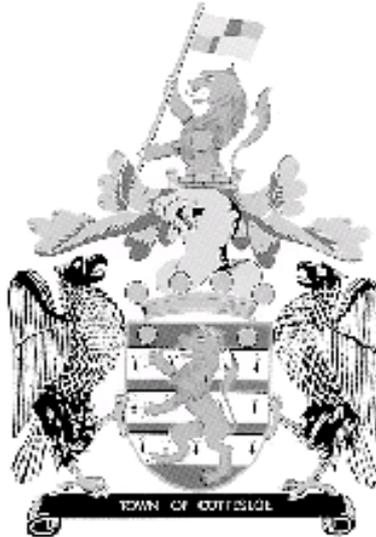


TOWN OF COTTESLOE



FULL COUNCIL MEETING MINUTES

**SPECIAL MEETING OF COUNCIL
HELD IN THE
COUNCIL CHAMBER, COTTESLOE CIVIC CENTRE
109 BROOME STREET, COTTESLOE
7.00 PM, MONDAY, 12 SEPTEMBER, 2005**

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1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS

The Mayor announced the meeting opened at 7.00pm.

2 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)**Elected Members**

Mayor Kevin Morgan
Cr Arthur Furlong
Cr Patricia Carmichael
Cr Jo Dawkins
Cr Jack Walsh
Cr John Utting
Cr Victor Strzina

Officers

Mr Stephen Tindale	Chief Executive Officer
Mr Andrew Jackson	Manager Development Services
Mr Geoff Trigg	Manager Engineering Services

Apologies

Cr Daniel Cunningham
Cr Bryan Miller
Cr Peter Jeanes
Cr Ian Woodhill

3 PUBLIC QUESTION TIME

Nil.

4 PURPOSE OF THE MEETING

The purpose of the meeting is to consider;

- (1) the suspension of standing orders for those special Council meetings convened for the purpose of expediting the consideration of proposed Town Planning Scheme No. 3,
- (2) a recommendation to investigate with the Department of Town Planning and Infrastructure and the Public Transport Authority a revised MRS primary road reservation through Cottesloe,
- (3) a recommendation to approve a proposed New Year's event in the Civic Centre Grounds.

Note: Because of the presence of members of the public with an interest in item (3), the agenda items were dealt with in the following order: 4.1, 4.3 & 4.2.

4.1 SUSPENSION OF STANDING ORDERS

File No: X4.10
Author: Mr Stephen Tindale
Author Disclosure of Interest: Nil
Report Date: 8 September, 2005
Senior Officer: Mr Stephen Tindale

SUMMARY

A recommendation is made to temporarily suspend for the purposes of this meeting the following standing orders:

1. Standing order 2.2 insofar as it requires decisions of the meeting to be made by an absolute majority.
2. Standing order 12.1 insofar as it requires every member to rise when speaking.
3. Standing order 12.4 insofar as it limits the number of speeches that may be made a Council member.

BACKGROUND

The Town of Cottesloe has been directed by the Minister for Planning and Infrastructure to expedite the review of its town planning scheme.

At a special Council meeting held on the 1st August 2005 it was resolved that Council:

1. *Agree to meet with the Minister in mid-August, to further discuss the beachfront planning issues as well as the Scheme Review situation.*
2. *Write to the Minister accordingly and advising that:*
 - a) *Council has received legal advice suggesting that the notice to expedite the Scheme Review may be ineffective at law.*
 - b) *Council will, subject to having sufficient time to do so, conduct a local community deliberative forum with advice from the Department for Planning and Infrastructure that examines the planning issues facing the Cottesloe beachfront, towards addressing those issues in proposed Town Planning Scheme No. 3.*
 - c) *Town planning schemes are vital instruments for detailed local area planning, that should be properly constructed and involve appropriate community consultation.*
 - d) *Given Council's range of completed and current studies towards the Scheme Review, including the Beachfront Development Objectives, Site Investigations and Design Guidelines, Hotel Zone review, Parking Strategy, Precinct Community Forums, the proposed Local Deliberative Community Forum and the Town Centre Study, Council requires more time to properly consolidate the draft scheme ready for consent to*

advertise, and a period to the end of March 2006 is requested for this purpose.

- 3. Should Council have to abide by the timeline set by the Minister for Planning and Infrastructure to submit proposed Town Planning Scheme No. 3 by 17 December 2005 for consent to advertise, request the Administration to report back to the August 2005 meeting of Council on the budget, resource, meeting and other requirements necessary to achieve that target.*
- 4. Agree to the need for a series of special meetings to achieve the above timeline, and agree that these be special meetings of full Council to consider the proposed Scheme.*

At its ordinary meeting held on the 22nd August 2005 it was resolved:

That Council, in consideration of how to progress the draft Scheme to lodgement for consent to advertise:

- 1. Agrees to the 28 February, 2006 target date proposed by the Minister.*
- 2. Pursues the Deliberative Forum as outlined in this report.*
- 3. Writes to the Minister confirming the above two points.*
- 4. Conduct an informal community consultation phase prior to completing the draft Scheme and administration to report to full Council on resourcing this phase and budgeting process to do so.*
- 5. Agrees to the additional resource and estimated expenditure requirements identified as necessary to achieve the target date, including the appointment of consultants and contract staff.*

CONSULTATION

Nil

STAFF COMMENT

Notwithstanding the extended deadline for the presentation of a draft town planning scheme, it is understood that Council still supports a series of special full Council meetings in order to achieve the new deadline.

Further that the special meetings should not be constrained by standing orders that may inhibit the efficient and effective consideration of the draft town planning scheme.

To that end and with a view to conducting the special meetings in a similar manner to those of Council's standing committees it is recommended that for the purposes of this meeting that a number of standing orders be suspended temporarily.

POLICY IMPLICATIONS

The Town of Cottesloe’s Standing Orders local law provides the following:

2.2 **Special Meetings**
A meeting of council for the purpose of dealing with a special situation may be called by the mayor or chief executive officer, or in their absence, by any three councillors. Members of the council will be telephoned or contacted by facsimile if unavailable directly by telephone and advised of the time and place of the meeting and the nature of the special business. Decisions made at this meeting must be by absolute majority unless the Act specifies otherwise [emphasis added].

12.1 **Members to Rise**
Every member of the council wishing to speak shall indicate by show of hands or other method agreed upon by the council. When invited by the mayor to speak, members shall rise and address the council through the mayor, provided that any member of the council unable conveniently to stand by reason of sickness or disability shall be permitted to sit while speaking.

12.4 **Limitation of Number of Speeches**
No member of the council shall address the full council more than once on any motion or amendment before the council except the mover of a substantive motion, in reply, or to a point of order, or in explanation.

21.5 **Suspension of Standing Orders**
 (a) *The mover of a motion to suspend any standing order or orders shall state the clause or clauses of the standing order or orders to be suspended.*
 (b) *A motion to suspend, temporarily, any one or more of the standing orders regulating the proceedings and business of the council must be seconded, but the motion need not be presented in writing.*

STRATEGIC IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

VOTING

Absolute Majority

OFFICER RECOMMENDATION

That Council temporarily suspend for the remainder of this meeting the following standing orders:

1. Standing Order 2.2 insofar as it requires decisions of the meeting to be made by an absolute majority.
2. Standing Order 12.1 insofar as it requires every member to rise when speaking.
3. Standing order 12.4 insofar as it limits the number of speeches that may be made a Council member.

4.1 COUNCIL RESOLUTION

Moved Cr Dawkins, seconded Cr Strzina

That Council temporarily suspend for the remainder of this meeting the following standing orders:

- 1. Standing Order 2.2 insofar as it requires decisions of the meeting to be made by an absolute majority.**
- 2. Standing Order 12.1 insofar as it requires every member to rise when speaking.**
- 3. Standing order 12.4 insofar as it limits the number of speeches that may be made a Council member.**

Carried by Absolute Majority 7/0

4.2 METROPOLITAN REGION SCHEME - PRIMARY ROAD RESERVATION

File No: D2.5
Author: Mr Stephen Tindale
Author Disclosure of Interest: Nil
Report Date: 8 September, 2005
Senior Officer: Mr Stephen Tindale

SUMMARY

A recommendation is made to investigate with the Department of Planning and Infrastructure and the Public Transport Authority a revised MRS primary road reservation through Cottesloe.

BACKGROUND

At its ordinary August Council meeting Council was advised of the receipt of plans from Western Power showing proposals for the upgrade of the Curtin Avenue sub-station from 66kV to 132kV capacity with work planned to commence in 2006.

Part of the upgrade proposal requires that the sub-station yard boundary be extended one metre to the east.

This extension is likely to have a significant effect on the potential for the realignment of Curtin Avenue (as a highway) alongside the Perth/Fremantle railway reserve.

As a result Council resolved to have this matter directed to the *Town Centre Study* precinct workshop so that there was a good understanding of the ramifications of the proposal.

CONSULTATION

The workshop was held on the 27th August 2005 and was attended by upwards of sixty people. The general consensus from the workshop was to support:

- commercial and retail development being confined to the existing footprint east of the railway,
- multi-residential development and parklands to the west of the railway on railway reserve land (with the possible inclusion of civic areas and more parking),
- stronger pedestrian linkages between Forrest Street (beachside) under the railway and through to Cottesloe Centro,
- a new railway station,
- the closure of the Jarrad Street railway crossing,
- a new grade-separated crossing to be constructed further north near Station Street,
- the closure of Jarrad Street east of the existing crossing,
- the opening up of Brixton Street on to Stirling Highway,
- improved pedestrian access and safety at the Napoleon Street and Stirling Highway intersection,
- the integration of any new library development with the CBD,

- retaining the character of Napoleon Street in terms of one or two storey developments and ramping up height to three stories in Station Street and Jarrad Street in order to encourage revitalisation of the CBD,
- a new two-lane Curtin Avenue adjoining the railway,
- the existing Curtin Avenue being downgraded to local access roads south of Eric Street, and
- the grade separation of east-west (local) roads, footpaths and cycleways with the new Curtin Avenue and the railway.

The workshop generated the following correspondence from the Program Leader of Urban Transport Systems at the Department of Planning and Infrastructure to the Environment and Land Manager at Western Power which was copied to the Town of Cottesloe.

Further to the conversation between Clare Moore and Jeff Hunter at the Cottesloe Town Centre Workshop on Saturday August 27, I am writing concerning Western Power's proposed expansion of the sub-station at the corner of Jarrad Street and Curtin Avenue, Cottesloe.

You will be aware that the Metropolitan Region Scheme includes a Primary Regional Road Reservation running north-south to the east of the sub-station and that it requires amendment due to part of the reservation overlapping with the railway reserve. You will also be aware that a number of attempts to re-align the reservation have met with opposition from sections of the Cottesloe community, leading to this planning issue remaining unresolved over a number of years.

While this situation is less than desirable, it does not remove the long-term requirement for the State Government to provide for the north-south movement of regional traffic. The existing Curtin Avenue is a local road with many intersections and residential accesses. If this is to be replaced, the only alternative if the sub-station remains in its current location, is for a new road to pass between the sub-station and the railway. It is therefore crucial that this option remains available and is not compromised by the actions of Western Power. You should therefore be aware that the DPI is strongly opposed to any eastwards expansion of the sub-station and will request refusal if a development application comes before WAPC.

I am copying this letter to the Chief Executive Officer of Town of Cottesloe in order that the Council is aware of DPI's position. With the need for Council to take account of regional road reservations in its new Town Planning Scheme, I am hopeful that this matter can soon be resolved. In order to speed resolution, it would be most helpful if Western Power could confirm the site and location requirements if the sub-station were to be moved, as well as an indicative idea of costs. This may well quickly establish that there is no feasible alternative at a cost which any agency would be willing to bear, which in turn will clarify the road options and aid decision making.

Enclosed with the agenda was a copy of "A History of the Western Suburbs Highway and Curtin Avenue".

The report shows that the *Fremantle Regional Strategy* of 1994 has largely determined the future alignment of Curtin Avenue to the south of Cottesloe.

The *Fremantle Regional Strategy* recommends the division of arterial traffic equally on both sides of the railway line between Tydeman Road, North Fremantle and Jarrad Street, Cottesloe. On the ocean side a new four-lane arterial road is to be built against the railway line. On the river side, Stirling Highway is to retain its current configuration.

MRS Amendment 970/33 gave effect to the planning recommendations of the *Fremantle Regional Strategy* in 1996.

In 1998, Westrail began to examine the potential redevelopment of the Leighton Marshalling Yards and commissioned BSD Consultants to investigate the local impact of the proposed four-lane arterial road west of the railway reserve. The BSD report found that while a two-lane arterial road was on the threshold of acceptability (given a certain alignment) a four-lane arterial road was the most appropriate solution.

Main Roads began a renewed campaign to convince the community of the desirability of a four-lane highway through Cottesloe. In early 1999 the Town of Cottesloe responded by advising:

That the Town of Cottesloe's preferred position in relation to Curtin Avenue is to,

- (a) introduce calming devices to reduce risk to pedestrians and drivers;*
- (b) encourage Cottesloe residents, particularly the parents of primary and secondary school children, to pool motor vehicles;*
- (c) seek a government funded bus service for school children in the area;*
- (d) encourage use of public transport, especially the first class rail service through Cottesloe;*
- (e) urge Transperth to carry out the research for Cottesloe such as recently carried out in South Perth regarding individual's travelling habits; and*
- (f) seek to work in conjunction with the State Government to achieve the above.*

Previous resolutions have expressed Council's opposition to the concept of a major highway, but have also indicated a desire to continue to negotiate on the matter in order to achieve a suitable outcome for local residents.

Council will continue to consider options for the Curtin Avenue reconstruction in conjunction with the local community. Further discussions and correspondence will inevitably follow from this process and Council's views will be forwarded in due course.

In May 2000 the Department of Transport issued a discussion paper seeking public comment on a proposed integrated transport plan for the corridor.

An alternative transport plan (to that presented in the *Fremantle Regional Strategy*) was developed for the Fremantle to Cottesloe corridor. In relation to Curtin Avenue the more important elements of the plan were:

- A new two-lane Curtin Avenue alignment along the western side of the railway from Eric Street south to an extension of Wellington Street over Stirling Highway and under the railway. From there Curtin Avenue would continue along the western side of the railway to Walter Place in North Fremantle.
- Wellington Street to be extended westwards from Stirling Highway under the railway to form an intersection with the new Curtin Avenue.
- Victoria Street level crossing to be closed with the extension of Wellington Street.
- Existing road level crossings at Jarrad Street and Salvado Street to be replaced if feasible.

The Town of Cottesloe had a number of reservations about the proposal and instead of supporting the two-lane proposal in principal, it decided to 'note' the proposal.

The final report of the *Fremantle to Cottesloe Transport Study* recommended the construction of a new two-lane regional road adjacent to the existing railway reserve between Servetus Street and North Fremantle within a road reserve of approximately 23m.

The study also said that further work with the Town of Cottesloe and the community needed to be undertaken before a decision could be made on preferred intersection treatments at Salvado Street, Jarrad Street and Eric Street.

In response to the recommendation, Sinclair Knight Merz were engaged by the Department of Planning and Infrastructure to analyse the traffic impact of the proposed new road and the various local road crossings at Eric Street, Jarrad Street and Salvado Street on the local road system within the Town of Cottesloe.

The local road crossing reports have been completed but have yet to be formally considered by the Town of Cottesloe.

In the meantime redevelopment proposals for the Leighton Marshalling Yards have moved on. MRS Amendment 1074/33 is currently under consideration and seeks to reduce the land available for private development from 33 hectares to 4 hectares. The remaining 29 hectares is to become part of a regional park and recreation reserve.

The amendment report is silent on one of the recommendations of the 2001 *Fremantle to Cottesloe Transport Plan* which was that any regional road reserve adjacent to the existing railway between Servetus Street and Walter Place, North Fremantle be confined to a road reserve width of 23m i.e. two-lanes.

MRS Amendment 1086/33A (which is included within Amendment No.1074/33) has been fast-tracked to enable completion of the rezoning of the land under the City of Fremantle town planning scheme and subsequent development of the Leighton Urban Village.

The amendment means that the Curtin Avenue public road reservation has been modified by reducing its width adjoining the urban zone in North Fremantle near the village. The change does not in any way alter the basic transport function or layout of the regional road system as it currently exists in the MRS.

While the reduced-width road reservation contemplates a high standard two-lane regional road with central median, pedestrian/cycling facilities and earthworks, the reservation width also retains the planning flexibility for a four-lane road in the longer term if and when required.

The amendment took effect on 29 April 2005.

As a result there are four-lane MRS road reservations to the north and south of Cottesloe. The immediate northern end has been constructed to a four-lane 'other major' highway standard. The southern end is about to be developed (at its southernmost end) to a two-lane 'other major' highway standard. It has the capacity to be built to a four-lane standard at a later date.

The current four-lane MRS road reservation through Cottesloe is expected to change if only because it is the legacy of an MRS amendment dating back to 1982 which envisaged the permanent closure of the Fremantle to Perth Cottesloe railway line. In other words the current MRS road reservation inappropriately encroaches on to the railway reserve in places.

STAFF COMMENT

The question currently before the Town of Cottesloe is how best to deal with any proposed modification of the existing MRS road reservation while ensuring that local planning objectives are met.

Amongst other things, the *Town Centre Study* planning workshop of 27th August indicated a strong preference for a new two-lane Curtin Avenue adjacent to the railway.

A number of studies have questioned the need for a four-lane Western Suburbs highway reservation over the years. In more recent times a two-lane highway has found favour with various agencies.

Intuitively a two-lane highway with grade separated crossings should satisfy foreseeable regional transport needs without the adverse environmental and social effects of a four-lane highway. Indeed an opportunity exists to improve the liveability of Cottesloe through;

- improved east/west connections with the Town Centre and Stirling Highway (which acts as an important local distributor road rather than a primary road), and

- the removal of increasing regional traffic impacts on those residential properties currently adjoining Curtin Avenue.

If there is support for a change in the existing MRS road reservation through Cottesloe, then it is likely to take two or more years to complete. This means that Town Planning Scheme No.3 may well be in place before the MRS amendment is.

Nonetheless there is a clear obligation on Council to develop a local planning strategy for the whole of the district including the Town Centre. This strategy ultimately provides the underpinnings for Town Planning Scheme No.3 and the associated scheme text.

Rather than wait for others to determine the future of Curtin Avenue (either by acts of omission or deliberate intent) it is recommended that Council immediately initiate a dialogue with the relevant State Government agencies to ensure that local planning needs are recognised and adopted.

If Western Power is allowed to expand its existing sub-station to the east then Cottesloe may forever lose an opportunity to improve the quality of life for its residents.

POLICY IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

One of the Traffic Management and Safety objectives of Council's strategic plan is:

A system which promotes safety and the "Travel Smart" concept, incorporates widespread use of 50km/hr speed limits and a community bus service, removes through freight traffic and resists any move to a 4 lane highway on Curtin Avenue.

FINANCIAL IMPLICATIONS

Nil.

VOTING

Simple Majority

OFFICER RECOMMENDATION

That Council support an investigation with the Department of Planning and Infrastructure and the Public Transport Authority on the desirability of a revised MRS primary road reservation through Cottesloe.

4.2 COUNCIL RESOLUTION

Moved Cr Furlong, seconded Cr Walsh

That Council support an investigation with the Department of Planning and Infrastructure and the Public Transport Authority on the desirability of a revised MRS primary road reservation through Cottesloe.

Carried 7/0

4.3 COTTESLOE CIVIC CENTRE - NEW YEAR'S EVE EVENT (REPRESENTED)

File No: X7.2
Author: Mr Stephen Tindale
Author Disclosure of Interest: Nil.
Report Date: 8 September, 2005
Senior Officer: Mr Stephen Tindale

SUMMARY

A recommendation is made to approve an application from DG Global Productions on behalf of Mustard Catering to hold an event in the Civic Centre Grounds this New Year's Eve.

The matter is presented as urgent Council business because of a requirement on the event promoters to book entertainers and security personnel well in advance of the date.

BACKGROUND

This matter was presented to Council last month where it was resolved that Council refer the item to the New Year's Eve Planning Committee for their comment.

An extract from the minutes of the subsequent New Year's Eve Planning Committee meeting follows:

Cottesloe Civic Centre - New Years Eve Event

Stephen Tindale advised that Council had raised concerns about the event being pitched at a younger market and the associated issues that can accompany this, such as noise and anti-social behaviour in the streets after the event. There is already a significant youth orientation on the beach and this event may add to the adverse impact on the residents. Parking was also identified as a problem.

Brian Leyden [from Mustard Catering] provided an overview of the proposed event.

- An anticipated crowd of 2500 to 3000 patrons is expected. Food will be available and a cash bar. Tickets are not all inclusive and patrons will have to purchase alcohol. This tends to reduce the amount of alcohol consumed as patrons are not encouraged to 'get their moneys worth' by drinking all they can.*
- The target age group is from age 25 to 35/40 years.*
- There have been no major issues experienced with previous events. Mustard recognizes the importance of security for the event and have engaged adequate 35 security personnel. They have considerable experience with security at other venues such as Subiaco oval.*
- Buses will be available to move patrons from the venue to the train station from towards the end of the evening until required after closure of the event.*

David Green provided an overview of the proposed operations.

- *DJs and live music are proposed for the event. Names of artists are not included here for commercial reasons but they can be linked to a surfing culture and are more mature artists who will attract a similar crowd.*
- *The lower lawn will be used as a 'chill-out' area. On the top lawn will be corporate marquees to create a 'Perth Cup' atmosphere and there will be a dance stage and it's proposed that the music stage will be located at the southern end of the ground facing north.*
- *Fireworks are proposed depending on discussion with the tennis club (see below for further comments) and the Sambanistas may be engaged to provide a festival atmosphere.*
- *Marketing will be undertaken by using billboards, Nova radio and print.*
- *Security will be arranged in conjunction with Shane Walsh, CEO of Subiaco oval.*
- *Tickets will cost \$99 and will be pre-sold. Gate sales will only be available if the event is not sold out.*
- *Clean up of the venue will be undertaken following the event and on New Years Day.*
- *Parking is unlikely to be a problem but SES would be engaged if necessary to manage parking.*
- *Apart from wine bottles there will be no glass. Alcohol will be served in plastic containers and cans.*

Romilly Carton was present at the event last New Years Eve and advised that the buses worked well to move the crowd quickly away from the area. As many people chose to arrive by public transport, parking was not a problem.

Sgt. Glenn Allen enquired about gate security.

One entry point on Napier St is proposed and all other entrance points will be locked, to be opened only for emergency access. Bags will be searched on entry, metal detectors will be used and alcohol not permitted.

The general consensus of the meeting is that the issues of concern were being satisfactorily addressed and there is no objection to the event.

To recap the advice provided to last month's Council meeting, Mustard Catering have engaged an events organisation (DG Global Productions) to assist with its proposed event in the Civic Centre Grounds for this New Year's Eve. The event, to be called Soundwaves, is targeted at the 25+ age group and is to be held on the upper lawn area commencing at 6pm on 31 December, 2005 and concluding at 2am on 1 January, 2006. Numbers attending will be limited to 3,000.

Bands will play from 6pm until 10.30pm when "International DJ's" will take over until 2am. The music will be mainly "funky dance". The intention is to have 35 security staff present depending on ticket sales. Portable toilets etc will be provided to meet relevant health requirements for public events. The upper lawn area is intended to be used for the main function with the lower lawn area used as a "chill out" and food vending area.

The Civic Centre itself will be fenced off from the event. Alcohol will be on sale and the application indicates that 90% of attendances will relate to pre sold tickets and 10% to ticket sales at the gate.

CONSULTATION

The event organisers have discussed the proposed event with Council's Environmental Health Officer with respect to requirements for holding such events.

STAFF COMMENT

The event is supported on the basis that;

1. it increases public use of the Civic Centre Grounds, and
2. Mustard Catering have a proven track record in managing the conduct of such events.

POLICY IMPLICATIONS

Council's *Civic Centre Hall Bookings* policy has application but its provisions with respect to noise and the like are superseded by the statutory requirements associated with the conduct of a public event.

Specifically they are that:

- Open air concert venues are to be assessed for safety compliance and issued with a Certificate of Approval in accordance with the *Health (Public Building) Regulations, 1992*.
- An application for a Regulation 18 event is required pursuant to the *Environmental Protection (Noise) Regulations, 1997*.
- Where alcohol is to be served, the *Liquor Act, 1988* requires that the promoter hold an approved liquor licence for the venue.
- Where food is to be served the construction, food preparation, storage and handling must comply with the *Health (Food Hygiene) Regulations, 1993*.
- Where fireworks are proposed, approval under the *Explosives and Dangerous Goods Act, 1961* is required from the Department of Industry & Resources.

STRATEGIC IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Council's list of fees and charges provides for an application fee of \$500, a fee of \$7,000 to \$10,000 for the event day/night, a bond of \$3,000 and a set up and breakdown fee of \$350 per day.

VOTING

Simple Majority

OFFICER RECOMMENDATION

That Council approve the application submitted by GD Global on behalf of the promoter, Mustard Catering, for a concert at the Cottesloe Civic Centre on New Years Eve 2005 for up to 3,000 people subject to the following conditions:

- (a) compliance with the *Health (Public Building) Regulations, 1992* and the issue of a Certificate of Accommodation prior to the event;
- (b) approval of a Regulation 18 event by the Chief Executive Officer;
- (c) approval of food and liquor service arrangements by the Environmental Health Officer;
- (d) satisfactory provision of information and completion of all items outlined in the Town's Event Application and Approval checklist;
- (e) approval from Department of Industry & Resources for any proposed fireworks display;
- (f) fireworks being located such that there is no adverse impact on buildings or vegetation within the Civic Centre Grounds or any buildings or residences in the vicinity.
- (g) the permitted duration of the concert being from 6.00pm to 2am with music to cease no later than 2.00am;
- (h) bars closing at 1.30am or half an hour prior to the music ceasing, if that is an earlier time;
- (i) setting up and cleaning up of the Civic Centre grounds to the satisfaction of the Environmental Health Officer;
- (j) compliance with any other direction of the Chief Executive Officer; and
- (k) full payment of the relevant fee and bond at least 60 days prior to the event.

AMENDMENT

Moved Mayor Morgan, seconded Cr Strzina

That the following conditions be added to those shown in the officer recommendation:

- (l) neighbours to be notified of a dedicated phone number for noise complaints prior to the event, and
- (m) buses to be used to move patrons from the venue to the railway station before and immediately after the closing time of the event.

Carried 7/0

4.3 COUNCIL RESOLUTION

Moved Cr Dawkins, seconded Cr Walsh

That Council approve the application submitted by GD Global on behalf of the promoter, Mustard Catering, for a concert at the Cottesloe Civic Centre on New Years Eve 2005 for up to 3,000 people subject to the following conditions:

- (a) **compliance with the *Health (Public Building) Regulations, 1992* and the issue of a Certificate of Accommodation prior to the event;**
- (b) **approval of a Regulation 18 event by the Chief Executive Officer;**
- (c) **approval of food and liquor service arrangements by the Environmental Health Officer;**
- (d) **satisfactory provision of information and completion of all items outlined in the Town's Event Application and Approval checklist;**
- (e) **approval from Department of Industry & Resources for any proposed fireworks display;**
- (f) **fireworks being located such that there is no adverse impact on buildings or vegetation within the Civic Centre Grounds or any buildings or residences in the vicinity.**
- (g) **the permitted duration of the concert being from 6.00pm to 2am with music to cease no later than 2.00am;**
- (h) **bars closing at 1.30am or half an hour prior to the music ceasing, if that is an earlier time;**
- (i) **setting up and cleaning up of the Civic Centre grounds to the satisfaction of the Environmental Health Officer;**
- (j) **compliance with any other direction of the Chief Executive Officer;**
- (k) **full payment of the relevant fee and bond at least 60 days prior to the event;**
- (l) **neighbours to be notified of a dedicated phone number for noise complaints prior to the event, and**
- (m) **buses to be used to move patrons from the venue to the railway station before and immediately after the closing time of the event.**

Carried 7/0

5 MEETING CLOSURE

The Mayor announced the closure of the meeting at 7.23pm.