

DOCUMENTS EXECUTED BY AFFIXING THE COMMON SEAL  
FOR THE PERIOD 27 SEPTEMBER TO 18 OCTOBER 2016

DEED OF EASEMENT AND WITHDRAWAL OF CAVEAT

<b>Document:</b>	<b>Deed of Easement and Withdrawal of Caveat</b>
<b>Parties:</b>	<b>City of Joondalup and Equation Pty Ltd.</b>
<b>Description:</b>	Deed of Easement and Withdrawal of Caveat for Lot 147 (2) Padbury Circle, Sorrento (part of Sorrento Plaza).
<b>Date:</b>	27 September 2016.
<b>Signed/Sealed:</b>	Signed and Sealed.
<b>Legislation:</b>	<i>Transfer of Land Act 1893.</i>
<b>Strategic Community Plan:</b>	
<b>Key Theme:</b>	Quality Urban Environment.
<b>Objective:</b>	Quality built outcomes.
<b>Policy:</b>	Not applicable.
<b>Risk Management Considerations:</b>	<p>The owner of Lot 147 (2) Padbury Circle, Sorrento is preparing to sell the Lot.</p> <p>As part of a 1982 <i>Deed of Agreement</i> relating to reciprocal parking and access, an easement over Lot 147 is required for the benefit of patrons of the business on Lot 149.</p> <p>An easement in gross is proposed in order to satisfy the above requirement. A similar easement in gross exists on Lot 149.</p> <p>Caveat C467656 would be withdrawn following registration of the Deed of Easement.</p> <p>The proposal has been reviewed by the Principal Legal Officer, and the course of action is considered satisfactory.</p>
<b>Financial/Budget Implications:</b>	Not applicable.
<b>Regional Significance:</b>	Not applicable.
<b>Sustainability Implications:</b>	Not applicable.
<b>Consultation:</b>	Not applicable.

**LEASE:**

<b>Document:</b>	<b>Lease.</b>
<b>Parties:</b>	<b>City of Joondalup and The Conservation and Land Management Executive Body.</b>
<b>Description:</b>	Lease between the City of Joondalup and the Conservation and Land Management Executive Body for public swimming enclosure and associated shark barrier for part of Marmion Marine Park, Marine Reserve Number 1 for 15 years commencing 1 October 2016.
<b>Date:</b>	18 October 2016.
<b>Signed/Sealed:</b>	Signed and Sealed.
<b>Legislation:</b>	<ul style="list-style-type: none"> <li>• Section 155 (2) amended <i>Conservation and Land Management Act 1984</i>.</li> <li>• <i>Transfer of Land Act 1893</i>.</li> <li>• <i>Local Government Act 1995</i>.</li> </ul>
<b>Strategic Community Plan:</b>	
<b>Key Theme:</b>	The Natural Environment.
<b>Objective:</b>	Accessible environments.
<b>Policy:</b>	Not applicable.
<b>Risk Management Considerations:</b>	Refer INT16/23427 for full risk assessment.
<b>Financial/Budget Implications:</b>	\$910,000 for initial capital costs and maintenance of the enclosure for three years.
<b>Regional Significance:</b>	Will create the only beach enclosure for swimming in the northern suburbs. One enclosure currently available at Coogee Beach, south of Perth.
<b>Sustainability Implications:</b>	<p>The structure is constructed within the ocean environment and to be retained and maintained in place for a period of approximately 10-15 years, or for its natural economic life. Lease proposed for 15 years.</p> <p>Consideration given to removal or replacement of the structure is expected to be formally reviewed in approximately 10 years. Continuous monitoring, reporting and material tests carried out over the life of the structure are to be used to assess the future capacity of the structure and guide recommendations to retain, or replace the structure. Initial weekly maintenance inspections are contracted for the first three years post installation. Monthly reporting of condition and issues is contracted for the first three years.</p> <p>Exposure to wind, tide, wave and swell, the structure is designed as a flexible structure, but will be subject to occasional large storm events and will require continual monitoring and management over its life.</p>
<b>Consultation:</b>	<p>Sorrento Surf Life Saving Club.</p> <p>Surf Life Saving WA.</p> <p>Department of Transport – Hillarys Boat Harbour.</p> <p>Department of Transport – Marine Safety and Navigation.</p>