

PLANNING AND DEVELOPMENT ACT 2005

RESOLUTION TO PREPARE AMENDMENT TO LOCAL PLANNING SCHEME

CITY OF JOONDALUP

DISTRICT PLANNING SCHEME NO. 2 – AMENDMENT NO. 88

Resolved that the local government pursuant to section 75 of the *Planning and Development Act 2005*, amend the above Local Planning Scheme by amending the residential density code for the area bounded by Mitchell Freeway, Davallia Road, Beach Road and Warwick Road, Duncraig, from R20/40 and R20/60 to R20/30.

The Amendment is Complex under the provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015* for the reason that it is not consistent with the *City of Joondalup Local Housing Strategy*.

DATED THIS 27TH DAY OF JUNE 2017

CHIEF EXECUTIVE OFFICER

PLANNING AND DEVELOPMENT ACT 2005

CITY OF JOONDALUP

DISTRICT PLANNING SCHEME NO. 2 – AMENDMENT NO. 88

The City of Joondalup under and by virtue of the powers conferred upon it in that behalf by Part 5 of the *Planning and Development Act 2005* hereby amends the above Local Planning Scheme by

1. Amending the residential density code of the area bounded by Mitchell Freeway, Davallia Road, Beach Road and Warwick Road, Duncraig, from R20/40 and R20/60 to R20/30.
2. Amending the scheme map accordingly.

PLANNING AND DEVELOPMENT ACT 2005

CITY OF JOONDALUP

DISTRICT PLANNING SCHEME NO. 2 – AMENDMENT NO. 88

SCHEME AMENDMENT REPORT

BACKGROUND

Special Electors Meeting

As requested by electors of the City of Joondalup, a Special Meeting of Electors was held on Monday, 24 April 2017 in accordance with the provisions of the *Local Government Act 1995*. The purpose of the meeting was to discuss the following matter:

“To request the City of Joondalup to initiate a review of its Local Housing Strategy (LHS) and an associated amendment to District Planning Scheme No. 2 to change the density coding of lots within Housing Opportunity Area 1, that are currently coded R20/R60, to a density coding of no higher than R20/R30.”

The following motion, in part, was carried at the Special Electors Meeting:

“Motion 1

...that Council:

1. *urgently works with the Western Australian Planning Commission and the Department of Planning to amend the R Coding to R20/30 in Housing Opportunity Area 1 bounded by Mitchell Freeway to the East, Davallia Road to the West, Beach Road to the South and Warwick Road to the North;...”*

The *Local Government Act 1995* requires all decisions made at an electors meeting to be referred to Council for consideration. Council at its meeting held on 16 May 2017 resolved, in part, as follows:

- “1 *NOTES the minutes of the Special Meeting of Electors held on Monday, 24 April 2017 forming Attachment 1 to Report CJ078-05/17;*
- 2 *in relation to Motion No. 1 carried at the Special Meeting of Electors SUPPORTS initiating and amendment to District Planning Scheme No. 2 to reduce the density coding of properties in Housing Opportunity Area 1, bounded by the Mitchell Freeway to the East, Davallia Road to the West, Beach Road to the South and Warwick Road to the North, from R20/R40 and R20/R60 to R20/R30;...”*

DETAILS

This amendment to District Planning Scheme No. 2 has been prepared in accordance with Council’s resolution of 16 May 2017. In accordance with the *Planning and Development (Local Planning Schemes) Regulations 2015* (the Regulations), the proposed amendment is

a 'complex amendment' as the proposal is not consistent with the City of Joondalup *Local Housing Strategy*.

RESOLUTION TO AMEND

Adopted by resolution of the Council of the City of Joondalup at the meeting of the Council held on the **27th** day of **June 2017**.

MAYOR

CHIEF EXECUTIVE OFFICER

ADOPTION

Adopted for final approval by resolution of the City of Joondalup at the Meeting of the Council held on the _____ day of _____ 20 _____ and the Common Seal of the City of Joondalup was affixed by the authority of a resolution of Council in the presence of:

MAYOR

CHIEF EXECUTIVE OFFICER

WAPC RECOMMENDED/SUBMITTED FOR FINAL APPROVAL

DELEGATED UNDER s16 OF THE *PLANNING AND DEVELOPMENT ACT 2005*

DATE _____

APPROVAL GRANTED

MINISTER FOR PLANNING
S87 OF THE *PLANNING AND DEVELOPMENT ACT 2005*

DATE _____