9.1 NO. 109 (LOT: 100; D/P: 43470) PALMERSTON STREET, PERTH - PROPOSED FOUR GROUPED DWELLINGS

Ward: South

Attachments:

- 1. Consultation and Location Plan
- 2. Development Plans 🛣
 - 3. Perspectives 🛣
 - 4. Environmentally Sustainable Design Assessment
 - 5. Context Analysis 🛣
 - 6. Justification Letter
 - 7. Arboricultural Survey
 - 8. Summary of Submissions Administration Response 🖺
 - 9. Summary of Submissions Applicant Response 🖺
 - 10. Streetscape Setback Analysis 🛣
 - 11. Overshadowing Analysis
 - 12. Visual Privacy Analysis 🛣
 - 13. Determination Advice Notes

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the development application for Four Grouped Dwellings at No. 109 (Lot: 100; D/P: 43470) Palmerston Street, Perth in accordance with the plans in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 13:

1. Development Plans

This approval is for Four Grouped Dwellings as shown on the approved plans dated 14 September 2022, 20 October 2022 and 9 November 2022. No other development forms part of this approval;

2. Boundary Walls

The surface finish of boundary walls facing No. 107 Palmerston Street, Perth shall be of a good and clean condition, prior to the occupation or use of the development, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls is to be fully rendered or face brick, or material as otherwise approved, to the satisfaction of the City;

3. External Fixtures

All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive to the satisfaction of the City;

- 4. Colours and Materials
 - 4.1 Prior to first occupation or use of the development, the colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, and thereafter maintained, to the satisfaction of the City; and
 - 4.2 The meter boxes are to be painted the same colour as the wall they are attached so as to not be visually obtrusive, to the satisfaction of the City;
- 5. Landscaping
 - 5.1 Prior to the issue of a Building Permit, a detailed landscape and reticulation plan for the development site and adjoining road verge, to the satisfaction of the City, shall be lodged with and approved by the City. The plan shall be drawn to a scale of 1:100, be generally

in accordance with the landscaping plan dated 14 September 2022 and show the following:

- 5.1.1 The location and type of existing and proposed trees and plants;
- 5.1.2 Areas to be irrigated or reticulated; and
- 5.1.3 The provision of an additional landscaping area containing two trees as marked in red on the approved plans. The tree species are to be consistent with the City's Tree Selection Tool so as to maximise the provision of canopy coverage and to the satisfaction of the City;
- 5.2 All landscaping works shall be undertaken in accordance with the approved plans dated 14 September 2022, as modified in Condition 5.1.3, prior to the occupancy or use of the development and maintained thereafter to the satisfaction of the City; and
- 5.3 No verge trees shall be removed without the prior written approval of the City. Verge trees shall be retained and protected from damage including unauthorised pruning to the satisfaction of the City. Prior to any pruning of verge trees, an arborist report shall be prepared by the landowner and submitted to the City;
- 6. Privacy Screening

Prior to occupancy or use of the development, all privacy screening shown on the approved plans shall be installed and shall be visually impermeable and is to comply in all respects with the visual privacy requirements of the Residential Design Codes, to the satisfaction of the City;

7. Sight Lines

Walls, fences, and other structures truncated or reduced to no higher than 0.75 metres within 1.5 metres of where walls, fences, other structures adjoin vehicle access points where a driveway meets a public street, with the exception of:

- One pier at max width of 0.4 metres x 0.4 metres and 1.8 metres height, with decorative capping permitted to a height of 2.0 metres;
- Infill that provides a clear sight line;
- If a gate is proposed:
 - When closed: a min of 50 percent unobstructed view; or
 - When open: a clear sightline;

unless otherwise approved by the City;

8. Front Fence

Fencing infill panels above the approved solid portions of fence shall be visually permeable in accordance with the Residential Design Codes Volume 1, to the satisfaction of the City;

- 9. Car Parking and Access
 - 9.1 The layout and dimensions of all driveways and parking areas shall be in accordance with AS2890.1;
 - 9.2 All driveways, car parking and manoeuvring areas which form part of this approval shall be sealed, drained, paved and line marked in accordance with the approved plans prior to the first occupation of the development and maintained thereafter by the owner/occupier to the satisfaction of the City;
 - 9.3 No goods or materials being stored, either temporarily or permanently, in the parking or landscape areas or within the access driveways. All goods and materials are to be stored within the buildings or storage areas, where provided;
 - 9.4 The new crossover to Palmerston Street shall be reduced to a maximum width of three

metres to maximise the separation from the existing verge tree; and

9.5 Prior to the first occupation of the development, the redundant or "blind" crossovers shall be removed, the verge area landscaped, and the kerb made good to the City's specifications and to the satisfaction of the City, at the applicant/owner's full expense;

10. Tree Protection

Prior to the issue of a Building Permit a Tree Protection Plan prepared in accordance with Australian Standard AS4970-2009 shall be submitted and approved by the City. The Tree Protection Plan is to include details of the construction methods for works to be undertaken on site to minimise impact on the Moreton Bay Fig situated in Robertson Park and adjacent to the northern boundary of the subject site. The Tree Protection Plan shall include the following details:

- Fencing of the Tree Protection Zone (TPZ) and Structural Root Zone, as defined in the Arboricultural Report stamp dated 8 June 2021, for the duration of works to avoid compaction and root severance;
- Methodology and construction details for site grading, retaining walls and boundary fencing within the TPZ;
- Location and construction methodology for utility trenching to minimise impact on TPZ;
- Soakwells and stormwater pipes within the TPZ to be manually excavated to avoid root severance;
- Construction methodology for footings of Units 3 and 4 within the TPZ to minimise impact on the tree roots; and
- Driveway to be manually compacted;

The recommendations of the Tree Protection Plan shall be implemented and complied with for the duration of the construction of the development, to the satisfaction of the City;

11. Construction Management Plan

A Construction Management Plan shall be lodged with and approved by the City prior to the issue of a Building Permit. This plan is to detail how construction will be managed to minimise disruption in the area and shall include:

- The delivery of and delivery times for materials and equipment to the site;
- Storage of materials and equipment on site;
- Parking arrangements for contractors and sub-contractors;
- The impact on traffic movement;
- Dilapidation report of the nearby properties at No's. 107 and 116 Palmerston Street, Perth;
- Notification to affected land owners; and
- Construction times;

The management plan shall be complied with for the duration of the construction of the development; and

12. Stormwater

All stormwater produced on the subject land shall be retained on site or connected to the City's drainage system at the expense of the applicant/landowner, to the satisfaction of the City.

Moved: Cr Wallace, Seconded: Cr loppolo

That the recommendation be adopted.

AMENDMENT 1

Moved: Cr Hallett, Seconded: Cr Worner

That Condition 4 be deleted and replaced with the following:

- 4. Colours and Materials
- 4.1 Prior to first occupation or use of the development, the colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, and thereafter maintained, to the satisfaction of the City; and
- 4.2 The meter boxes are to be painted the same colour as the wall they are attached so as to not be visually obtrusive, to the satisfaction of the City;
- 4.1 Prior to the issue of a building permit, a schedule detailing the colours, materials and finishes of the development must be submitted to and approved by the City.

The schedule is to include the use of 'San Selmo Reclaimed Bricks' or similar colour for the face brick portions of the development as indicated on the approved plans, to the satisfaction of the City.

The development must be finished and thereafter maintained in accordance with the approved schedule of colours and materials, prior to occupation of the development and to the satisfaction of the City;

REASON:

To ensure that the brick colour and finish used for the development is consistent with the brick work shown in the perspectives.

AMENDMENT CARRIED (8-0)

For: Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Mayor Cole was an apology for the Meeting.)

PROCEDURAL MOTION

DEFERRED

Moved: Cr Wallace, Seconded: Cr Worner

1. That the motion be deferred, to address the following concerns:

The proposed development is inconsistent with the objectives of the Residential Zone under the City of Vincent's Local Planning Scheme No. 2, as the proposal does not result in a design that is compatible with, and that enhances the amenity and character of the residential neighbourhood and streetscape. This is because the proposed development that faces the Palmerston Street frontage does not offer sufficient setbacks or landscaping to reduce impacts of building bulk to the street;

The proposed development does not satisfy relevant design principles of State Planning Policy 7.3 – Residential Design Codes Volume 1 (R Codes) and local housing objectives of the City's Policy 7.1.1 – Built Form (Built Form Policy), including:

a) Clause 5.1 of the Built Form Policy and Clause 5.1.2 of the R Codes in relation to Street Setbacks. The development is not set back from the street sufficiently to contribute to, or be consistent with, the established streetscape. The proposed setback from the street results in a building bulk and scale that is not consistent with, and does not contribute to the established streetscape and would adversely affect the amenity of the neighbouring property;

- b) Clause 5.1.3 of the R Codes in relation to Lot Boundary Setbacks. The proposed development would adversely affect the amenity of the neighbouring property at No. 107 Palmerston Street because it would not maintain adequate access to direct sun into buildings and open spaces, and the proposed development has not been appropriately set back from the south western lot boundary nor designed to reduce the impacts of building bulk and scale;
- c) Clause 5.3.2 of the R Codes in relation to Landscaping. The proposed street setback would result in reduced landscaping opportunities within the street setback area. The resultant landscaping does not contribute to the appearance and amenity of the development for residents or positively contribute to the streetscape;
- d) Clause 5.3 of the Built Form Policy and Clause 5.1.6 of the R Codes in relation to Building Height. The proposed building height would contribute towards adversely affecting the amenity of the neighbouring property as outlined in Reason 2b; and
- e) Clause 5.4.2 of the R Codes in relation to Solar Access for Adjoining Sites. The development has not been appropriately designed to protect the neighbouring property's (No. 107 Palmerston Street) access to direct sunlight to outdoor living areas and major openings, and would adversely affect the amenity of the neighbouring property; and
- 2. Having regard to the reasons above, the proposed development:
 - a) Is not physically compatible with its setting nor with the adjoining development (Clause 67(2)(m) of the Deemed Provisions in Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015);* and
 - b) Would have an adverse and detrimental impact on the amenity and character of the locality (Clause 67(2)(n) of the Deemed Provisions in Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015.*

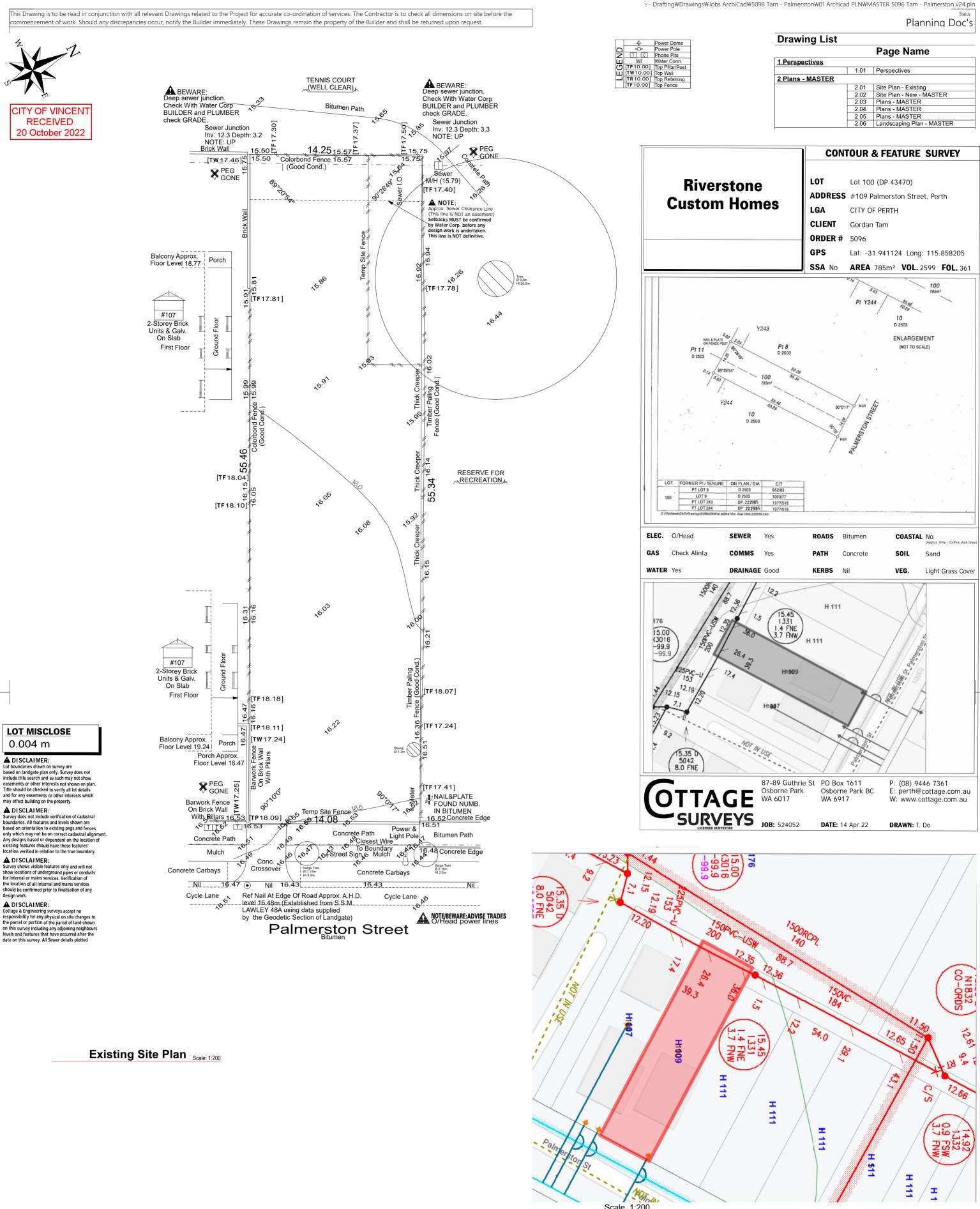
The application to be returned to Council no later than 90 days from today.

CARRIED (5-3)

For: Cr Gontaszewski, Cr Alexander, Cr Loden, Cr Worner and Cr Wallace

Against: Cr Castle, Cr Hallett and Cr loppolo

(Mayor Cole was an apology for the Meeting.)



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Lot boundaries drawn on survey are based on landgate plan only. Survey does not include title search and as such may not show easements or other interests not shown on plan

A DISCLAIMER:

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A DISCLAIMER:

Survey shows visible features only and will not show locations of underground pipes or conduits for internal or mains services. Verification of the location of all internal and mains services should be confirmed prior to finalisation of any design work.

A DISCLAIMER:

Cottage & Engineering surveys accept no responsibility for any physical on site changes to the parcel or portion of the parcel of land shown on this survey including any adjoining neighbours levels and features that have occurred after the date on this survey. All Sewer details plotted

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	524052	GPS	Lat: -31.9	41124 Long:	115.858205	ROADS	Bitumen	ELEC.	O/Head		
CLIENT	Gordan Tam	ORDER #	5096			KERBS	Nil	COMMS.	Yes		
ADDRESS	#109 Palmerston Street	LOT	Lot 100 (D	P 43470)		FOOTPATH	Concrete	WATER	Yes		
VA 6917 SUBURB	Perth					SOIL	Sand	GAS	Check Alinta	а	
	CITY OF PERTH	AREA	785m ²	VOL. 2599	FOL. 361	DRAINAGE	Good	SEWER	Yes		
	T. Do	DATE	14 Apr 22		SSA No	VEGETATION	Light Grass Cover	COASTAL	No	(Approximate Confirm With S	e Only Shire)
	CLIENT ADDRESS VA 6917 SUBURB 1 .com.au	CLIENT Gordan Tam ADDRESS #109 Palmerston Street VA 6917 SUBURB Perth 1 LGA CITY OF PERTH	CLIENT Gordan Tam ORDER # ADDRESS #109 Palmerston Street LOT VA 6917 SUBURB Perth 1 LGA CITY OF PERTH AREA	CLIENT Gordan Tam ORDER # 5096 ADDRESS #109 Palmerston Street LOT Lot 100 (D VA 6917 SUBURB Perth LGA CITY OF PERTH AREA 785m ²	CLIENT Gordan Tam ORDER # 5096 ADDRESS #109 Palmerston Street LOT Lot 100 (DP 43470) VA 6917 SUBURB Perth 1 LGA CITY OF PERTH AREA 785m² VOL. 2599	CLIENT Gordan Tam ORDER # 5096 ADDRESS #109 Palmerston Street LOT Lot 100 (DP 43470) VA 6917 SUBURB Perth 1 LGA CITY OF PERTH AREA 785m² VOL. 2599 FOL. 361	CLIENT Gordan Tam ORDER # 5096 KERBS ADDRESS #109 Palmerston Street LOT Lot 100 (DP 43470) FOOTPATH VA 6917 SUBURB Perth SOIL 1 LGA CITY OF PERTH AREA 785m ² VOL. 2599 FOL. 361 DRAINAGE	A 6017 CLIENT Gordan Tam ORDER # 5096 KERBS Nil ADDRESS #109 Palmerston Street LOT Lot 100 (DP 43470) FOOTPATH Concrete VA 6917 SUBURB Perth Soil Sand 1 LGA CITY OF PERTH AREA 785m² VOL. 2599 FOL. 361 DRAINAGE Good	A 6017 CLIENT Gordan Tam ORDER # 5096 KERBS Nil COMMS. ADDRESS #109 Palmerston Street LOT Lot 100 (DP 43470) FOOTPATH Concrete WATER VA 6917 SUBURB Perth Soil Sand GAS 1 LGA CITY OF PERTH AREA 785m² VOL. 2599 FOL. 361 DRAINAGE Good SEWER	A 6017 CLIENT Gordan Tam ORDER # 5096 KERBS Nil COMMS. Yes ADDRESS #109 Palmerston Street LOT Lot 100 (DP 43470) F00TPATH Concrete WATER Yes VA 6917 SUBURB Perth Soil Sand GAS Check Alint 1 LGA CITY OF PERTH AREA 785m² VOL. 2599 FOL. 361 DRAINAGE Good SEWER Yes	CLIENT Gordan Tam ORDER # 5096 KERBS Nil COMMS. Yes ADDRESS #109 Palmerston Street LOT Lot 100 (DP 43470) FOOTPATH Concrete WATER Yes VA 6917 SUBURB Perth SOIL Sand GAS Check Alinta 1 LGA CITY OF PERTH AREA 785m² VOL. 2599 FOL. 361 DRAINAGE Good SEWER Yes



A: Suite 44 Cottesloe Central Shopping Centre, 460 Stirling Highway, Peppermint Grove, WA 6011 : 08 9284 4866 F: 08 9284 6144 E: reception@riverstone.com.au W: www.riverstone.com.au © Copyright. This drawing and design is copyright and may not be reproduced or copied in whole or in part without the express written permission of Riverstone Custom Homes.

Tam-Palmerston ST Lot 100, (#109), Palmerston St

Perth, WA 6000

Local Authority City of Vincent S.McChesney |Plot Date: 19/10/2022 at 4:59 PM

Scale 1:200

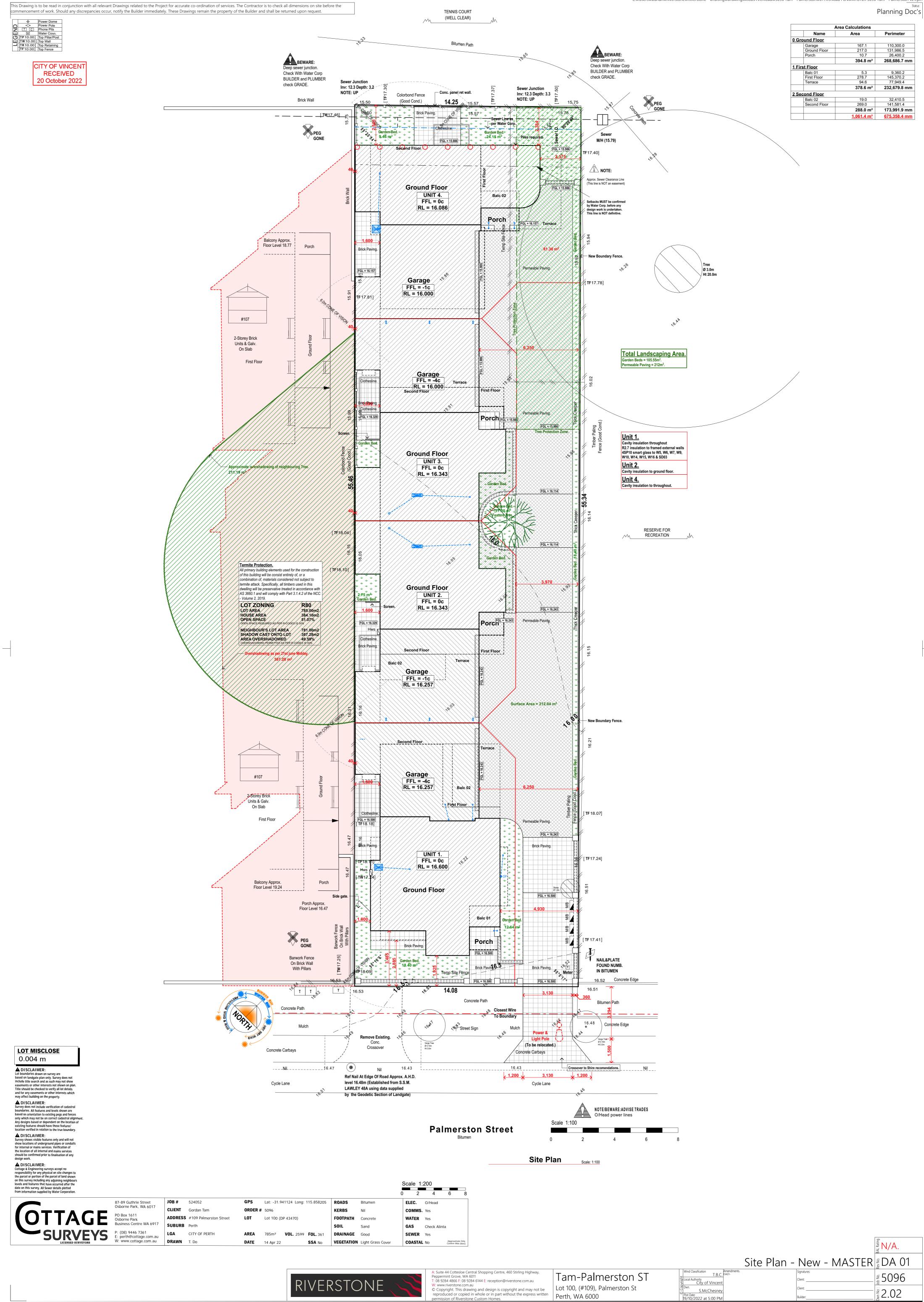
Wind Classification

Amendments. T.B.C. PA01-

	BAL Rating.
Site Plan - Existing	
Signatures: Client:	<u>§</u> 5096
Client:Builder:	^N 2.01

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Perth, WA 6000

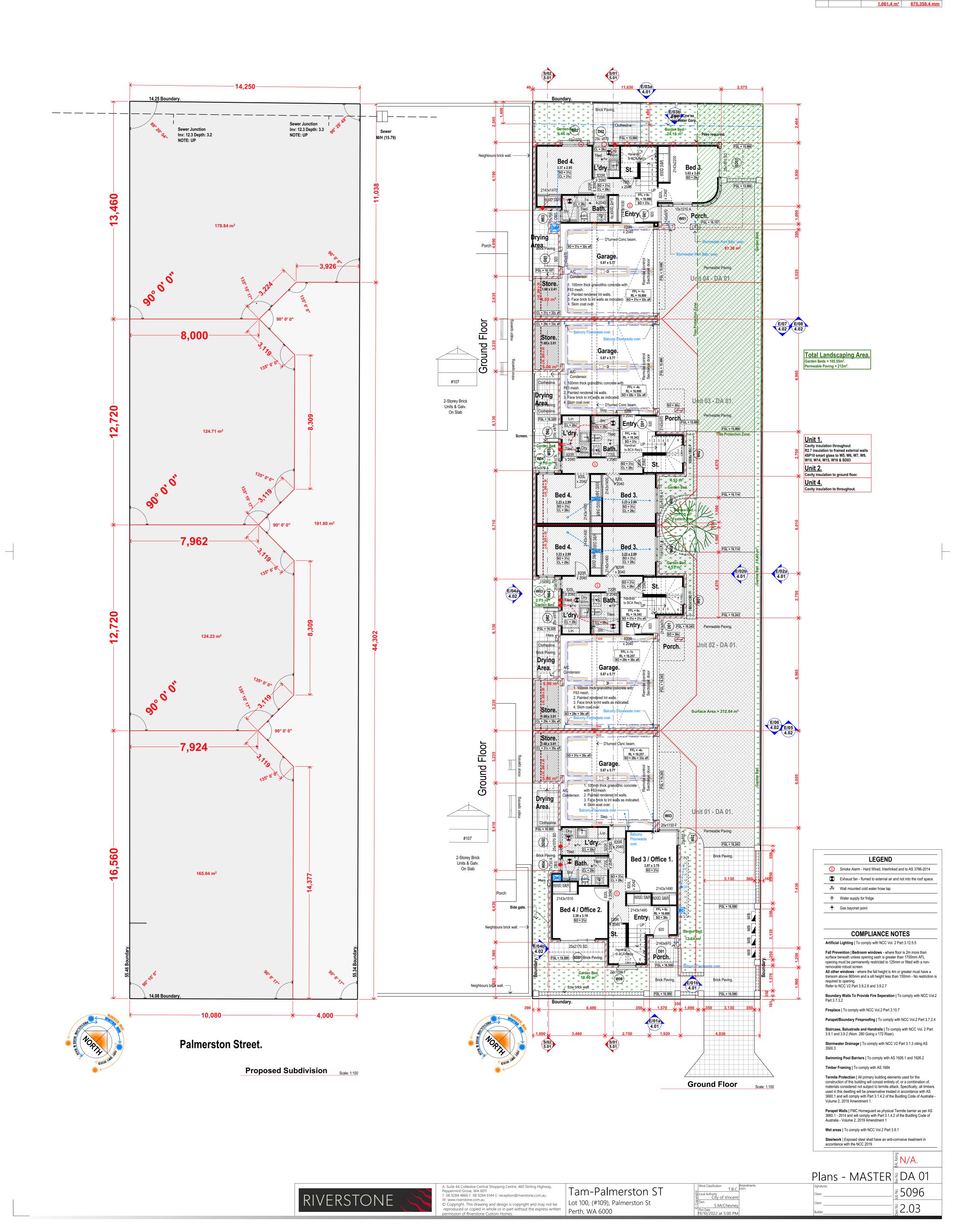
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Planning Doc's

This Drawing is to be read in conjunction with all relevant Drawings related to the Project for accurate co-ordination of services. The Contractor is to check all dimensions on site before the commencement of work. Should any discrepancies occur, notify the Builder immediately. These Drawings remain the property of the Builder and shall be returned upon request.

	Area Calculations	
Name	Area	Perimeter
0 Ground Floor		
Garage	167.1	110,300.0
Ground Floor	217.0	131,986.5
Porch	10.7	26,400.2
	394.8 m ²	268,686.7 m
1 First Floor		
Balc 01	5.3	9,360.2
First Floor	278.7	145,370.2
Terrace	94.6	77,949.4
	378.6 m ²	232,679.8 m
2 Second Floor		
Balc 02	19.0	32,410.5
Second Floor	269.0	141,581.4
	288.0 m ²	173,991.9 m



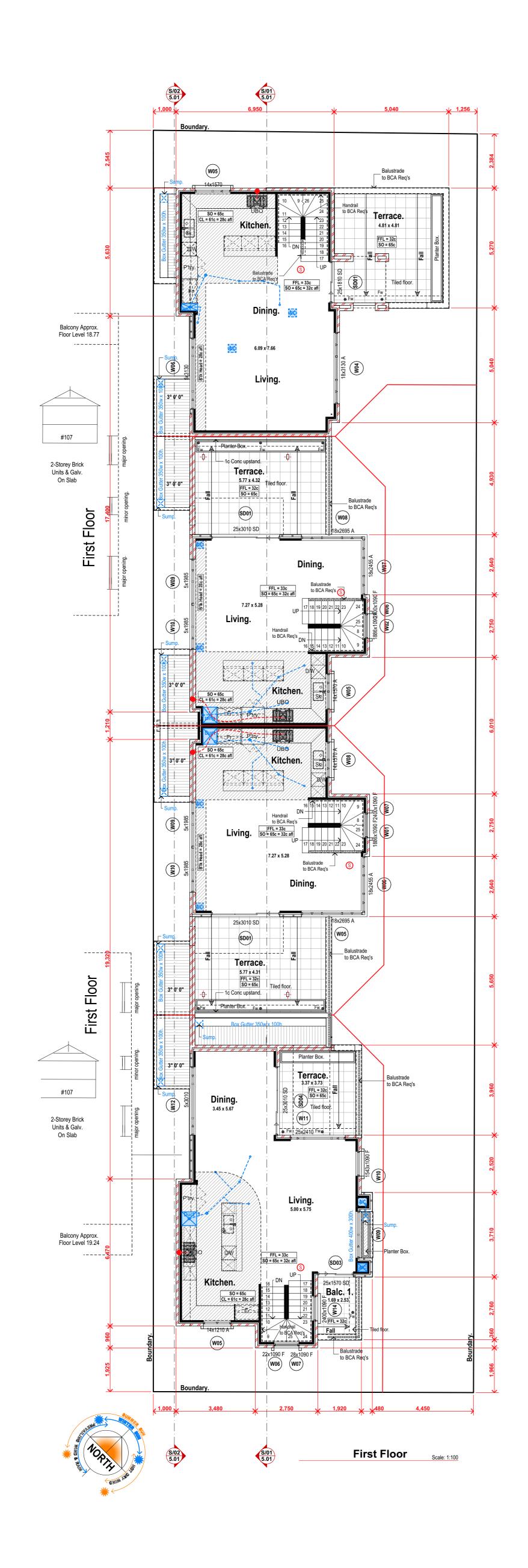


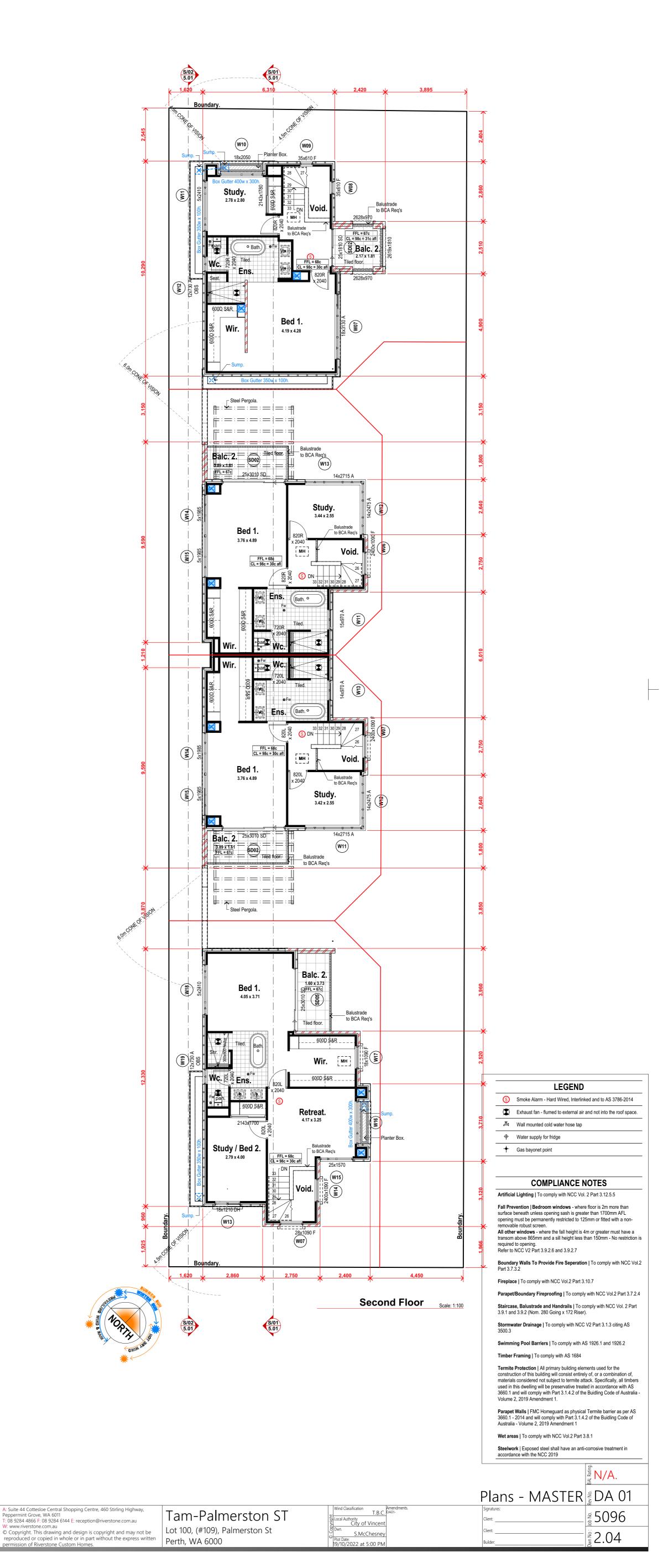
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CITY OF VINCENT RECEIVED 20 October 2022

Planning Doc's

Α	rea Calculations	
Name	Area	Perimeter
0 Ground Floor		
Garage	167.1	110,300.0
Ground Floor	217.0	131,986.5
Porch	10.7	26,400.2
	394.8 m²	268,686.7 mn
1 First Floor		
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	378.6 m²	232,679.8 mn
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Balc 02	19.0	32,410.5
Second Floor	269.0	141,581.4
	288.0 m ²	173,991.9 mn
	<u>1,061.4 m²</u>	675,358.4 mm







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Planning Doc's

Status



	LEGEND
S	Smoke Alarm - Hard Wired, Interlinked and to AS 3786-2014
	Exhaust fan - flumed to external air and not into the roof space.
冯	Wall mounted cold water hose tap
Ф	Water oursely for fridge

 Ψ water supply for indge + Gas bayonet point

COMPLIANCE NOTES

Artificial Lighting | To comply with NCC Vol. 2 Part 3.12.5.5

Fall Prevention | Bedroom windows - where floor is 2m more than surface beneath unless opening sash is greater than 1700mm AFL opening must be permanently restricted to 125mm or fitted with a nonremovable robust screen. All other windows - where the fall height is 4m or greater must have a transom above 865mm and a sill height less than 150mm - No restriction is required to opening. Refer to NCC V2 Part 3.9.2.6 and 3.9.2.7

Boundary Walls To Provide Fire Seperation | To comply with NCC Vol.2 Part 3.7.3.2

Fireplace | To comply with NCC Vol.2 Part 3.10.7

Parapet/Boundary Fireproofing | To comply with NCC Vol.2 Part 3.7.2.4

Staircase, Balustrade and Handrails | To comply with NCC Vol. 2 Part 3.9.1 and 3.9.2 (Nom. 280 Going x 172 Riser).

Stormwater Drainage | To comply with NCC V2 Part 3.1.3 citing AS 3500.3

Swimming Pool Barriers | To comply with AS 1926.1 and 1926.2

Timber Framing | To comply with AS 1684

Termite Protection | All primary building elements used for the construction of this building will consist entirely of, or a combination of, materials considered not subject to termite attack. Specifically, all timbers used in this dwelling will be preservative treated in accordance with AS 3660.1 and will comply with Part 3.1.4.2 of the Building Code of Australia - Volume 2, 2019 Amendment 1.

Parapet Walls | FMC Homeguard as physical Termite barrier as per AS 3660.1 - 2014 and will comply with Part 3.1.4.2 of the Building Code of Australia - Volume 2, 2019 Amendment 1

Wet areas | To comply with NCC Vol.2 Part 3.8.1

Steelwork | Exposed steel shall have an anti-corrosive treatment in accordance with the NCC 2019

BAL Rating

Plans - MASTER DA 01

Signatures: Client:	≟ 5096
Client:	 ≥ 2 ∩ ⊑
Builder	z 2.05

Amendments. T.B.C. DA01-

Vind Classification

Local Authority City of Vincent

S.McChesney Plot Date: 9/11/2022 at 12:55 PM

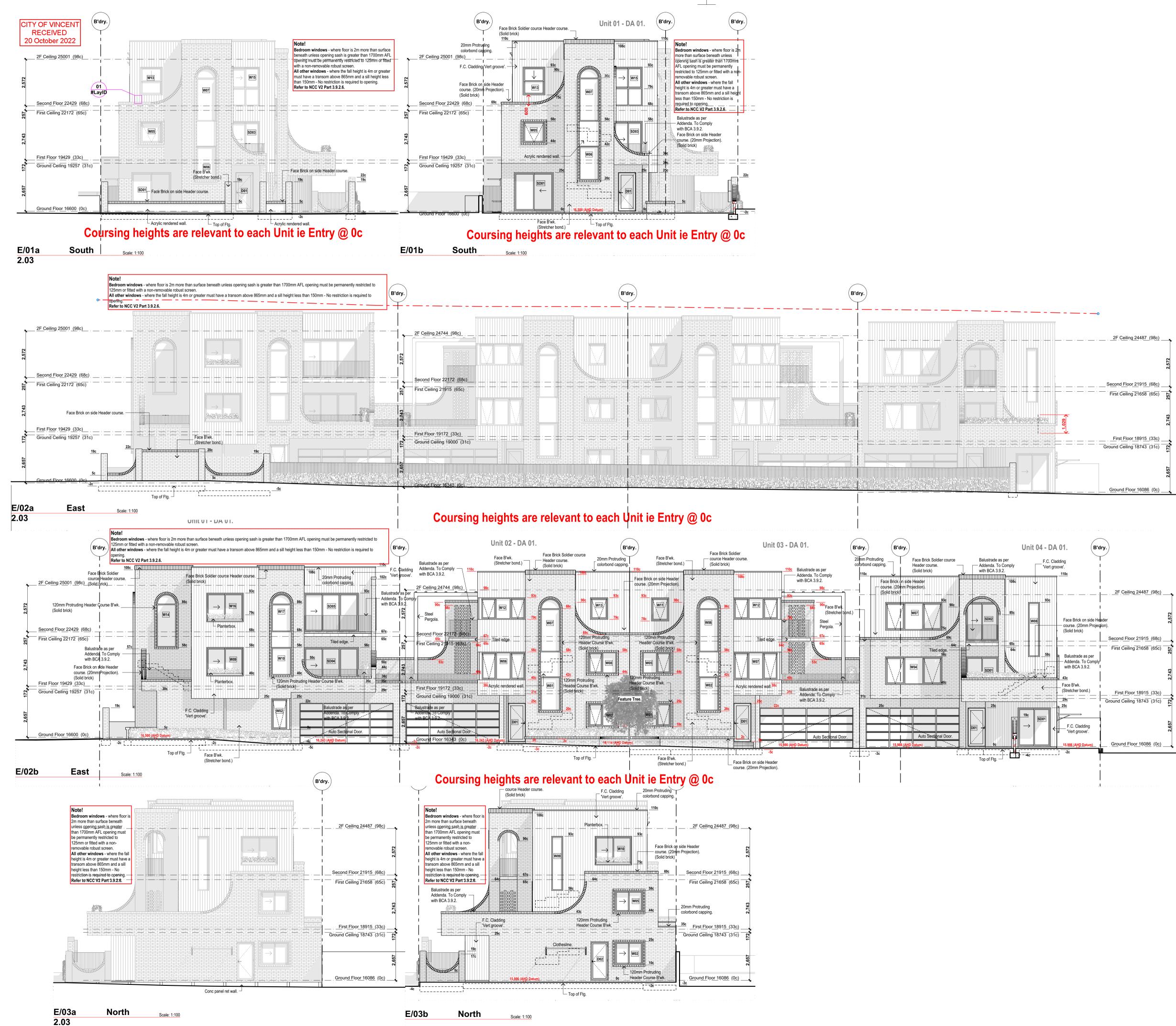
Tam-Palmerston ST

Lot 100, (#109), Palmerston St

Perth, WA 6000



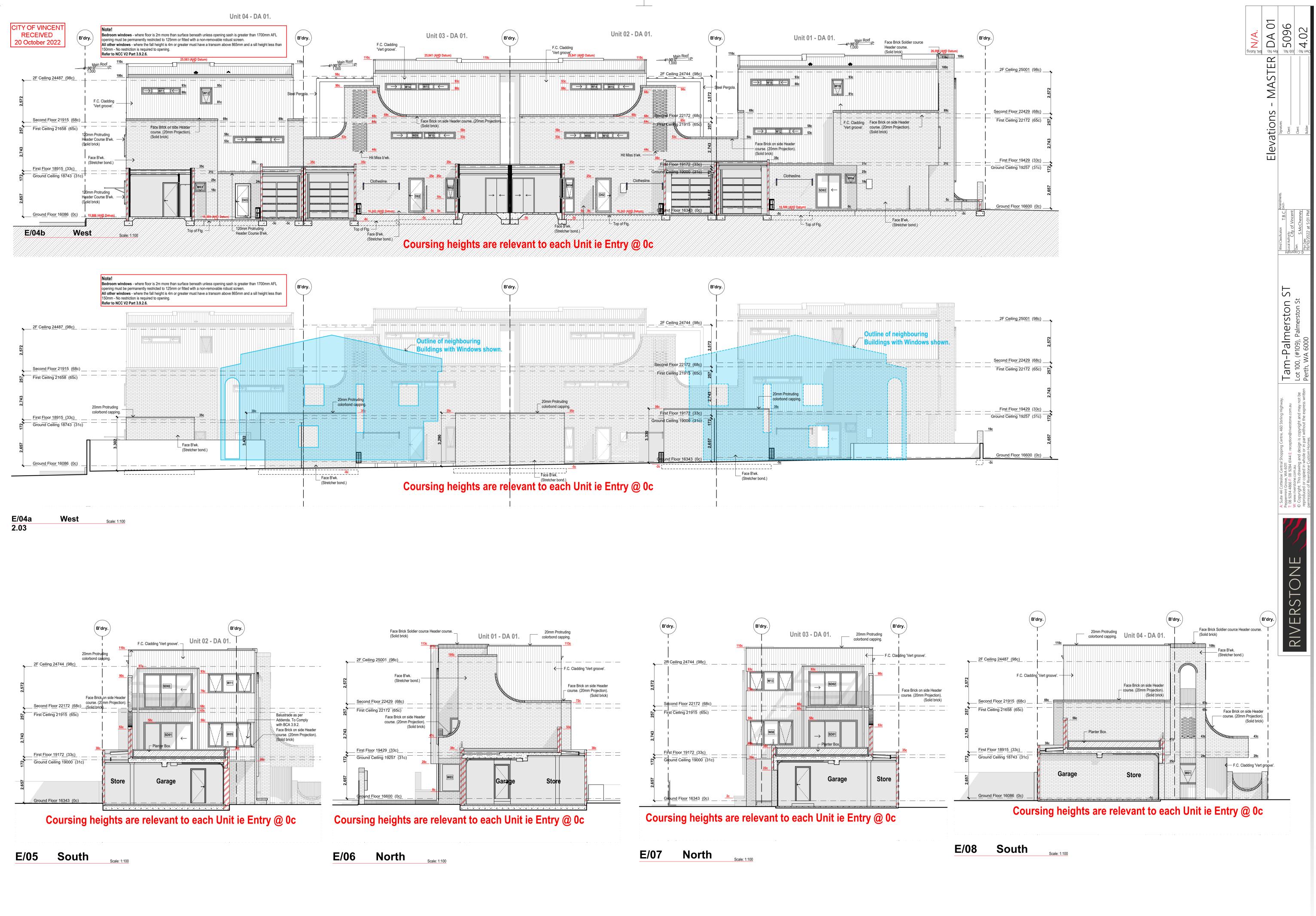
: www.riverstone.com.au

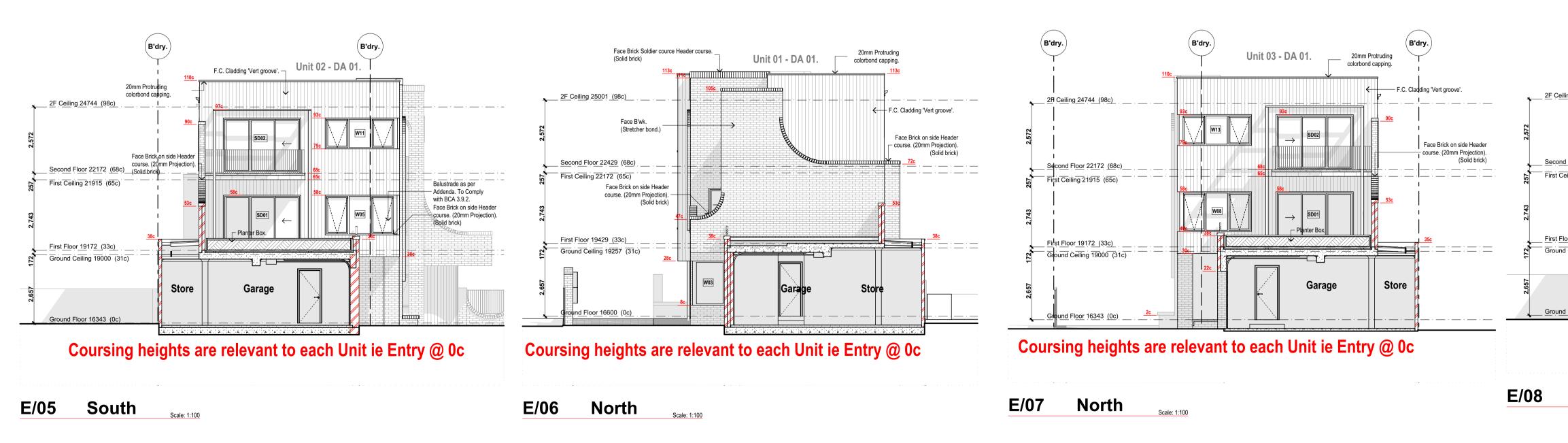


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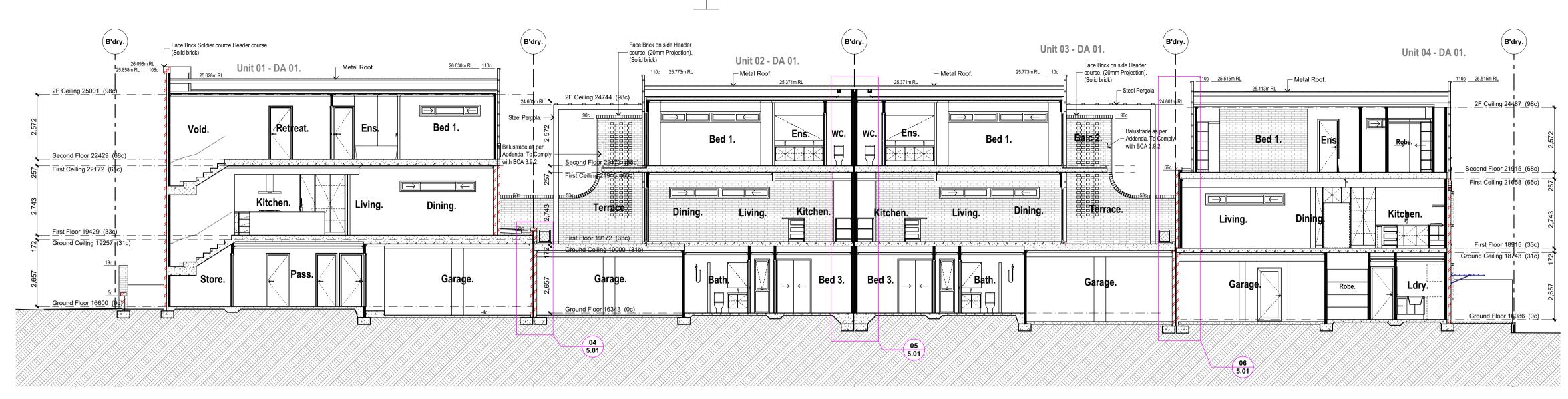


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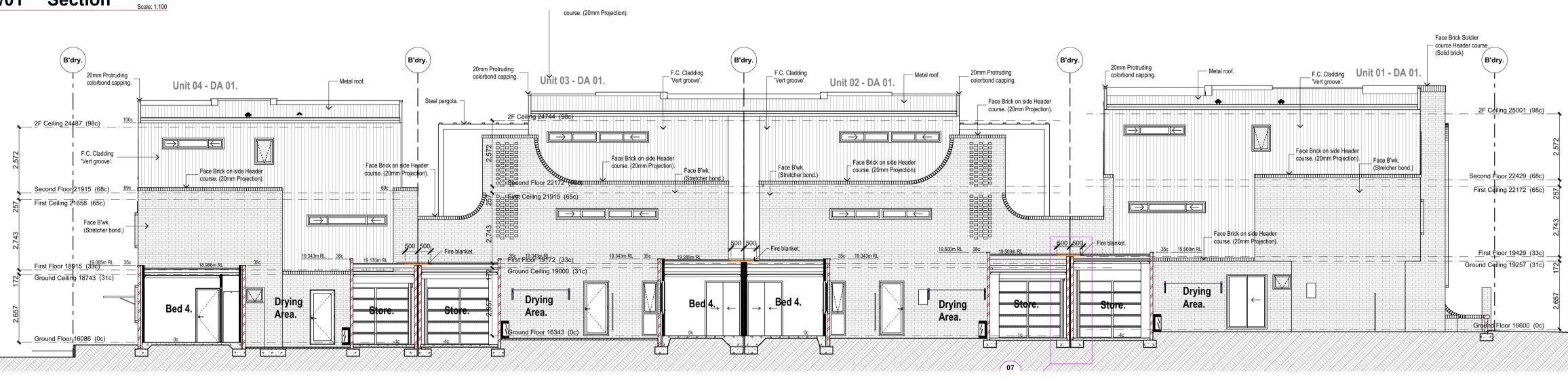
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Tam-Palmerston ST Lot 100, (#109), Palmerston St Perth, WA 6000

Sections



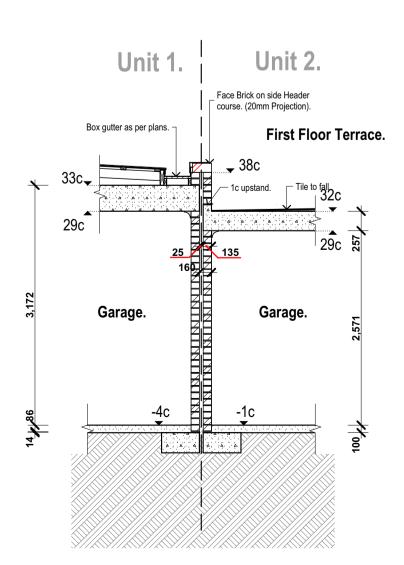


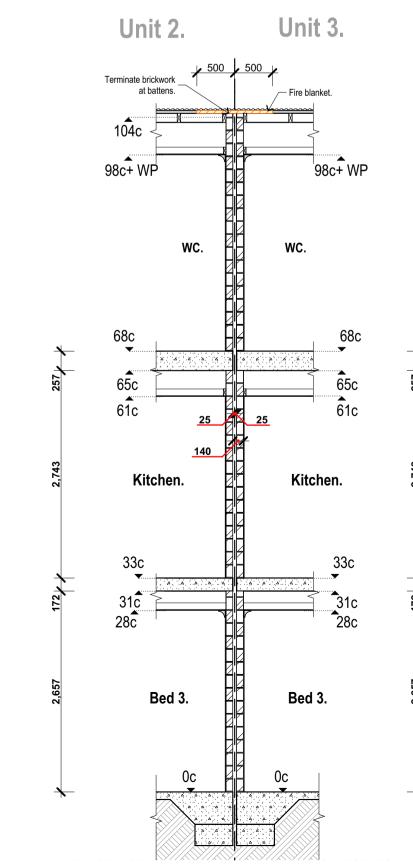


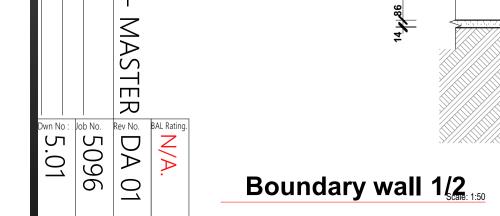
S/02 Section

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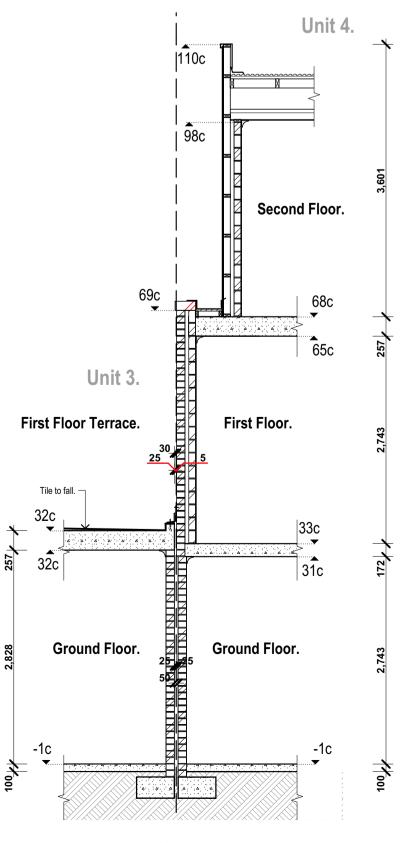
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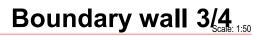


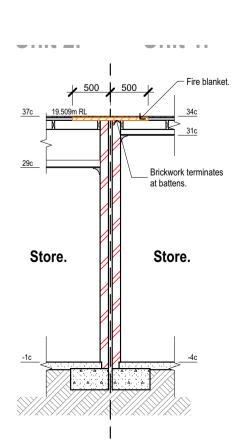




Boundary wall 2/3







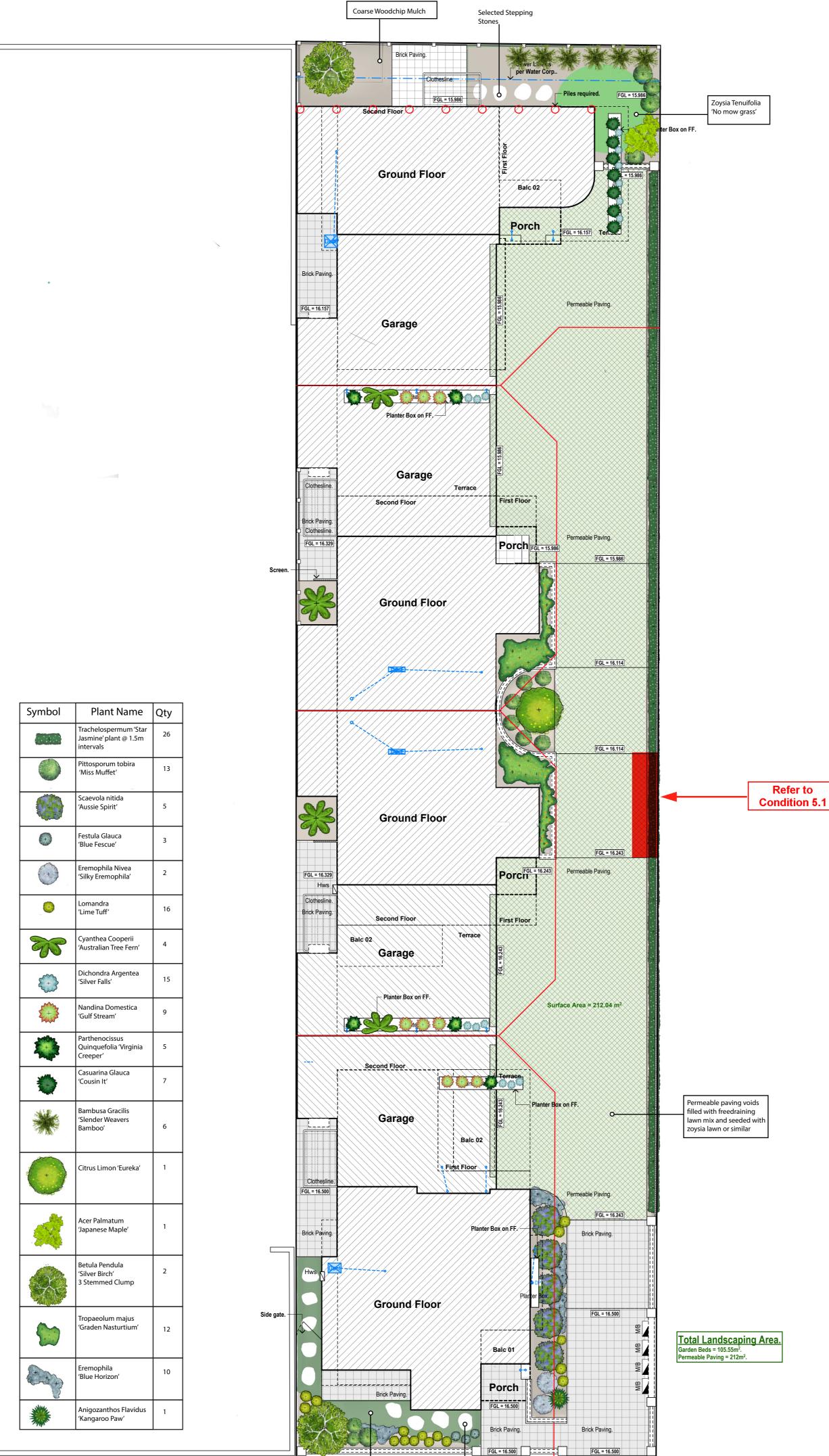
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Store Boundary Wall 1/2

This Drawing is to be read in conjunction with all relevant Drawings related to the Project for accurate co-ordination of services. The Contractor is to check all dimensions on site before the commencement of work. Should any discrepancies occur, notify the Builder immediately. These Drawings remain the property of the Builder and shall be returned upon request.

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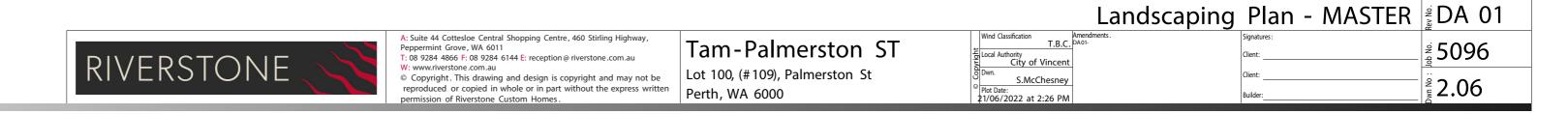


CITY OF VINCENT RECEIVED 14 September 2022

Symbol	Plant Name	Qty
	Trachelospermum 'Star Jasmine' plant @ 1.5m intervals	26
	Pittosporum tobira 'Miss Muffet'	13
	Scaevola nitida 'Aussie Spirit'	5
Ð	Festula Glauca 'Blue Fescue'	3
(+)	Eremophila Nivea 'Silky Eremophila'	2
	Lomandra 'Lime Tuff'	16
R	Cyanthea Cooperii 'Australian Tree Fern'	4
+	Dichondra Argentea 'Silver Falls'	15
	Nandina Domestica 'Gulf Stream'	9
	Parthenocissus Quinquefolia 'Virginia Creeper'	5
	Casuarina Glauca 'Cousin It'	7
*	Bambusa Gracilis 'Slender Weavers Bamboo'	6
+	Citrus Limon 'Eureka'	1
	Acer Palmatum 'Japanese Maple'	1
	Betula Pendula 'Silver Birch' 3 Stemmed Clump	2
	Tropaeolum majus 'Graden Nasturtium'	12
	Eremophila 'Blue Horizon'	10
***	Anigozanthos Flavidus 'Kangaroo Paw'	1



1 Landscaping Plan



BAL Rating.