



## PROPOSED AMENDMENTS / RESOLUTIONS AT COMMITTEE OR COUNCIL MEETINGS

<b>Name of Officer:</b>	Manager Strategic Urban Planning
<b>Date of Meeting:</b>	21 July 2020
<b>Meeting of the:</b>	Ordinary Meeting of the Council
<b>Item No.</b>	P20/3860
<b>Title of Item:</b>	P20/3860 - REQUEST FOR SCHEME AMENDMENT – MARSHALL ROAD LOCAL CENTRE, MYAREE

### PROPOSED OFFICER AMENDMENT:

**Insert new Part 2 to Recommendation (and renumbering of existing parts 2 and 3):**

**2. The amendment is a “standard” amendment under the provisions of the Planning and Development (Local Planning Schemes) Regulations 2015 for the following reasons:**

- a) The amendment is consistent with the City’s Local Planning Strategy and the Centre C4 zone of Local Planning Scheme 6;**
- b) The scope of the amendment is limited to the subject site**
- c) The amendment does not result in any significant environmental, social, economic or governance impacts on land in the scheme area.**
- d) The amendment satisfies the definition of a standard amendment and does not reflect the characteristics of a complex or basic amendment.**

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### REASONS:

The legislation relating to the consideration of a scheme amendment identifies three different types of scheme amendments – basic, standard and complex. The classification is then used to determine the assessment process for the amendment.

The characteristics of the three categories of scheme amendment and the assessment process for each are summarized below:

Amendment Category	Characteristics	Assessment Process (Summary)
Basic	An administrative change to fix an error or to reflect a change required to provide consistency with other legislation.	<ul style="list-style-type: none"> <li>• Local government resolves to prepare/progress the amendment.</li> <li>• No advertising required.</li> <li>• Following referral to environmental agencies, local government forwards the amendment directly to the WAPC/Minister for a decision.</li> </ul>
Standard	A typical scheme amendment that involves changes that are consistent with the local planning strategy and consistent the objectives of the zone and/or structure plan for the land. Standard amendments do not result in significant environmental, social, economic or governance impacts on land in the scheme area.	<ul style="list-style-type: none"> <li>• Local government resolves to prepare/progress the amendment.</li> <li>• Following referral of the amendment to environmental agencies, the local government advertises the amendment for 42 days.</li> <li>• At the completion of advertising the local government considers any submission received and forwards a recommendation to the WAPC. WAPC then provides a recommendation to the Minister.</li> </ul>
Complex	Amendments that are not consistent with the local planning strategy and/or are of a scale or nature that will have a significant impact on land in the scheme area.	<ul style="list-style-type: none"> <li>• Local government resolves to prepare/progress the amendment.</li> <li>• Amendment is forwarded to WAPC for consideration of suitability to advertise.</li> <li>• Following referral of the amendment to environmental agencies, the local government advertises the amendment for 60 days.</li> <li>• At the completion of advertising the local government considers any submission received and forwards a recommendation to the WAPC. WAPC then provides a recommendation to the Minister.</li> </ul>

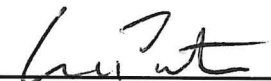


The Planning and Development (Local Planning Schemes) Regulations 2015 require the Council to identify the category of amendment when deciding to progress a proposed scheme amendment. The current Officer resolution has omitted that requirement.

The proposed part 2 of the recommendation responds to this requirement, identifying the scheme amendment as a "standard amendment".

It is noted that the classification of the amendment will ultimately be reviewed by the WAPC and if the amendment were to be determined to be a complex amendment then the WAPC would require further advertising. Similarly, the applicant can request that the WAPC review the classification of the amendment if the applicant considers the classification of the amendment by the local government to be inappropriate.

The scheme amendment proposed in this item meets the definition of a standard amendment. Inclusion of a new part 2 in the recommendation identifying this classification will ensure the proposal responds to the legislative requirements.

SIGNATURE: 

**\*\* Please circulate to all Members of the Council, preferably a few days prior to the meeting, or on the night, and pass a copy of this form to the officer recording the minutes of the meeting. \*\***

