10.1.12 Nos. 150-154 (Lots Pt1, Pt2 & 124) Oxford Street Corner Vincent Street, Leederville - Proposed Change of Use from Shop and Eating House to Eating House and Associated Alterations and Additions, and Associated Signage for Tenancy 1

| Ward: | South | Date: | 1 Ma | rch 2005 |
|-----------------------|----------------------|-----------|-------|------------------|
| Precinct: | Oxford Centre; P4 | File Ref: | PRO | 0191; 00/33/2627 |
| Attachments: | <u>001</u> | | | |
| Reporting Officer(s): | T Durward | | | |
| Checked/Endorsed by: | R Rasiah, R Boardman | Amende | d by: | - |

OFFICER RECOMMENDATION:

That;

in accordance with the provisions of the Town of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, the Council APPROVES the application submitted by Ray Scarce & Associates on behalf of the owner Jay Tee Nominees Pty Ltd for proposed Change of Use from Shop and Eating House to Eating House and Associated Alterations and Additions, and Associated Signage for Tenancy 1, at Nos. 150-154 (Lots Pt1, Pt2 & 124), Oxford Street corner Vincent Street, Leederville, and as shown on plans stamp-dated 16 December 2004, subject to:

- (i) compliance with all relevant Environmental Health, Engineering and Building requirements;
- (ii) the floor areas shall be limited to;
 - (a) 45 square metres of gross floor area for the shop component; and
 - (b) 59 square metres of public area for the eating house component;

An increase in floor space or change of use for the subject land shall require Planning Approval to be applied to and obtained from the Town;

- (iii) doors and windows and adjacent floor areas fronting Oxford Street shall maintain an active and interactive relationship with this street;
- (iv) prior to first occupancy of tenancies 2 and 4, Planning Approval for the respective use of these tenancies shall be applied to and granted by the Town;
- (v) all signage shall be subject to a separate Sign Licence application being submitted and approved prior to the erection of the signage;
- (vi) the signage shall not have flashing or intermittent lighting; and
- (vii) all signage shall be kept in a good state of repair, safe, and be non-climbable and free from graffiti for the duration of their display on-site;

to the satisfaction of the Chief Executive Officer.

COUNCIL DECISION ITEM 10.1.12

Moved Cr Ker, Seconded Cr Torre

That the recommendation be adopted.

CARRIED (9-0)

| Landowner: | Jay Tee Nominees Pty Ltd |
|----------------------------|--|
| Applicant: | Ray Scarce & Associates |
| Zoning: | Metropolitan Region Scheme: Urban |
| | Town Planning Scheme No.1 (TPS 1): District Centre |
| Existing Land Use: | Shop and Eating House |
| Use Class: | Eating House |
| Use Classification: | "P" |
| Lot Area: | 354 square metres |
| Access to Right of Way | East side, 3 metres wide, sealed, privately owned |

BACKGROUND:

1 December 2004 The Town, under delegated authority, conditionally approved

alterations to existing shop and eating house at No. 150 - 154 Oxford

Street, Leederville.

DETAILS:

The proposal involves change of use from shop and eating house to eating house and associated alterations and additions, and associated signage for Tenancy 1.

The conditional approval issued for the alterations to existing shop and eating house approved by the Town on 1 December 2004, involved the repartitioning of the existing Hawkers Hut Restaurant into three new tenancies. Two new tenancies have frontage to Oxford Street and one has frontage to Vincent Street. Condition (iv) of the above approval stated the following;

"(iv) prior to first occupation of tenancies 1, 2 and 4, Planning Approval for the respective use of these tenancies shall be applied to and granted by the Town;"

The existing shop at Tenancy 3 No. 150-154 Oxford Street, Leederville, being the Flight Centre, and the new tenancies at Tenancies 2 and 4 remain unchanged by this application. It is noted that Unit 2 is currently subject to another Planning Application submitted to the Town for consideration.

The proposed eating house at Tenancy 1 is called *Gloria Jeans* and is part of an Australian and American wide franchise that serves dine-in and take-away coffee and café style food. Food is primarily prepared off-site and the premises are used for toasting, heating and serving only. The hours of operation are Monday -Thursday and Sunday 7:00am to 6:00pm and Friday and Saturday 7:00am to 9:00pm. It is anticipated that a maximum of 8 staff will work at the premises.

Three signs are included as part of this application, which are a wall, window and projecting sign.

ASSESSMENT:

| | Non-Co | mpliant Requirements | |
|----------------------------------|---------------------------|------------------------------|--|
| Requirements | Required | Proposed * | Officer Comments Pursuant to Clause 38(5) of TPS 1 |
| Plot Ratio | N/A | N/A | N/A |
| Projecting | Not to be within 3 | Within 3 metres of | Supported - as the sign |
| Sign: | metres of another | another similar sign | does not have any adverse |
| | such sign | | impact and complements |
| | | | existing streetscape |
| | | ultation Submissions | |
| Support | | N/A | N/A |
| Objection | | <u>N/A</u> | N/A |
| | <u>O</u> 1 | ther Implications | |
| Legal/Policy | | | TPS 1 and associated |
| | | | Policies. |
| Strategic Implic | | | Nil |
| Financial/Budge | et Implications | | Nil |
| G 5 11 5 | | Car Parking | |
| | quirement (nearest whol | | 16 car bays |
| | 59 square metres) - 13. | III car bays | |
| • • | re metres)- 3 car bays | | |
| | 2 and 4 have no current | approved use due to the | |
| repartitioning) Apply the adjust | tmont footons | | (0.49) |
| 11 0 | 1800 metres of a rail sta | ution) | (0.49) |
| | 400 metres of a bus sto | | |
| , | | more public car parks in | |
| excess of 50 | | more public car parks in | |
| | a District Centre zone) | | 7.84 car bays |
| Minus car parki | | | Nil |
| | | ite parking shortfall (after | 7.84 car bays |
| | | nt factors) that is, 16 car | 7.01 cm onys |
| | 3 | or area for eating house at | |
| | | oss floor area for shop at | |
| | 9 = 7.84 car bays | £ | |
| • . | • | d on-site parking shortfall | |
| Resultant shortfa | | | 0 car bay |

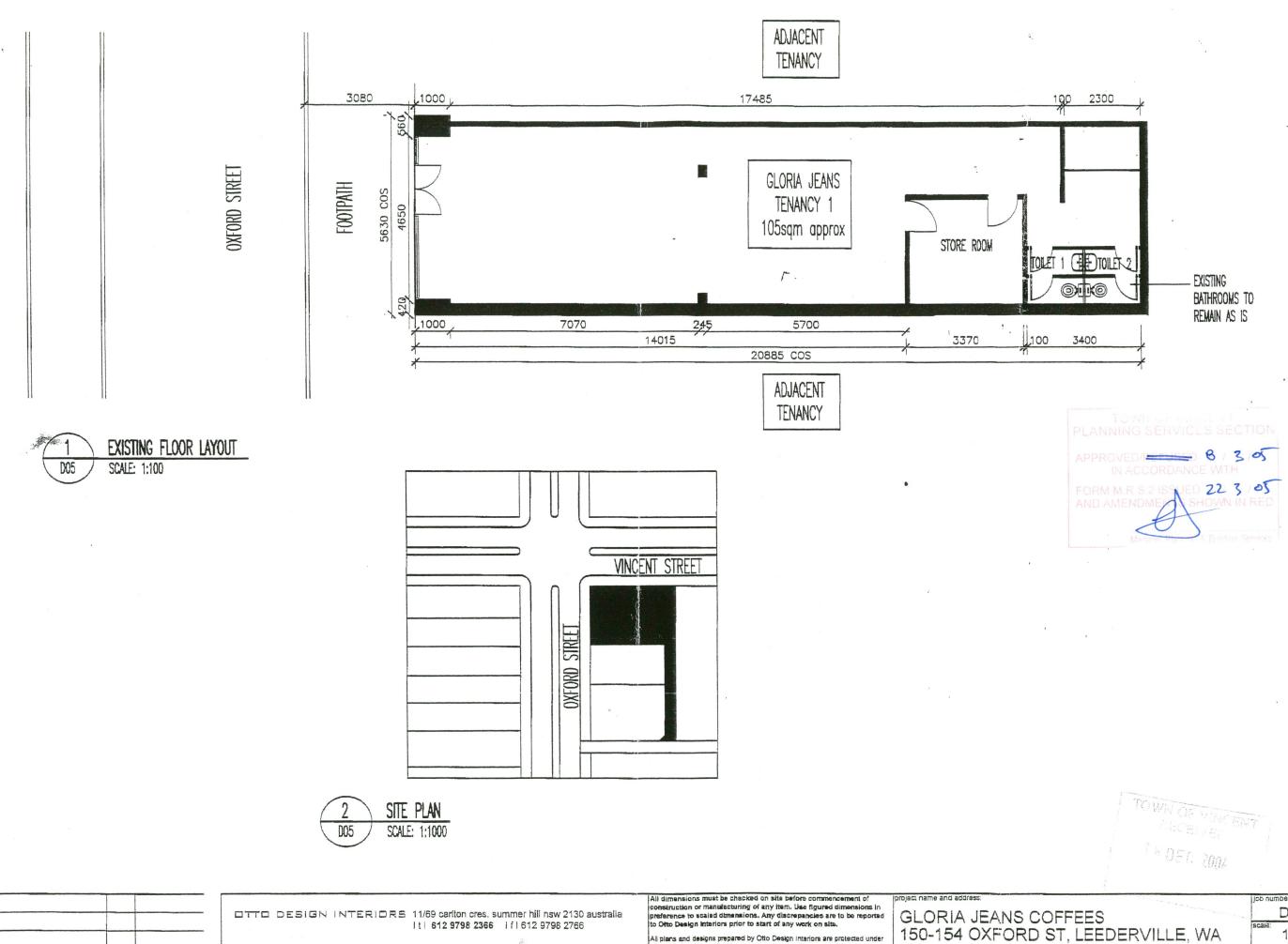
^{*} The plot ratio calculation is provided in accordance with the Notice of Motion (Item 11.1) resolved at the Ordinary Meeting of Council held on 23 March 2004.

COMMENTS:

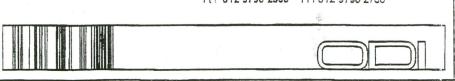
The application did not require to be advertised as an eating house is a "P" use in the District Centre Zone. The application is referred to Council for its consideration and determination.

It is noted that although the internal fit out is a significant change to the existing eating house, there is only an increase of 1.4 square metres of public area from the previously approved eating house. This increase has not impacted on the demand for parking and therefore no parking shortfall is apparent or cash-in-lieu payment required.

In light of the above, the proposal is considered supportable, subject to standard and appropriate conditions to address the above matters.



Approval NB | 18.10.04 descriptions amendment

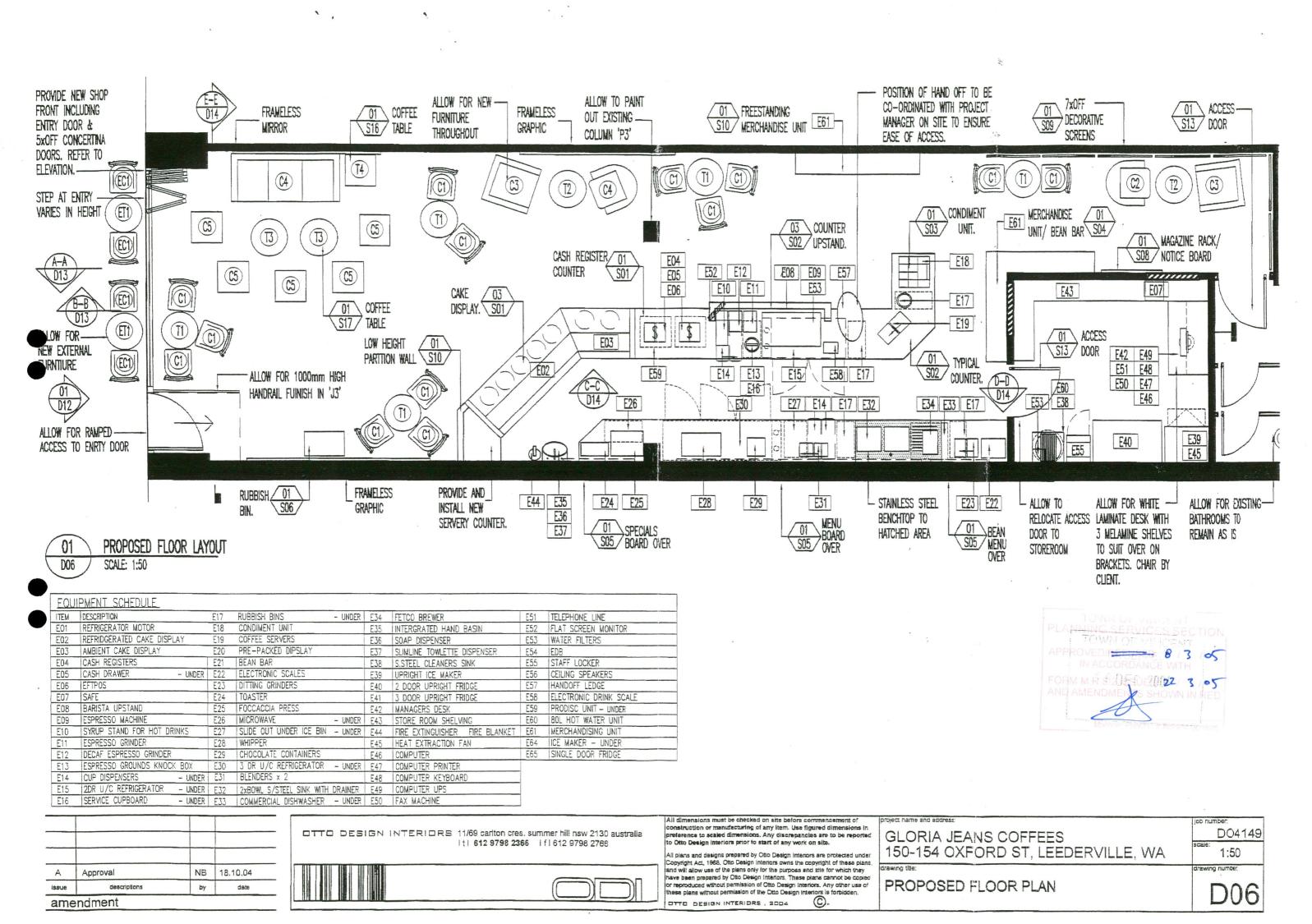


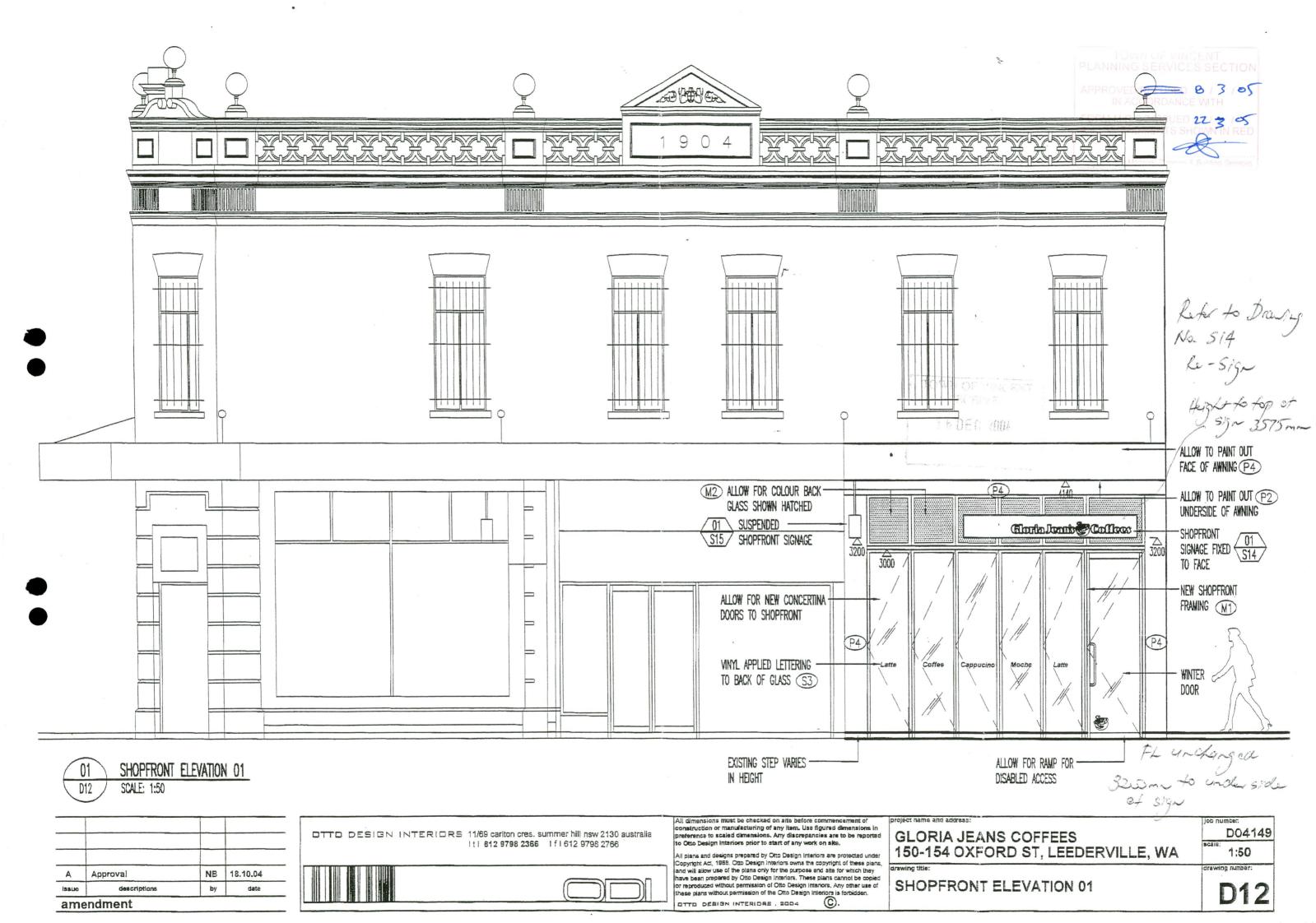
All plans and designs prepared by Otto Design Interiors are protected under Copyright Act, 1988. Otto Design Interiors owns the copyright of these plans, and will allow use of the plans only for the purpose and site for which they have been prepared by Otto Design Interiors. These plans cannot be copied or reproduced without permission of Otto Design Interiors, Any other use of these plans without permission of the Otto Design Interiors is forbidden.

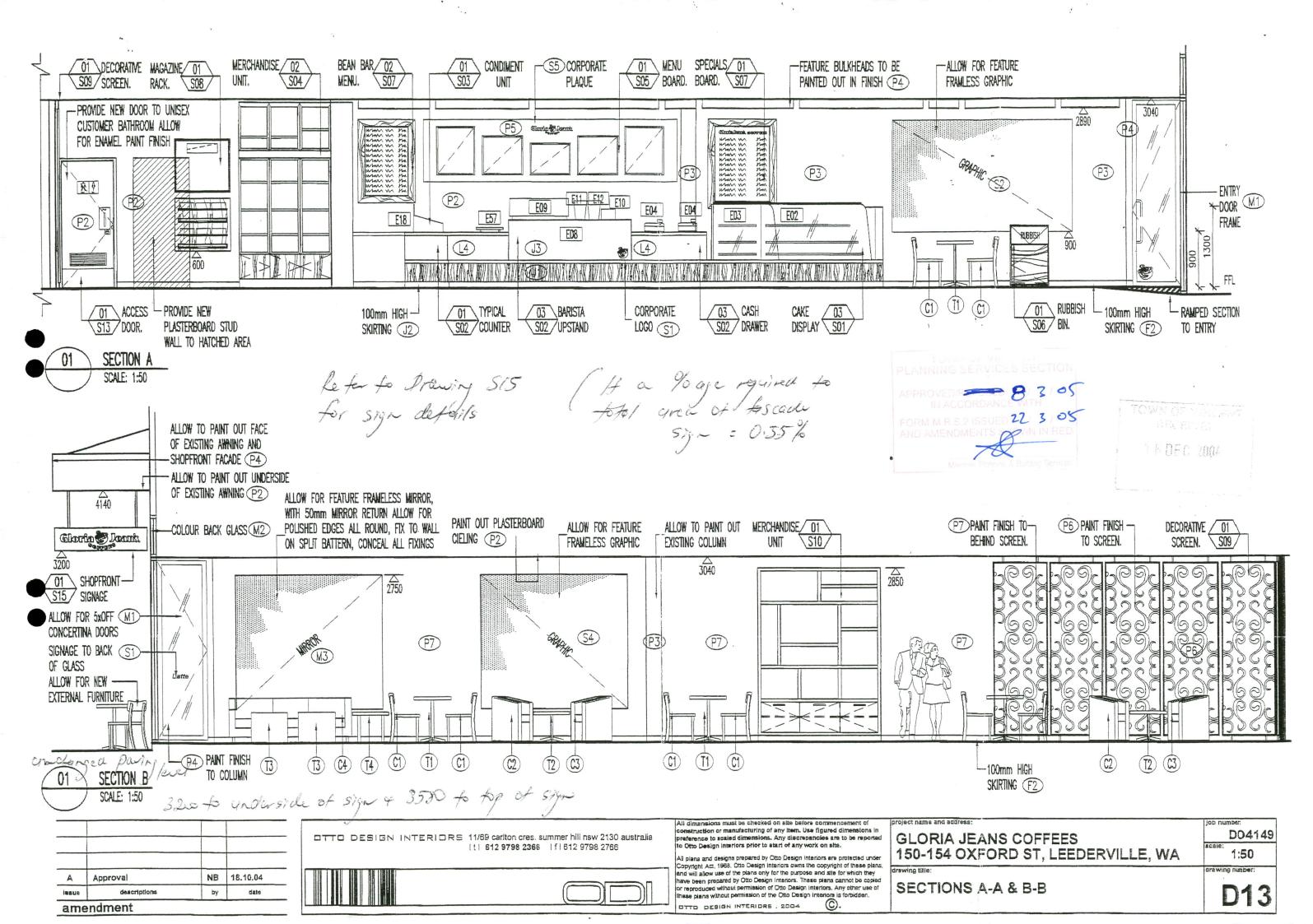
drawing title: **EXISTING FLOOR PLAN**

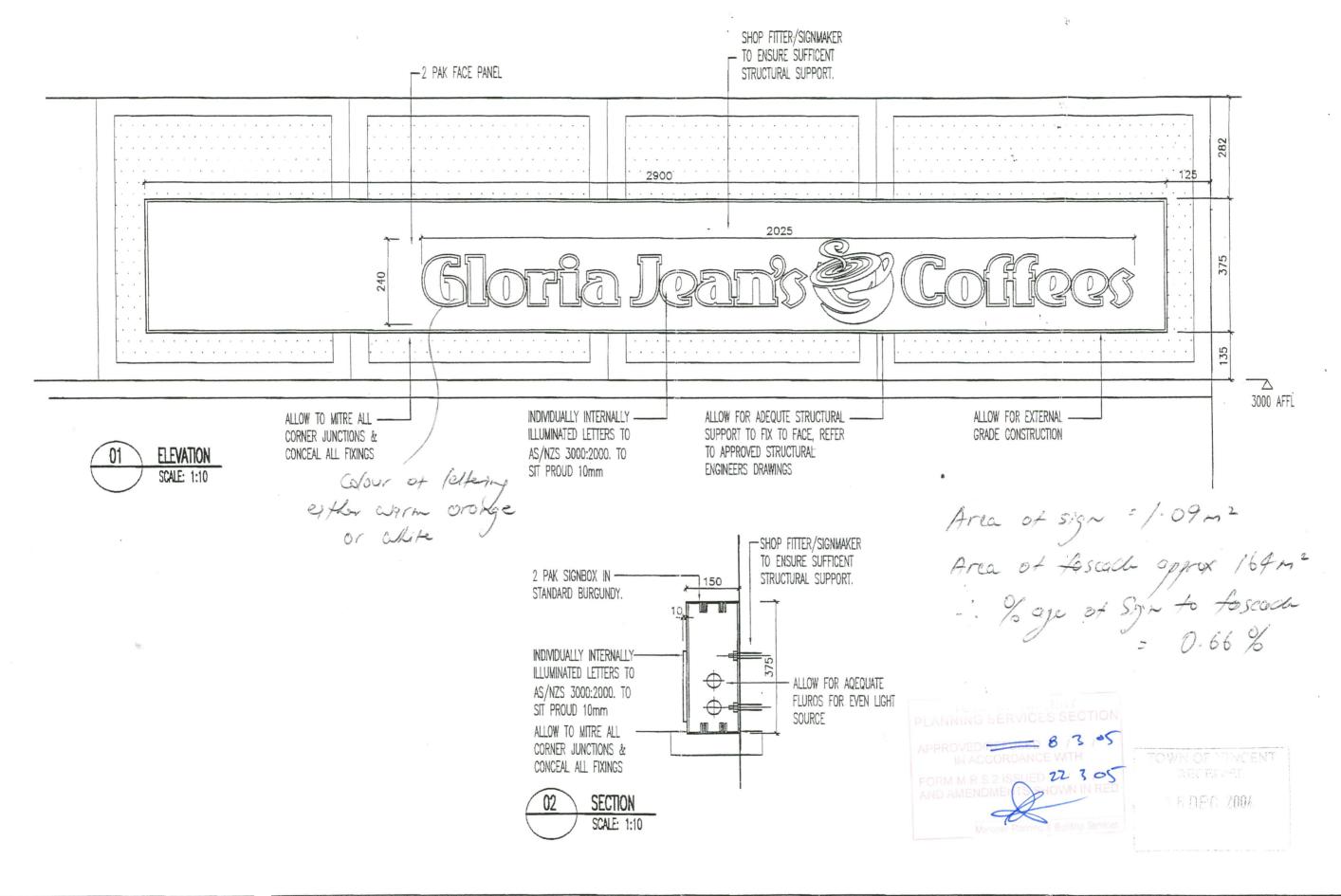
| D04149 | |
|-----------------|--|
| 1:50 | |
| drawing number. | |

D05









NB 18.10.04 Approval descriptions date amendment

iti 612 9798 2366 | f | 612 9798 2766

OTTO DESIGN INTERIORS 11/69 carlton cres, summer hill nsw 2130 australia

All dimensions must be checked on site before commencement of construction or manufacturing of any item. Use figured dimensions in preference to scaled dimensions. Any discrepancies are to be reported to Otto Design Interiors prior to start of any work on site.

All plans and designs prepared by Otto Design Interiors are protected under Copyright Act, 1968. Otto Design Interfors owns the copyright of these plans, and will allow use of the plans only for the purpose and site for which they have been prepared by Otto Design Interiors. These plans cannot be copied or reproduced without permission of Otto Design Interiors. Any other use of these plans without permission of the Otto Design Interiors is forbidden.

OTTO DESIGN INTERIORS , 2004

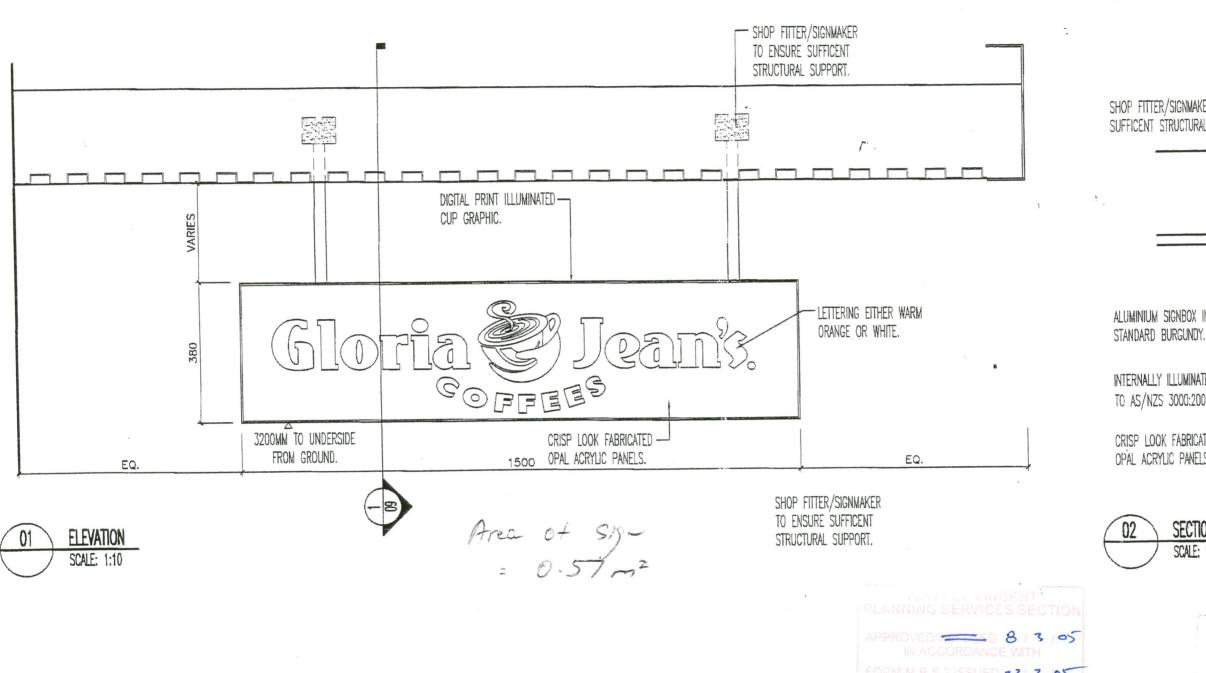
GLORIA JEANS COFFEES 150-154 OXFORD ST, LEEDERVILLE, WA

1:10.

SHOPFRONT SIGNAGE DETAILS

S14

DO4149



SHOP FITTER/SIGNMAKER TO ENSURE -SUFFICENT STRUCTURAL SUPPORT. ALUMINIUM SIGNBOX IN INTERNALLY ILLUMINATED TO AS/NZS 3000:2000. CRISP LOOK FABRICATED OPAL ACRYLIC PANELS. 3200MM TO UNDERSIDE FROM GROUND.

ORM M.R.S.2 ISSUED 22/ 3 /05

1 F DEC 2004

| Α | Approval | NB | 18.10.04 |
|-------|--------------|----|----------|
| issue | descriptions | by | date |

amendment

DESIGN INTER! DRS 11/69 cariton cres. summer hill nsw 2130 australia | t1 612 9798 2366 | f1 612 9798 2766

All dimensions must be checked on site before commencement of construction or manufacturing of any item. Use figured dimensions in preference to scaled dimensions. Any discrepancies are to be reported to Otto Design interiors prior to start of any work on site.

All plans and designs prepared by Otto Design Interiors are protected under Copyright Act, 1988. Otto Design Interiors owns the copyright of these plans, and will allow use of the plans only for the purpose and site for which they have been prepared by Otto Design Interiors. These plans cannot be copied or reproduced without permission of Otto Design Interiors. Any other use of these plans without permission of the Otto Design Interiors is forbidden. DTTO DESIGN INTERIORS , 2004

GLORIA JEANS COFFEES 150-154 OXFORD ST, LEEDERVILLE, WA

DO4149 1:10,1:5

SHOPFRONT SIGNAGE DETAILS

S15