

CITY OF JOONDALUP

MINUTES OF SPECIAL ELECTORS MEETING HELD IN COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE BUILDING, BOAS AVENUE, JOONDALUP, ON TUESDAY 24 NOVEMBER 1998

ATTENDANCES

Commissioners

Cmr C T Ansell	Chairman
Cmr H Morgan AM	Deputy Chairman
Cmr R Rowell	
Cmr W Buckley	
Cmr M Clark-Murphy	

Officers

Chief Executive Officer:	L O DELAHAUNTY
Manager, Development Management	
Services:	R ZAGWOCKI
Manager, Parks Landscaping Services:	D CLUNING
Manager, Executive Services:	K ROBINSON
Manager, Council Support Services:	M SMITH
Committee Clerk:	J AUSTIN

APOLOGIES

Nil

There were 3 Electors in attendance.

The Chairman declared the meeting open at 1200 hrs.

ITEM OF BUSINESS

Cmr Ansell advised the meeting had been called in accordance with the provisions of Section 5.28 of the Local Government Act 1995 to discuss the former Greenwood Primary School site. The meeting was advertised in the Wanneroo Times on Monday, 9 November 1998.

The following responses were provided to questions raised prior to the meeting:

Q1 The failure of Report CJ213-10/98 to support the wishes of the overwhelming majority of the residents of Greenwood not to cancel any of the recreation reserves adjoining the former Greenwood Primary School site.

- A1 Due recognition was given in Report CJ213-10/98 to the views of all of the people who made submissions on the matter by either personal letters or petitions. The recommendation of the report is believed to have presented a balanced compromise in the circumstances from a professional planning view.
- Q2 *The failure of Report CJ213-10/98 to allocate the 10% public open space contribution from the former primary school site in accordance with the resolution of the Special Electors Meeting of Monday 14 September 1998.*
- A2 Report CJ213-10/98 recommended that a 10% public open space provision be made in a location that was considered the most functional and at the same time maximised the conservation of vegetation in the area.
- Q3 *The failure of Report CJ213-10/98 to adequately address the written objections and petitions of objection to the proposed cancellation of portions of Reserve 31016 and Amendment 833 to Town Planning Scheme No 1 (former Greenwood Primary School site).*
- A3 The comments made in respect to Q1 are considered appropriate to this question.
- Q4 *The failure of Report CJ213-10/98 to adequately address the resolutions of the Special Electors' Meeting of Monday 14 September 1998.*
- A4 The resolutions of the Special Electors Meeting held on 14 September 1998 were given due consideration in the course of preparation of Report CJ213-10/98 and answered on a professional basis on information available at that time.
- Q5 *The failure of Report CJ213-10/98 to adequately address resolution CJ125-09/98 of the Joint Commissioners on 22 September 1998.*
- A5 Each of the nine points in Resolution CJ125-09/98 were addressed in Report CJ213-10/98.
- Q6 *The apparent failure of Report CJ213-10/98 to make a recommendation to the Commissioners that complies with the legal requirements for the disposal of recreation reserves created under Section 20A of the Town Planning and Development Act.*
- A6 The disposition of Crown Reserves is effected by the Minister for Land under Section 51 of the Land Administration Act 1997 and the recommendations in Report CJ213-10/98 recognised the Minister's authority in the matter.
- Q7 *The apparent failure of Report CJ213-10/98 to comply with Section 5.33(2) of the Local Government Act 1995.*
- A7 The decision of the Joint Commissioners of the City of Joondalup at their meeting held on 27 October 1998 was not to support the cancellation of Reserves 31016 and 30958 which adjoin the boundary of the former Greenwood Primary School.

As a result of this decision, the requirements of Section 5.33(2) of the Local Government Act 1995 have been complied with.

Q8 *Other matters that may be raised from the floor of the meeting relating to the proposed cancellation of a portion of Reserve 31016, adjoining the Greenwood Primary School.*

A8 To be determined.

PUBLIC QUESTION TIME

Nil

The Chief Executive Officer advised that, at their meeting held on 27 October 1998, the Joint Commissioners indicated that they were not in support of the subdivision application received, but would be prepared to support a modified application that includes the following modifications:

- (a) deletion of all the proposed lots indicated within the existing recreation reserves abutting the site;
- (b) roads being provided abutting the boundary of the site (within the site) as an interface between the existing recreation reserves and the proposed development;
- (c) provision of a 10% POS land contribution adjoining Blackall Reserve (or in such other location as determined to the satisfaction of the Manager Parks Landscaping Services) to maximise opportunity for the retention of significant vegetation within the area;
- (d) standard conditions of subdivision.

The Chief Executive Officer pointed out that the Council does not make decisions in relation to subdivision applications, and merely makes recommendations to the State Planning Commissioner for its consideration. Information has been forwarded to the State Planning Commission and the applicant and concerned residents advised accordingly. The Chief Executive Officer stated that, until such time as a further subdivision application is received, the matter is closed.

There being no further business, the Chairman declared the meeting closed at 1203 hrs.