



Total Area to be included into RES 47831 = 9110 m2
Area to be excised from RES 27732 = 6646 m2
Area of Unallocated Crown Land = 2464 m2





**INCLUSION OF UNALLOCATED CROWN LAND AND
PORTION RESERVE 27332 WEST COAST DRIVE, SORRENTO INTO RESERVE 47831 SORRENTO
SCHEDULE OF SUBMISSIONS FOLLOWING ADVERTISING
(CLOSED 18 NOVEMBER 2004)**

| NO | NAME OF SUBMITTOR | DESCRIPTION OF AFFECTED PROPERTY | SUBMISSION SUMMARY | COUNCIL'S RECOMMENDATION |
|----|-------------------|------------------------------------|---|--|
| 1 | M Moon | 6 Carew Place Greenwood WA 6024 | <p>1. No objection to correcting the Administrative error, but objects to retrospective approval being granted without considering the impacts</p> <p>2. The administrative action does not reflect the City's obligation to protect the environment, beach and biodiversity</p> <p>3. No building should be further forward of where the surf club stands</p> <p>4. The beach should remain accessible</p> <p>5. The reserves should be looked at separately with regard to the management plan and leasing arrangements</p> <p>6. The administrative error was not looked at through Precinct Planning for Sorrento</p> <p>7. The error may be that the management and power of lease was misplaced</p> <p>8. Will the Community be informed of any future commercial proposals</p> | <p>(1). The City seeks to correct an oversight which occurred in 1987. The proposal does not intend to change the use or zoning of the reserves. There are no current applications for further development of this land. Any future proposed development would be subject to the appropriate approval process.</p> <p>(2). These issues are not the subject of this report. The application seeks to rectify an error only.</p> <p>(3). This objection has been addressed in response to submission 2 above.</p> <p>(4). This objection has been addressed in response to submission 2 above.</p> <p>(5). This objection has been addressed in response to submission 2 above.</p> <p>(6). This objection has been addressed in response to submission 1 (2) above.</p> <p>(7). This comment is incorrect and does not reflect the error.</p> <p>(8). Future Commercial activities are not the subject of this report. The land is currently reserved 'Parks and Recreation' under the</p> |

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| | | | 9. The advertising period should be extended | Metropolitan Region Scheme (MRS) and DPS 2 and accordingly any development would be required to comply with the provisions of this reserve. Future development on this land would be subject to approval from the Department for Planning and Infrastructure under the Metropolitan Region Scheme. It would be likely that any commercial activity would be advertised for public comment. (9). The City has advertised the proposal for 30 days in accordance with the Department of Land Information's Guidelines. The proposal was advertised in the Community Newspaper, The West Australian and signs were displayed on the site. In addition the City has written to immediately adjoining property owners. |
| 2 | N F Gannon | 79 Clontarf Street SORRENTO WA 6020 | 1. Objects as it may enable a future commercial activity such as a restaurant. | (1). This objection has been addressed in response to submission 1(8) above. |
| 3 | M G Zakrevsky | 49 Korella Street, MULLALOO WA 6027 | 1. Objects as the Joondalup Community Coastal Care Forum was not advised of the proposal 2. Concerns relating to the Unallocated Crown Land (triangular portion of land) and the high water mark. What is the reason for this portion of land across the high water mark, and what is the history of this UCL. | (1). This submission has been addressed in 1 (9) above. (2). The UCL currently consists of beach, car park and has a portion of the Sorrento Surf Life Saving Club on it. The UCL does not have a Management Order over it, however the City does in fact manage the land and therefore the inclusion into Reserve 47831 will reflect the situation correctly. The history of this Crown Land is not relevant to this application. |

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| | | | <p>3. The reserve boundaries should be realigned to ensure that the public has full use of the beach and the City should not be involved in compensation when the high tide mark changes</p> <p>4. The proposal should be presented to the Commissioners with a comprehensive report and attachments to show the history of the beach/coastal strip reserves in the Sorrento area and the implications.</p> | <p>(3). The proposed excision of land will not influence the public use of the beach, but merely correct an error that should have been rectified in 1987.</p> <p>(4). A report has been presented to Joint Commissioners which details the matter which is subject to the application.</p> |
| 4. | Petition tabling 6 signatures | | <p>1. The exercise is a rezoning exercise and changes the permitted uses of the land</p> <p>2. There is a wider agenda relating to the use of the SSLSC and the proposed sitting of the club</p> <p>3. The City has plans to relocate the Surf Club further north to a multi storey building and licensed premises.</p> <p>4. Ratepayers have not been consulted sufficiently</p> <p>5. "Under the Administration of the Commissioners unnecessary proposals should be deferred"</p> <p>6. Space may be leased to a licensed restaurant</p> | <p>(1). The proposed excision is not a rezoning exercise and does not change the use of the land.</p> <p>(2). This objection has been addressed in response to submission 1 (2) above.</p> <p>(3). This objection has been addressed in response to submission 1 (2) above.</p> <p>(4). This objection has been addressed in response to submission 3 (1) above.</p> <p>(5). The Joint Commissioners have the authority to make the determination on council matters, whilst Council is suspended.</p> <p>(6). This objection has been addressed in response to submission 1 (8) above.</p> |

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| | | | | of this reserve. Future development on this land would be subject to approval from the Department for Planning and Infrastructure (DPI) under the Metropolitan Region Scheme(MRS). It would be likely that any commercial activity would be advertised for public comment. |
| 6. | Petition sent in addition to 4 above detailing 15 signatories (Note some signatories same as 4 above). | NA | 1. In addition to concerns raised in 4 above additional concerns are raised regarding ratepayers not receiving proper representation. | (1) This objection has been addressed in response to submission 4 (5) above. |
| 7. | Marie Macdonald – (Late submission) | 5 Mair Place, Mullaloo | <p>1. The advertised plan did not indicate what reserves currently exist and before and after scenarios should have been given.</p> <p>2. A portion of the area proposed for Reserve 47831 is over a beach area and should not be subject of the lease.</p> <p>3. A Commercial lease on this land is unacceptable</p> <p>4. The area should be retained for beaches</p> <p>5. Buildings could be subject to damage from winter gales and could lead to expensive litigation</p> | <p>(1) The details of the Reserves were indicated on the advertised plans. There are two reserves and one area of unallocated land. It is intended that the portion of Reserve 27732 shown on the plan, and the unallocated land be included into reserve into Reserve 47831.</p> <p>2. The submission has been addressed in 1(2) above. The lease agreement relates to the SSLSC only.</p> <p>3. This submission has been addressed in 1 (8) above.</p> <p>4. The submission has been addressed in 1(2) above.</p> <p>5. The submission has been addressed in 1(2) above.</p> |

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| | | | <p>6. What is the reason for the new reserve to encompass the beach area and there is nothing in the documents to state what this is and there was a lack of information provided on this subject</p> <p>7. There is no reference to a report to Council on this subject, and hopes that it will be subject to a report to Council before finalization.</p> | <p>6. Reserve 47831 is already an existing reserve which encompasses the beach area. This submission has been addressed in 1 (2) above.</p> <p>7. It is intended that a report be presented to the Joint Commissioners on this matter.</p> |
| 8. | Sue Hart (Late submission) | (Details not provided) | <p>1. Objects as the beach, dunes and groyne which should be protected can be leased. It should not be possible to lease the beaches.</p> <p>2. The beaches should be protected and no buildings should be permitted to be built forward of the SSLSC.</p> <p>3. The City can lease the entire beach and the lease should be over the surf club only</p> <p>4. Issues should be looked at such as access to the beaches, and reserves, protection and biodiversity and the environment</p> <p>5. The reserves should be looked at separately</p> <p>6. The error was not looked at through the Precinct Planning for Sorrento</p> <p>7. The management order and power to lease may have been misplaced.</p> | <p>1. The submission has been addressed in 1(2) above.</p> <p>2. The submission has been addressed in 1(2) above.</p> <p>3. The Reserve includes the beach area however the lease agreement relates to the surf club only.</p> <p>4. The submission has been addressed in 1(2) above.</p> <p>5. The submission has been addressed in 1(2) above.</p> <p>6. The submission has been addressed in 1(2) above.</p> <p>7. The submission is addressed in 1 (7) above.</p> |

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| | | | 8. There may be commercial development and will the community be consulted. | 8. The submission is addressed in 1 (8) above |

ATTACHMENT NO: 3
 PAGE NO: 7