

6.1 COVID-19 URGENT RELIEF MEASURES

TRIM Ref: D20/52280

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Attachments: 1. Urgent Relief Measures
2. Letter from Minister for Planning dated 25 March 2020
3. ~~17~~ 16.1.1 (Development Applications) of Council Delegated Authority Register (in mark up)

RECOMMENDATION:

That Council:

1. **APPROVES** a range of urgent relief measures to support the community and small businesses impacted by COVID-19 as outlined in Attachment 1;
2. **AGREES** that temporary uses and temporary changes to uses shall be permitted to operate up to three months after the current State of Emergency declared for Western Australia has ended or until 15 September 2020, whichever is the earliest, without the requirement for development approval, pursuant to Schedule 2, Part 7, Clause 61(2)(d) of the Planning and Development (Local Planning Schemes) Regulations 2015, subject to the following:
 - 2.1 The subject property is zoned commercial, mixed use, district centre, regional centre, or local centre under the City's Local Planning Scheme No. 2;
 - 2.2 The proposed land use is permissible in Table 1 of Local Planning Scheme No. 2;
 - 2.3 Not more than two food businesses are registered at the property;
 - 2.4 Business owners provide written notification of the change to the use and details of modified operation to residents prior in accordance with 1.3 of Appendix 3 of the City's Community Consultation Policy to the use commencing. Written notification shall include the business owner's contact details in the case of any issues arising; and
 - 2.5 Written notification is provided to the City prior to the use commencing, detailing the extent of changes to the operations that are being introduced in response to COVID-19; and
3. **APPROVES BY ABSOLUTE MAJORITY** the following amendments to the Council delegations in ~~16.1.1~~ ~~14.1.1~~ of the Council Delegations Register, as shown in mark up in Attachment 3:
 - 3.1 Amendment of Express Power or Duty Delegated and condition 12 to enable the CEO to determine applications to amend a development approval that was determined by Council, provided the amendment meets all of the standards set in the City's local planning policies and State Planning Policy 7.3 Residential Design Codes, and would not change the impact of any condition imposed;
 - 3.2 Clarification in the Express Power or Duty Delegated that the CEO is delegated the power to determine amendments to Development Assessment Panel applications made under regulation 17A of the Planning and Development (Development Assessment Panels) Regulations 2011;
 - 3.3 Inclusion of a new delegation to enable the CEO to determine all applications proposing a car parking shortfall under the minimum parking requirements of Table 1 of Local Planning Policy 7.7.1 Non-Residential Development Parking Requirements; and
 - 3.4 Amendment of condition 9 to allow the CEO to determine uses not listed in Table 1 of Local Planning Policy 7.7.1 Non-Residential Development Parking Requirements.