



Heritage Advisory Committee

Minutes

12 December 2018

Committee Terms of Reference

The Heritage Advisory Committee is to provide heritage advice on:

- City-owned heritage assets*
- strategic and statutory planning instruments*
- promotion and education of heritage*
- enhancement of economic development and tourism opportunities*
- matters raised by the general community*

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Heritage Advisory Committee

Minutes

12 December 2018

Members of the public to note that recommendations made by this committee are not final and will be subject to adoption (or otherwise) at a future meeting of the Bunbury City Council.

Committee Members:

Member Name	Representing
Cr Brendan Kelly	City of Bunbury
Cr Tresslyn Smith	City of Bunbury
Mrs Del Ambrosius	Community
Mr Bernhard Bischoff	Community
Mr Morris Johnston	Community
Mr Kent Lyon	Community
Mr Raymond Parks	Community
Mr Peter Suckling	Community

Support Staff:

Name	Title
Ms Lacey Brown	Strategic Planning Officer (Heritage)
Ms Cassandra Keir (Minutes)	Executive Assistant to Director Planning and Development Services

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1. Declaration of Opening

The presiding member declared the meeting open at 4.05pm.

2. Disclaimer

Not applicable to this committee.

3. Announcements from the Presiding Member

Nil

4. Attendances

4.1 Apologies

Thor Farnworth
Bernhard Bischoff
Cassandra Keir

4.2 Approved Leave of Absence

Nil

5. Declaration of Interest

IMPORTANT: Committee members to complete a “Disclosure of Interest” form for each item on the agenda in which they wish to disclose a financial/proximity/impartiality interest. They should give the form to the Presiding Member <u>before</u> the meeting commences. After the meeting, the form is to be forwarded to the Administration Services Section for inclusion in the Corporate Financial Disclosures Register.
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Mr Lyon declared a financial interest in item 10.4 (6) #5 Charles Street

Mr Suckling declared a financial interest in Item 10.4 (6) #5 Charles Street

6. Public Question Time

Not applicable

7. Confirmation of Minutes

Committee Decision: **Moved: Mr Lyon** **Seconded: Mr Parks**

The minutes of the Heritage Advisory Committee Meeting held on 10 October 2018, are confirmed as a true and accurate record.

CARRIED UNANIMOUSLY

8. Petitions, Presentations and Deputations

8.1 Petitions

Nil

8.2 Presentations

Apology from Mr Thor Farnworth regarding Item 10.2 (conflict with CBD Revitalisation Workshop/Forum). Lacey Brown will present findings to date at today's meeting and Mr Farnworth will present ELT recommendation when finalised.

8.3 Deputations

Nil

9. Method of Dealing with Agenda Business

Items were discussed and voted on in the order they appeared on the agenda.

10. Reports

10.1 Tree Protection Orders

File Ref:	A03335
Applicant/Proponent:	Heritage Advisory Committee
Responsible Officer:	Lacey Brown, Strategic Planning Officer (Heritage)
Responsible Manager:	Thor Farnworth, Manager Sustainability, Planning and Development
Executive:	Gary Barbour, Director Planning and Development Services
Authority/Discretion	<input type="checkbox"/> Advocacy <input type="checkbox"/> Review <input type="checkbox"/> Executive/Strategic <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Legislative <input checked="" type="checkbox"/> Information Purposes
Attachments:	Nil

Summary

The purpose of this report is to update the Heritage Advisory Committee on the status of Tree Protection Order list and Local Planning Policy.

Executive Recommendation

That the Heritage Advisory Committee note the update on the status of Tree Protection Order Register and associated policy.

Strategic Relevance

- Theme 1: Our community and culture
Goal: A safe, healthy and cohesive community, with a rich cultural life, and supportive social environment.
Objective 1.4 Arts, culture, heritage and events that enrich our understanding and enjoyment of life, celebrate our identity and bring the community together.

Background

The City recognises the importance of safeguarding the present and long term future of our trees and acknowledges the social and cultural significance that some trees represent to members of the community. The identification, protection and management of significant trees has been identified as a matter of consideration in the City of Bunbury and a Significant Tree Register (2000) was drafted to reflect this.

Officer Comments

The local government has a vital role in conserving trees and are able to utilise a number of different tools to achieve this. Clause 46 Tree Preservation Orders of the new Local Planning Scheme 8 provides one such mechanism to protect significant trees that are either individual trees, a group of trees or an area which contains trees within the City of Bunbury.

Tree Preservation Orders (TPOs) allows the City to serve a notice to a landholder requiring them to preserve a significant tree or group of trees under Part 5 of the *Planning and Development Act 2005*.

A Tree Preservation Order can be made by the local government, having due regard to –

- (a) the historical, cultural heritage or ecological significance of a tree;
- (b) the amenity or aesthetic quality of a tree;
- (c) the rarity of a tree;
- (d) any other characteristic which in the opinion of the local government makes the tree worthy of preservation;
- (e) the advice of any responsible public authority; and
- (f) any submissions received.

In accordance with clause 46(5) of the Scheme, the City is required to keep a Register of Tree Preservation Orders. The purpose of the Tree Preservation Register ('the Register') is to assist the City to identify and recognise the importance of significant trees within the urban area to enable an increased level of protection for such specimens. Individual trees or groups of trees that are approved for conservation are listed on the Register and are thus protected against possible clearing and/or excessive pruning. The Register will also ensure a high standard of care to enable their health and survival. Trees can then only be removed with development approval through the scheme.

Officers are currently scoping arrangements for the preparation of a Register of Tree Preservation Orders. A review of the draft Significant Tree Register is a starting point for this process.

Analysis of Financial and Budget Implications

There are no financial or budget implications for the City of Bunbury associated with this report as it is for the purpose of noting. There may be financial and budget implications with future recommendations.

Community Consultation

Community members are consulted through the Heritage Advisory Committee and key community stakeholders.

Councillor/Officer Consultation

Councillor members are consulted through the Heritage Advisory Committee.

Outcome of Meeting

Discussion regarding the Draft Significant Tree Register, protection of trees on heritage places and criteria for tree preservation orders was conducted. The Committee requested that information be provided on an approximate timeframe on the Register of Tree Preservation Orders.

The recommendation was moved by Mr Suckling and seconded by Mr Lyon and was carried unanimously.

Committee Decision:

Moved: Mr Suckling

Seconded: Mr Lyon

That the Heritage Advisory Committee note the update on the status of Tree Protection Order Register and associated policy.

10.2 Bunbury Place Naming

File Ref:	A03335
Applicant/Proponent:	Heritage Advisory Committee
Responsible Officer:	Lacey Brown, Strategic Planning Officer (Heritage)
Responsible Manager:	Thor Farnworth, Manager Sustainability, Planning and Development
Executive:	Gary Barbour, Director Planning and Development Services
Authority/Discretion	<input type="checkbox"/> Advocacy <input type="checkbox"/> Review <input type="checkbox"/> Executive/Strategic <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Legislative <input checked="" type="checkbox"/> Information Purposes
Attachments:	Nil

Summary

The purpose of this report is to provide information on the status of the Bunbury Place Naming Project to the Heritage Advisory Committee.

Executive Recommendation

That the Heritage Advisory Committee note the update and presentation on the Bunbury Place Naming Project.

Strategic Relevance

- Theme 1: Our community and culture
Goal: A safe, healthy and cohesive community, with a rich cultural life, and supportive social environment.
Objective 1.4 Arts, culture, heritage and events that enrich our understanding and enjoyment of life, celebrate our identity and bring the community together.

Background

It was previously reported to the Heritage Advisory Committee the need to renew and expand the City of Bunbury's list of street names for new developments and parks and reserves. Mr Ray Parker presented to the Committee on some ideas as to how the City could recognise and celebrate the history and culture of Bunbury. A review of the City of Bunbury current and future place names would provide an opportunity to incorporate local aboriginal names and reintroduce local identities and terms that are meaningful to the community of Bunbury.

Officer Comments

Staff from across the organisation met as an internal working group on 22 February 2018 in order to discuss the way forward for progressing the Council resolution in light of LandGates' publication titled, "Policies and Standards for Geographical Naming in Western Australia (2017)", which sets out the Geographic Names Committee's new procedure for officially naming features, localities and roads as prescribed under sections 26 and 26A of the *Land Administration Act 1997*.

An ELT agenda item is required to be prepared, which will set out options and the process and terms of reference for the place naming project. Mr Thor Farnworth, Manager Sustainability, Planning and Development will provide an overview to the Committee.

Analysis of Financial and Budget Implications

There are no financial or budget implications for the City of Bunbury associated with the recommendation.

Community Consultation

Community members are consulted through the Heritage Advisory Committee and key community stakeholders in the cultural heritage field.

Councillor/Officer Consultation

Councillor members are consulted through the Heritage Advisory Committee.

Outcome of Meeting

Mr Farnworth was an apology and Ms Brown presented his information and findings to date. The following matters were discussed:

- a City of Bunbury Geographical Naming Convention and policy;
- consultation with South West Aboriginal Land and Sea Council as the peak indigenous representative body to facilitate identification of agreed Noongar language names in relation to natural topographic features and crown land reserves for dual naming proposals;
- the process for submitting name proposals to the Western Australian Land Information Authority (Landgate).

It was also noted that changing existing names was generally not supported and that dual naming would only be considered for natural topographic features and crown land reserves not for reserves created for sport and recreation purposes.

It is likely that any place naming project initiative would need to be supported by robust project management, including an internal reference group of officers drawn from each directorate to achieve necessary outputs and desired outcomes and a high degree of community engagement is required if undertaken in accordance with Landgate's policies and standards document.

On completion of an ELT recommendation, Mr Farnworth will present to HAC. It was suggested that 'place naming' could be a relevant topic for future Historian Forums.

The recommendation was moved by Mr Morris and seconded by Mrs Ambrosius and was carried unanimously.

Committee Decision:

Moved: Mr Johnson

Seconded: Mrs Ambrosius

That the Heritage Advisory Committee note the update and presentation on the Bunbury Place Naming Project.

10.3 Heritage Areas

File Ref:	A03335
Applicant/Proponent:	Heritage Advisory Committee
Responsible Officer:	Lacey Brown, Strategic Planning Officer (Heritage)
Responsible Manager:	Thor Farnworth, Manager Sustainability, Planning and Development
Executive:	Gary Barbour, Director Planning and Development Services
Authority/Discretion	<input type="checkbox"/> Advocacy <input type="checkbox"/> Review <input type="checkbox"/> Executive/Strategic <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Legislative <input checked="" type="checkbox"/> Information Purposes
Attachments:	Nil

Summary

The purpose of this report is to provide information to the Heritage Advisory Committee on heritage areas.

Executive Recommendation

That the Heritage Advisory Committee note the information on heritage areas for reference purposes.

Strategic Relevance

Theme 1: Our community and culture
Goal: A safe, healthy and cohesive community, with a rich cultural life, and supportive social environment.
Objective 1.4 Arts, culture, heritage and events that enrich our understanding and enjoyment of life, celebrate our identity and bring the community together.

Background

The Heritage Advisory Committee discussed at the meeting of 10 October 2018 the idea of investigating the need for other heritage areas. The Tree Street Area, Garvey Place, Oakley Street and Victoria Street were raised as areas that required discussion.

Officer Comments

The *Planning and Development (Local Planning Schemes) Regulations 2015* allow a local government to conserve and enhance the cultural heritage significance and character of an area through the designation of a heritage area.

The City currently has one heritage area being the East Bunbury Heritage Area. It is supported by a Local Planning Policy that contains design guidelines. The Tree Streets were investigated in 2003/2004 with a number of public meetings and establishment of a reference group. A consultant was engaged that concluded that the area has heritage value however community consultation was not positive or well received and the heritage area was not pursued any further. The area has a lot of permanent, principal place of residence ownership and the assigned R-Code density appears to be effectively managing the inherent values of this area at the moment.

Victoria Street currently has 15 places on the City of Bunbury Heritage List, with six being State Registered Heritage Places. Designation of a heritage area would have limited value in addition to these individual listings.

Analysis of Financial and Budget Implications

There are financial or budget implications for the City of Bunbury associated with the recommendation as no budget has been allocated. However, should further investigations be required into heritage areas this will have financial, budget and resource implications.

Community Consultation

Community members are consulted through the Heritage Advisory Committee and key community stakeholders.

Councillor/Officer Consultation

Councillor members are consulted through the Heritage Advisory Committee.

Outcome of Meeting

The HAC members raised their concerns about not having heritage provisions/design guidelines in the Tree Streets and as a result there has been some unresponsive development. Suggested contacting local government on Mt Lawley to research their guidelines.

Strategic Planning Officer (Heritage) discussed in more detail the findings of the “Investigation of the Tree Street Heritage Area” by Considine and Griffiths Architects with Robin Chinnery, Historian (2004). This study provided a historic overview of the area, a brief analysis of its significance, proposed boundaries and outlines the factors which contribute to the cohesion of the place as a heritage area. The proposed boundaries to the Tree Streets Heritage Area comprise the initial subdivision offered for sale as the New Townsite of Stirling, which fronted Karri, Tuart and Jarrah Streets, and the northern side of Swamp Road (present day Beach Road); and the further areas in the vicinity where subdivision occurred and residential development commenced by 1910, namely the eastern side of Banksia Street and Picton Crescent and the northern portion of Tuart Street, north to present day Scott and Sampson Streets. It was also noted that there was little development in the subdivision to the west comprising Banksia, Palm and Wattle Streets, other than at the west side of Banksia Street until the late inter-war and post-World War Two periods. Thus there would appear to be little justification for their inclusion other than street names.

It was also discussed that an agenda item should be prepared for HAC on preliminary work for street assessments for heritage listing and that a copy of the Considine and Griffiths study be circulated to HAC members.

The recommendation was moved by Mr Lyon and seconded by Cr Smith and was carried unanimously.

Committee Decision: **Moved: Mr Lyon** **Seconded: Cr Smith**

That the Heritage Advisory Committee note the information on heritage areas for reference purposes.

10.4 Summary of Referrals and Communications

File Ref:	A03335
Applicant/Proponent:	Heritage Advisory Committee
Responsible Officer:	Lacey Brown, Strategic Planning Officer (Heritage)
Responsible Manager:	Thor Farnworth, Manager Sustainability, Planning and Development Services
Executive:	Gary Barbour, Director Planning and Development Services
Authority/Discretion	<input type="checkbox"/> Advocacy <input type="checkbox"/> Review <input type="checkbox"/> Executive/Strategic <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Legislative <input checked="" type="checkbox"/> Information Purposes
Attachments:	Nil

Summary

The Heritage Advisor and Strategic Planning Officer (Heritage) have provided details to the Heritage Advisory Committee on recent development application referrals, discussions and events since the last Committee meeting.

Executive Recommendation

That the Heritage Advisory Committee note the summary of referrals and communications as detailed in the Officer Comments.

Strategic Relevance

Theme 1: Our community and culture
 Goal: A safe, healthy and cohesive community, with a rich cultural life, and supportive social environment.
 Objective 1.4 Arts, culture, heritage and events that enrich our understanding and enjoyment of life, celebrate our identity and bring the community together.

Background

The Heritage Advisory Committee (HAC) is advised of recent development applications, decisions, policy, enquiries and/or events to assist in the awareness and promotion of heritage development and education in Bunbury. This provides a transparent approach for the wider community and is consistent with the terms of reference for the HAC.

Legislative Compliance

The following statutory planning instruments of the State Planning Framework and Local Planning Framework are applicable to the assessment of development applications and heritage advice:

- *The Burra Charter*
- *Heritage of Western Australia Act 1990*
- *Planning and Development Act 2005*
- *Planning and Development (Local Planning Schemes) Regulations 2015*
- Relevant Local Planning Policies for Heritage
- State Planning Policy 3.5 Historic Heritage Conservation

Officer Comments

The referral and communications list is as follows:

1	DA - #153 Stirling Street –Grouped dwelling, conservation works, landscape plan
2	#72 Victoria Street – Hands Building – External Works - relocation of airconditioning units
3	DA - #30 Austral Parade - Carport
4	Subdivision - #50 Beach Road
5	Comment and support to State for Permanent RHP listing for Catholic Cathedral Precinct and Lady Mitchell Child Health Memorial Centre
6	State Administrative Tribunal application – #5 Charles Street, East Bunbury, Proposed Demolition of Single House
7	Consultant commenced work on CMP Bunbury Council Chambers
8	Place record – The Pavilion and Back Beach Baths
9	Eelup Sign – installed in reserve off Eelup Roundabout
10	Event – Scott Family Reunion – 180 year celebrations, 1 December 2018

Outcomes from HAC items at Ordinary Council Meeting of 27 November of noting:

10.1.1 Bunbury Historians’ Forum

Council requested the Chief Executive Officer investigate the possibility of a biannual Historians’ Forum at the Bunbury Museum and Heritage Centre, and report back to the Heritage Advisory Committee by the end of the first quarter of 2019.

10.1.2 Bunbury Footbridges

Council requested the CEO to investigate options for an interpretative installation of the former overhead rail footbridge using the original materials that currently form part of the Hay Park footbridge; and present a scoping and feasibility report on the findings of the investigation to the Heritage Advisory Committee for its review and recommendations by the end of the first quarter of 2019.

Outcome of Meeting

Strategic Planning Officer (Heritage) noted that members would like to see the boundary of the permanent listing for the Catholic Cathedral Precinct in relation to Brend Tor Street and any associated trees.

It was also suggested that consideration may be given to themes for the Historians’ Forum and place naming would be a relevant theme.

The recommendation was moved by Mrs Ambrosius and seconded by Mr Johnson and was carried unanimously.

Committee Decision: **Moved: Mrs Ambrosius** **Seconded: Mr Johnson**

That the Heritage Advisory Committee note the summary of referrals and communications as detailed in the Officer Comments.

11. Applications for Leave of Absence

Not applicable to this committee.

12. Questions from Members

12.1 Response to Previous Questions from Members taken on Notice

Nil

12.2 Questions from Members

Nil

13. Urgent Business

Nil

14. Date of Next Meeting

13 February 2019

15. Close of Meeting

The Presiding Member closed the meeting at 5.15pm

Confirmed to be a true and correct record of proceedings of the Heritage Advisory Committee meeting held on 12 December 2018.

Cr Brendan Kelly
PRESIDING MEMBER