



## Metro Outer Development Assessment Panel Minutes

**Meeting Date and Time:** Thursday, 15 August 2024; 9.30am  
**Meeting Number:** MODAP/30  
**Meeting Venue:** 140 William Street, Perth

A recording of the meeting is available via the following link: [MODAP/30 – 15 August 2024 – City of Cockburn](#)

### **PART A – INTRODUCTION**

1. Opening of Meeting, Welcome and Acknowledgement
2. Apologies
3. Members on Leave of Absence
4. Noting of Minutes

### **PART B – CITY OF COCKBURN**

1. Declaration of Due Consideration
2. Disclosure of Interests
3. Form 1 DAP Applications
4. Form 2 DAP Applications
  - 4.1 9043, 9053, and 305 Whadjuk Drive, Hammond Park – Hammond Park Neighbourhood Centre – DAP/23/02556
5. Section 31 SAT Reconsiderations

### **PART C – OTHER BUSINESS**

1. State Administrative Tribunal Applications and Supreme Court Appeals
2. General Business
3. Meeting Closure

**Eugene Koltasz**  
Presiding Member, Metro Outer DAP



<b>Attendance</b>	
<i>Specialist DAP Members</i>	<i>DAP Secretariat</i>
Eugene Koltasz (Presiding Member)	Claire Ortlepp
Gabriela Poezyn (Deputy Presiding Member)	Ashlee Kelly
Lee O'Donohue	
<i>Part B – City of Cockburn</i>	
<i>Local Government DAP Members</i>	<i>Officers in Attendance</i>
Cr Tom Widenbar	Tanya Wasley
Cr Tarun Dewan	Riley Brown
	Lucia Dunstan

**Eugene Koltasz**  
Presiding Member, Metro Outer DAP



<b>Applicant and Submitters</b>
<i>Part B – City of Cockburn</i>
Kris Kennedy (Aigle Royal Group) Matthew Pears (Aigle Royal Group)

**Members of the Public / Media**

Nil.

**Observers via livestream**

There was 1 person observing the meeting via the livestream.

**Eugene Koltasz**  
Presiding Member, Metro Outer DAP



## PART A – INTRODUCTION

### 1. Opening of Meeting, Welcome and Acknowledgement

The Presiding Member declared the meeting open at 9:32am on 15 August 2024 and acknowledged the traditional owners and paid respect to Elders past and present of the land on which the meeting was being held.

The Presiding Member announced the meeting would be run in accordance with the DAP Standing Orders 2024 under the *Planning and Development (Development Assessment Panels) Regulations 2011*.

#### 1.1 Announcements by Presiding Member

The Presiding Member advised that panel members may refer to technical devices, such as phones and laptops, throughout the meeting to assist them in considering the information before them.

The meeting was recorded and livestreamed on the DAP website in accordance with regulation 40(2A) of the *Planning and Development (Development Assessment Panels) Regulations 2011*. Members were reminded to announce their name and title prior to speaking.

### 2. Apologies

Nil.

### 3. Members on Leave of Absence

Nil.

### 4. Noting of Minutes

DAP members noted that signed minutes of previous meetings are available on the [DAP website](#).

**Eugene Koltasz**  
Presiding Member, Metro Outer DAP



## PART B – CITY OF COCKBURN

### 1. Declaration of Due Consideration

All members declared that they had duly considered the documents contained within Part B of the Agenda and Part B of the Related Information.

### 2. Disclosure of Interests

Nil.

### 3. Form 1 DAP Applications

Nil.

### 4. Form 2 DAP Applications

#### 4.1 9043, 9053, and 305 Whadjuk Drive, Hammond Park – Hammond Park Neighbourhood Centre – DAP/23/02556

#### Deputations and Presentations

Kris Kennedy (Aigle Royal Group) addressed the DAP in support of the recommendation for the application at Item 4.1.

### REPORT RECOMMENDATION

**Moved by:** Cr Tom Widenbar

**Seconded by:** Cr Tarun Dewan

That the Metro Outer DAP resolves to:

1. **Accept** that the DAP Application reference DAP/23/02556 as detailed on the DAP Form 2 dated 20 June 2024 is appropriate for consideration in accordance with regulation 17 of the *Planning and Development (Development Assessment Panels) Regulations 2011*;
2. **Approve** DAP Application reference DAP/23/02556 and accompanying plans (dated May 2024) in accordance with Clause 68 of Schedule 2 (Deemed Provisions) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, and the provisions of Clause 3.4.2 of the City of Cockburn Town Planning Scheme No. 3, for the proposed minor amendment to the approved Hammond Park Neighbourhood Centre at 9043, 9053, and 305 Whadjuk Drive, subject to the following conditions:

#### New Conditions

1. This approval varies the previous approval DAP/23/02556 issued on 14 December 2023 to the extent of the works shown on the development plans hereby approved only. The conditions of DAP/23/02556 remain valid and continue to have effect.

**Eugene Koltasz**  
Presiding Member, Metro Outer DAP



**The Report Recommendation was put and CARRIED UNANIMOUSLY.**

**REASON:** The Panel considered that the proposed variations to the approved plans were minor and are consistent with the Local Development Plan and would enhance the functionality of the shopping centre.

The minor reduction in the number of parking bays is not considered significant to affect the overall parking provision for the shopping centre.

**5. Section 31 SAT Reconsiderations**

Nil.

A handwritten signature in black ink that reads "Eugene Koltasz".

**Eugene Koltasz**  
Presiding Member, Metro Outer DAP



## PART C – OTHER BUSINESS

### 1. State Administrative Tribunal Applications and Supreme Court Appeals

The DAP noted the status of the following State Administrative Tribunal Applications and Supreme Court Appeals:

Current SAT Applications				
File No. & SAT DR No.	LG Name	Property Location	Application Description	Date Lodged
DR193/2023 DAP/23/02545	Shire of Serpentine Jarrahdale	Lot 218 (No.575) Abernethy Road, Oakford	Proposed Educational Establishment	19/12/2023
DR94/2024 DAP/23/02623	City of Cockburn	Lot 9501 Gaebler Road, Hammond Park	Mixed Use Commercial Development	27/06/2024

The Presiding Member noted the following Supreme Court Appeal –

Current Supreme Court Appeals				
File No.	LG Name	Property Location	Application Description	Date Lodged
DAP/23/02496 CIV 2251 of 2023	City of Swan	Lot 2 & 67 (No.163) and Lot 18 (No.159) James Street, Guildford	Proposed redevelopment of Vaudeville Theatre	03/11/2023

### 2. General Business

The Presiding Member announced that in accordance with Section 7.3 of the DAP Standing Orders 2024 a DAP member must not publicly comment on any action or determination of a DAP.

### 3. Meeting Closure

There being no further business, the Presiding Member declared the meeting closed at 9:37am.

**Eugene Koltasz**  
Presiding Member, Metro Outer DAP