.

I'm writing to you to express my disapproval of the proposed "amendment to the beaches and beach reserves local law" for the following reasons:

- The proposal does not clearly differentiate between "kitesurfer / kiteboarders" and "windsurfer / sailboarders". The two past times are fundamentally different and have greatly varying risk profiles when considering their interaction with the greater public when the activities are being undertaken.
- To effectively ban Windsurfing/sailboarding from launching and landing activities between south Cottesloe groin and Rosendo street and north of Nth. Cott. surf club is extreme, irrational and unfairly targets Windsurf/sailboarders from access to areas they have been using without serious incident with the public for 35 years.

In conclusion I suggested that the by-laws should be modified to address the specific risks posed by kiteboarding and separately add a clause to this effect. This would effectively mean leaving the current restriction in clause (d) unchanged and simply add a new clause (f) that specifies the area for kiteboards:

(d) sailing craft and sail boards south of the Cottesloe Groyne and

north of the northern boundary of the North Cottesloe Surf

Saving Club building; and

(f) kite-powered craft and kiteboards between Rosendo Street and Princes Street.

I sincerely hope common sense prevails when you consider these proposed changes.

Kind regards,

Lachlan Lidbury



ABN 30 705 815 535

PO Box 1274
West Perth WA 6872

www.waksa.org.au
waksa@waksa.org.au

6 March 2016

To whom it may concern,

My name is Drew Norton. I am the President of the West Australian Kitesurfing Association or WAKSA. I am making a submission on behalf of the Association in regards to the AMENDMENT TO BEACHES AND BEACH RESERVE LOCAL LAW 2012 - RESTRICTIONS ON THE USE OF WATERCRAFT.

WAKSA is peak body for kiting in WA and in the last few years has been working with the Department of Sport, WA Surf Lifesaving and Marine Safety to improve kiteboarding safety and increase guidelines for the sport.

I have been living at 74 Marine Parade for the last six years and during this time I have seen the number of kites using Cottesloe beaches increase as the sport continues to grow. Predominantly the kites tend to be local residents or ratepayers.

Since 2004/2005 and the gentleman's agreement with Cottesloe Council, WAKSA has sought to educate kites as to safe kiting practices within Cottesloe's boundaries. The two main points we try to emphasise is the vicinity of the beaches to pedestrians and the shallow reef systems just offshore.

<http://waksa.org.au/guides/locations/cottesloe-dutch-inn/>

Due to these points, we have recommended kites launch and land their kites using the piece of beach delineated by Rosendo and Princes Streets. This helps to separate kites and the windsurfers who tend to launch their craft south of Princes St and north of Rosendo at the area known as Phoneboxes. This also provides a natural buffer of sand dune between pedestrians on the footpath and kites on the beach. We have tried to discourage launching and landing at the piece of beach at the end of Deane St known as Phoneboxes because this area doesn't have this natural buffer and keeps kites away from the windsurfers who have used this piece of beach to launch from for 35 years.

It would be our recommendation to make the beach area between Rosendo and Princes Streets the designated launch/land spot however it is not our desire to see the water space out to 200m in front of Phoneboxes off limits. Due to swell/wind condition combined with the reef system, kites often surf waves found south of the main Cottesloe Groyne all the way down to Leightons.

We hope any Amendments made continue to make it easy for WAKSA to inform and educate the kiting public to the inherent risks and safety requirements needed when kiting on Cottesloe beaches.

Yours Sincerely

Steve Claudio (Vice President)
On Behalf of

Drew Norton
President WAKSA

Elizabeth Nicholls

From: Greg Barrett '
Sent: Wednesday, 9 March 2016 11:46 AM
Subject: OPPOSITION TO MOVE RESTRICTING WINDSURFING AT DUTCH INN AND PHONE BOX CARPARKS

Dear Counselors

As a resident of [redacted], Cottesloe and an avid windsurfer, surfer and swimmer along the Cottesloe beaches I would like to record my vehement opposition to any restriction to windsurfing along the stretch of coast south of the Cottesloe groyne.

I have windsurfed along that coastline for more than 30 years and have never had any incidents with anyone or witnessed any incidents between a windsurfer and another beach user.

Please register my opinion, that of my wife (also an avid beach goer and part time windsurfer) and three young children (12, 10 and 6) as we all oppose any additional restrictions on windsurfing.

Regards, Greg Barrett

Greg Barrett | [redacted]

Elizabeth Nicholls

From: orders@1it.com.au
Sent: Friday, 11 March 2016 8:26 AM
Subject: Website Submission

Public Consultation Submission

Details Submitted	
What is your submission on?	Windsurfing/kitesurfing
Name	wendie wisbey
Address	
Telephone	
Email	
Comments	With regard to the proposed changes to the access for kitesurfing on Cottesloe Beach adjacent the Dutchies. I think it would be beneficial to the public and kitesurfers/windsurfers if all kitesurfers using public beaches were a member of AKSA and could also prove a level of competence from a registered kitesurfing teaching body. This would provide a level of control and third party insurance plus an expectation of a skill level required to sail competently in the sometimes challenging conditions. Currently there are many kitesurfers without adequate experience and skills and seemingly without the basic rules of sailing using the area who are a danger to themselves and the general public.
Visitor Source	DIRECT null null

Elizabeth Nicholls

From: Garry Bird
Sent: Wednesday, 8 June 2016 8:08 AM
Subject: FW: please keep playground as is

Categories: TRIM

L,

Sending through a few of these will discuss later when we catch up.

GB

From: Sandra Boulter
Sent: Tuesday, 7 June 2016 9:16 PM
To: Mat Humfrey
Cc: Garry Bird
Subject: FW: please keep playground as is

FYI

Cheers
Sandra Boulter
Mobile:
Email:

OATS = Open, Accountable, Transparent, Sustainable

From: Gaelahilditch
Sent: Tuesday, June 7, 2016 3:44 PM
To:
Subject: please keep playground as is

Hi Sandra,

It came to our attention that there are plans afoot to change the playground at the bottom of Beach Street on Marine Parade.

This playground is enjoyed by local children and visiting families to the area.

It would appear that windsurfers like to use it as there is plenty of grass and a parking space for them. However, this space is much better served for children in the area - can we not just help the surfers by moving them further north or south - providing a little parking space for them so they do not try to crowd out the children's playground area?

Thank you,
regards,
Gaela and David Hilditch

Elizabeth Nicholls

From: Garry Bird |
Sent: Wednesday, 8 June 2016 8:08 AM
Subject: FW: Windsurfers beach access

Categories: TRIM

From: Sandra Boulter
Sent: Tuesday, 7 June 2016 9:17 PM
To: Mat Humfrey
Cc: Garry Bird
Subject: FW: Windsurfers beach access

Sandra,

I received an email from Gunther Jank regarding Council discussion of the Beach access for windsurfers and thought to offer some feedback. We were prior residents of Gibney Street so have used the beaches along that strip for years as both a local resident and visitor.

Most certainly there are safety risks when the young children get over-run by enthusiastic surfers. Equipment has often hampered access to the play area as I have experienced while babysitting for a neighbour and taking a 2 year old to the beach. It is a wonderful sense of energy for children to grow up with beach access and exposure to the water sports that make this a great city. There is plenty of space for both to enjoy the beachfront without the need to endanger anyone. Trees are great for shade - good idea.

Additionally, these Beaches are public beaches and not for the primary personal use of only the elite few who can afford to live within a few blocks. This I believe is an error of entitlement that perhaps needs some reminders for those not keen to welcome the broader community. I am sure there are options to setup the plentiful spaces to encourage the use of children, families, and water sport enthusiasts - both local and visitors.

Cheryl Sampson

[Get Outlook for iOS](#)

Elizabeth Nicholls

From: Garry Bird
Sent: Wednesday, 8 June 2016 8:09 AM
Subject: FW: Beach Street News - Changes to Our Playground?

Categories: TRIM

From: Sandra Boulter |
Sent: Tuesday, 7 June 2016 9:18 PM
To: Mat Humfrey
Cc: Garry Bird
Subject: FW: Beach Street News - Changes to Our Playground?

Fyui
 Cheers
 Sandra Boulter
 Mobile:
 Email:

OATS = Open, Accountable, Transparent, Sustainable

From: Allan Kermode |
Sent: Monday, June 6, 2016 9:13 AM
To:
Cc: Mark Rodda ; Gunther Jank ; Sandy Dunne
 Felicity Owens Peter Kermode
 Landy Kermode Peter Owens Herbert Isobel
 : Valerie Kermode Kevin Manuel
 Elizabeth Gaines William Kermode
 , John W. Dunne ; Valerie Kermode
 >

Subject: Re: Beach Street News - Changes to Our Playground?
Importance: High

Dear Councillor Boulter,

I am a Cottesloe Ratepayer as are various other members of my family (Kermodes, Owens and Dunnes), and I am a surfer. **I strongly support the position of Gunther Jank in the matter of the playground at the bottom of Beach Street.** The current situation is hazardous to children, discriminates against families with young children, and discriminates against Cottesloe ratepayers. I have often been annoyed that "the mob" has taken over the area for themselves and I am very grateful that Gunther Jank has taken action on our behalf.

Windsurfers, kitesurfers and surfers are by necessity healthy and strong. As a surfer myself I am perfectly capable of walking a safe distance from any playground to prepare for surfing, kayaking and stand up paddling. The current behaviour of the windsurfers arriving from outside Cottesloe is ignorant, offensive, antisocial and selfish, and personally I would be disgusted and ashamed of myself or my sons if we aggressively took priority for ourselves out of sheer laziness and compromised the ability of children and families to enjoy the playground. I am outraged by their sense of entitlement and the bullying of infant children and their mothers. This is not the behaviour of a real man or a gentleman, and for those without a sense of socially appropriate behaviour it is also illegal. It is pack mentality and it must not be permitted to

continue. I accept that the offenders may not be wilfully antisocial and obnoxious, merely selfish, lazy and thoughtless. Indeed, most probably have children of their own and would be embarrassed when they realise the problem that they have inadvertently created.

It is inevitable that a serious injury or even death will result to a child or their mother unless the windsurfers are moved to a location more suitable to their needs, and the children of Cottesloe ratepayers and indeed the children of visitors to Cottesloe should not have to suffer this appalling behaviour. The cables of the kitesurfers are an additional safety risk, and as you are fully aware adult kitesurfing fatalities have already occurred in Cottesloe. Let it not be an innocent child. If I am able to go surfing without taking over an entire children's playground, why cannot they? Since when has it been reasonable for a gang of adult men to take priority and to bully two and three year old children and their mothers? The offenders should be guided to a separate area and be socially responsible, as it is self-evident that the children in the playground are not large enough to move the surfing equipment out of the way themselves. Similarly they are unable to respond to the cowardly intimidating behaviour of adult men.

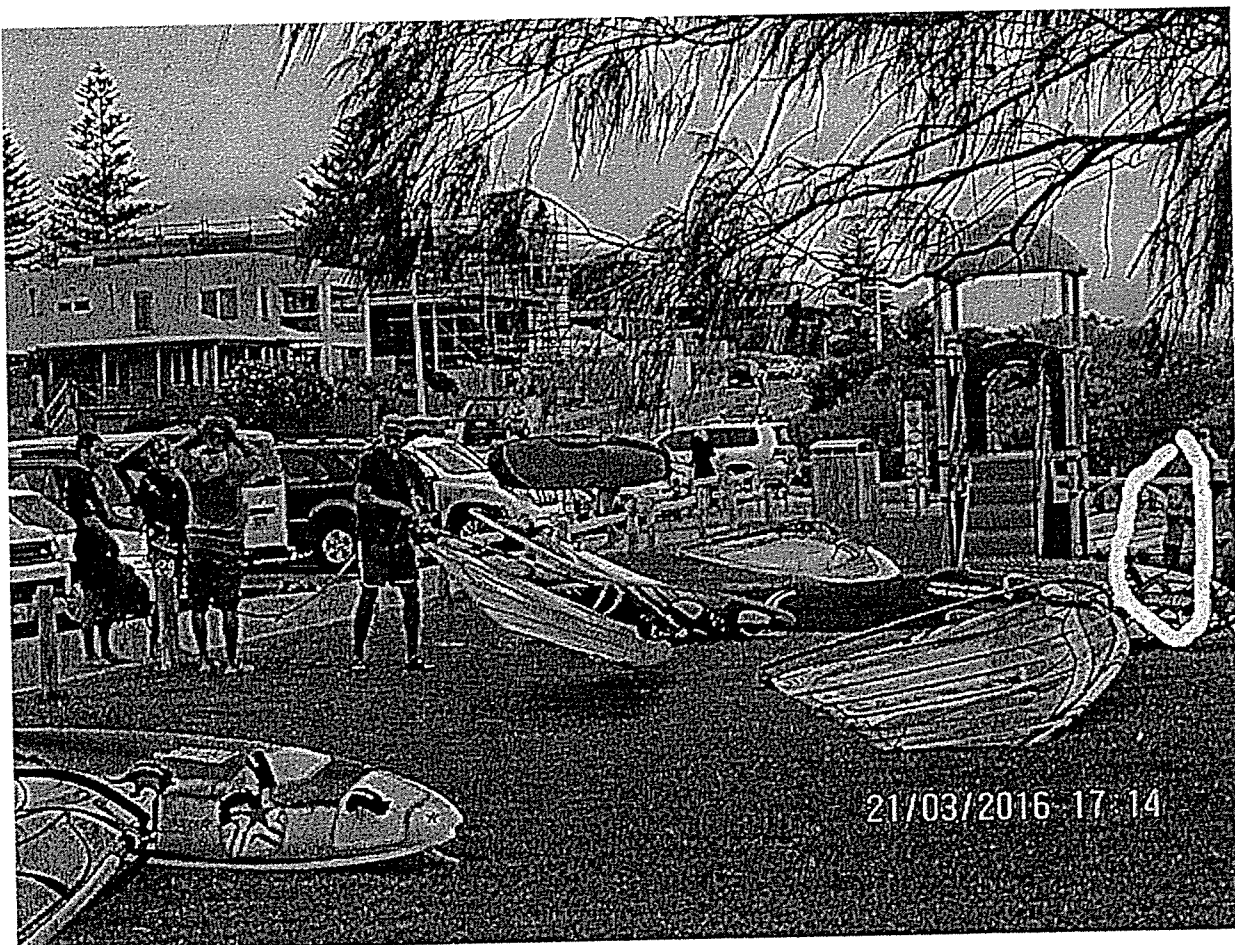
I am confident that when the adult surfers are suitably informed of the risks to children they will be very happy to move to a more suitable location. There is more than enough coastline to share and enjoy for all users.

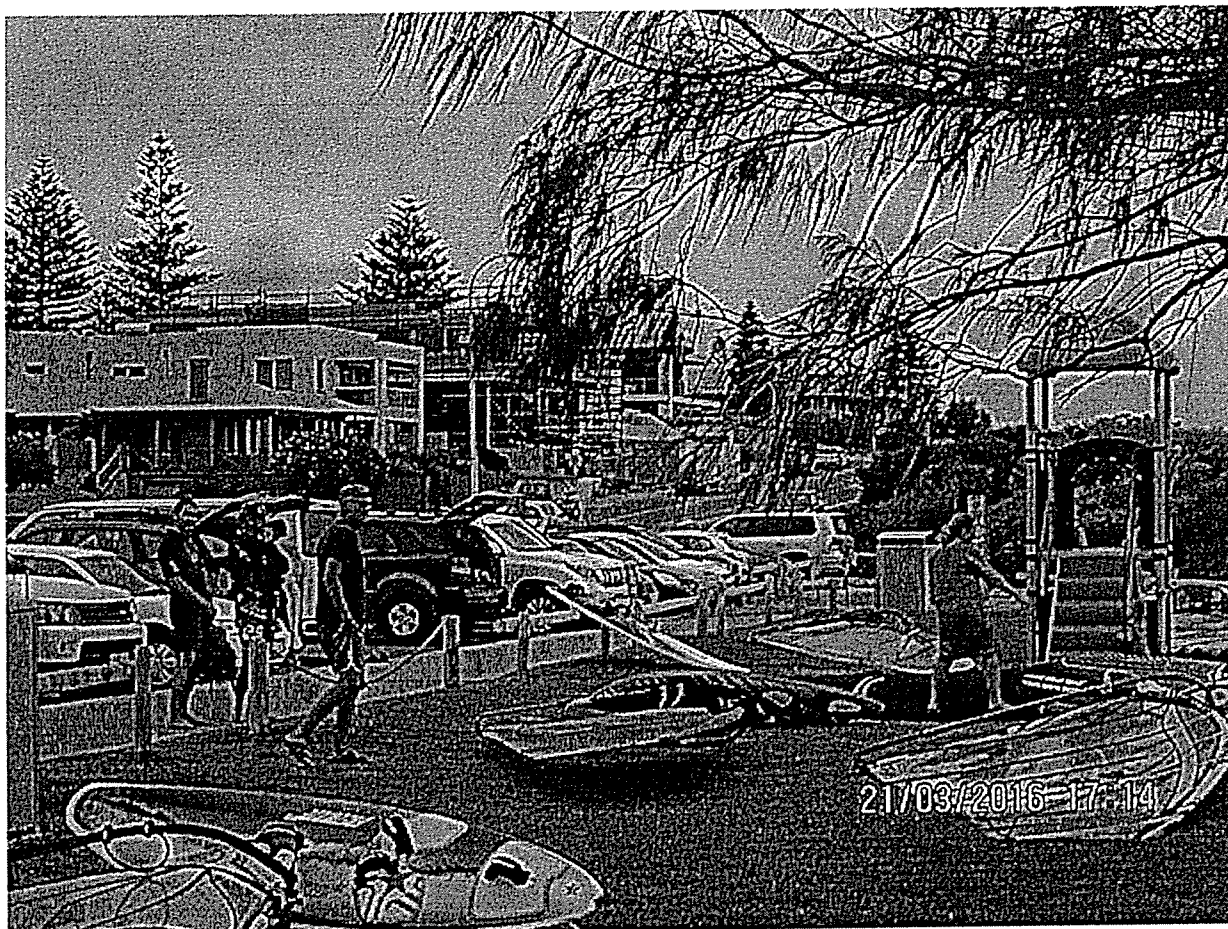
I will be very happy to be contacted further if required, and once more I reinforce my unequivocal support for Gunther Jank's stance. I implore the council to take this matter very seriously.

Yours faithfully,

Allan Kermode

"The penalty good men pay for indifference to public affairs is to be ruled by evil men." Attributed to Plato.





--
Allan G Kermode
-

Allan Kermode

Email: 2

On 5 Jun 2016, at 9:29 PM, Gunther Jank

wrote:

Dear Friends and Neighbours,

A past incident between surfers and playground users triggered a Council re-think on our playground at the bottom of Beach Street. It might have been a storm in a tea cup but it is enough for Council to do some big time planning and it might possibly spoil our beloved play ground.

The Town has tabled an internal workshop on the 7/6/16 on the topic and Cr. Sandra Boulter kindly gave us the opportunity to comment and to present these to the working group meeting – see below agenda.

Based on some reader feedback I gave Cr. Boulter the following information for the meeting. Please direct any last minute ideas direct to Councillor Boulter or Mark Rodda:

Tours Sincerely

Gunther Jank

Dear Councillor Ms. Boulter,

Thanks for the opportunity to comment on the Town's playground planning.

As far as our playground at the bottom of Beach Street is concerned please accept the following:

- Please do not mix windsurfers with the playground lawns as at present as this will cause further conflict or injury in future and hinder playground visitors and their children – see photos. I believe Cr Pyvs proposed to move the board surfers and paddle skis from the playground to the grass area north of the play ground but she wants to keep the windsurfers at the present playground. She also proposed to move the slide so windsurfers have more room. I and other residents don't agree with this proposal.
- Please move all wind and watercraft to the huge grass area north of the playground.
- Please do not make these costly changes to the playground but please plant two more \$30 Casuarina trees for shade to add to the existing one. Please no costly and unsightly \$30,000 sails as they also block views of Marine Pde homes. The existing Casuarina in the picture provides better shade than the costly sails nearby. The sails also have ongoing cost for replacement and the labour of removing and reinstalling at the start of season.
- Please remember that most wind and board surfers are not local rate payers but itinerants arriving on windy days and which hog all our parking bays. We don't owe them anything.

On behalf of all the readers of Beach Street News I hope common sense and cost constraints will prevail in this decision and thanks for presenting our views to the meeting.

Yours sincerely

Gunther Jank

bcc.:Readers of Beach Street News. Cc: Cr. Rodda

See how mother and child can hardly move amongst the windsurfing mess. It is wrong to mix a playground and windsurfers. <image001.jpg>

Swamped! See how the child is surrounded by windsurf equipment and it shows children use the playground on windy days too. How long will it be before an accident happens? <image002.jpg>

Our magnificent Casuarina tree provides more shade than the sails over the sand box in the background. The sail shades the sand box only at midday when the sun is right above it but it admits sun before and after midday. The tree however provides shade for more hours for 0.1% of the cost. <image003.jpg>

From: Sandra Boulter [
Sent: 4 June 2016 13:57
To: s
Subject: FW: Events Calendar - Saturday 4 June to Sunday 12 June

FYI...

NB: Beaches and Beach Reserves Local Law Amendment Workshop about where kitesurfing and windsurfing etc should be permitted/restricted on our beaches and so if you have anything you wish to inform me about, please email me. It is a workshop for Crs only to give them a heads up about what the staff are considering in response to the public submissions.

NB: ICEA Foundation Marja Series <http://iceafoundation.com.au/marja-series/>

Please find the Events Calendar from Saturday 4 June to Sunday 12 June below.

If you have any questions, please do not hesitate to contact me.

Event	Location	Time	Attendees
Saturday, 4 June 2016			
Sunday, 5 June 2016			
Monday, 6 June 2016			
Western Australia Day			
Tuesday, 7 June 2016			
Beaches and Beach Reserves Local Law Amendment Workshop	Mayor's Parlour	6.00pm - 7.00pm approx	All Elected Members (apology Cr Pyvis), CEO, MCCS & MDS
Wednesday, 8 June 2016			
Pioneers Day Afternoon Tea	War Memorial Hall	2.30pm - 4.30pm	All Elected Members (apologies Cr Pyvis & Rodda), CEO, MCCS & CDO
Thursday, 9 June 2016			
Friday, 10 June 2016			

ICEA Foundation Marja Series (for high school students)	North Cottesloe Beach	3.00pm - 7.00pm	Public Event
Saturday, 11 June 2016			
Sunday, 12 June 2016			

Elizabeth Nicholls

From: Garry Bird
Sent: Tuesday, 14 June 2016 7:22 AM
Subject: FW: Proposed watercraft restrictions.

Categories: To Do

From: Sandra Boulter
Sent: Monday, 13 June 2016 1:53 PM
To: Mat Humfrey; Garry Bird
Subject: FW: Proposed watercraft restrictions.

Not sure if this one was passed on? It looks like it – but just checking.

Cheers
Sandra Boulter
Mobile:

OATS = Open, Accountable, Transparent, Sustainable

From:
Sent: Monday, February 22, 2016 4:41 PM
To: council@cottesloe.wa.gov.au
Cc:
Subject: Proposed watercraft restrictions.

Please accept this email as my submission regarding the proposed changes to beach access for windsurfers and kitesurfers at Dutch Inn.

The proposed changes to separate and restrict “rig up” and launch areas at the stretch of coast around and near Dutch Inn goes some way to alleviate any actual and perceived conflict between windsurfers, kitesurfers and other beach and walkway users but also creates a few issues for the sailors of these craft.

These are:

1. The shoreline from just south (approximately 100 metres) of the groyne is used consistently to come onto the beach to rest, adjust windsurfing rig and to re-launch afterwards. To my knowledge there have been no problems with the mixing of walkers, swimmers and sailors in the past so it should be included in the “windsurfer area” – possibly as far as Gibney street.
2. The shoreline north of the groyne is problematic for windsurfers to access due to its rocky bottom. Most windsurf boards require a clear depth to the rocks of at least 30cm (kite boards draw very little depth so do not have this problem) which only reliably exists in a very narrow section which falls outside of the proposed restricted area bounded to the north by Princes street. If restrictions are going to be implemented then the northern windsurfer boundary needs to be pushed north to at least about halfway between Princes and Salvado Streets.
3. The path down to the beach from the Dutch Inn playground has had little maintenance and repair work done to it in years and has become a hazardous adventure to carry kit down to the beach and back.

The proposal to move the slide to a position further north and “fence” off the grassed area is a good solution to the overlap of kids and kit that currently exists and is to be commended if it happens. Overall I feel the proposed measures if tweaked to make allowances for the issues I’ve outlined are fair and reasonable to help us coexist with the non-sailing beach users. It should also be noted and signposted (if there is going to be new signage to advise people of the changes) that it is not ideal for kites to lay out their 25 to 30 metres of kite strings along the beach at the base of the access paths while rigging up as it creates a hazard for others who want to use the path.

Thankyou for the opportunity to make this submission as someone who regularly sails at Dutch Inn and has done so for the past 20 odd years.

Kind regards

Ken Dickman



Kite Setup/Landing Zone

***Wind Surf
Setup/Landing Zone
(Except Playground)***

Disclaimer: The Town of Cottesloe will not accept any responsibility for inaccuracies or errors within the data.

TOWN OF COTTESLOE
KITE & WIND SURFING
SETUP/LANDING ZONE

9/12/2015

1:2000