# WAIVER PLANNING FEES

**POLICY NUMBER: LPP12**

## STATUTORY BACKGROUND

This Policy is adopted under Part 2 of Schedule 2, of the *Planning and Development (Local Planning Schemes) Regulations 2015* which enables the City of Kalgoorlie to prepare local planning policies for any matter related to the planning and development of the scheme area.

## PURPOSE

* Provide clarity on the circumstances where the City may consider a request for the waiver of planning fees.

## OBJECTIVES

The objectives of this policy are to:

* Ensure there is a clear policy position relating to waiving or refunding of fees for planning applications.
* Ensure the waiving or refunding of fees is applied in a consistent and justifiable manner.
* Guide officers in waiving or refunding fees under delegation from Council.

## RELATIONSHIP TO OTHER DOCUMENTS

This Local Planning Policy forms part of the City of Kalgoorlie-Boulder's (the City) local planning policy framework. Where this Policy is inconsistent with the City’s local planning scheme, the local planning scheme prevails. Where this Policy is inconsistent with an adopted Local Development Plan, Activity Centre Plan or Structure Plan, the adopted Local Development Plan, Activity Centre Plan or Structure Plan prevails. Where this Policy is inconsistent with the provisions of a specific Policy, Master Plan or Guidelines applying to a particular site or area, the provisions of that specific Policy, Master Plan or Guidelines shall prevail.

## APPLICATION OF POLICY

This Policy addresses the Strategic direction of the City of Kalgoorlie-Boulder in improving the town centres.

## POLICY PROVISION

The matters for consideration of an application for partial or full waiver of planning fees will include in the following circumstances;

1. Where an application relates to development of a property listed on the City’s Municipal Heritage Inventory (The Heritage List), and including:
	1. to the appearance of the building through modifications or adaptation which enhance the heritage significant, by:
		1. minor improvements, such as painting of the façade
		2. appropriate upgrading and improving of shopfront
	2. Works to restore or conserve the heritage attributes of a significant building and/or site; or
	3. Consists solely of the demolition of non-original fabric and which has no adverse impact on the heritage significance associated with the place; or
	4. Involving a change of use of a heritage-listed place that does not involve any significant physical construction; or
	5. Alterations and additions, and/or partial demolition which has no adverse effect on the heritage significance associated with the heritage listed place;
2. Where an application relates to a development by a not-for-profit organisation and:
	1. The development is for community and charitable purposes.
	2. The site is either owned or under Crown Reserve for the exclusive use of the not-for profit organisation.
3. Where a development application has been withdrawn prior to a determination being issued:
	1. where no assessment has been undertaken and the application is subsequently withdrawn in writing within seven (7) days of the date of application – 100% fee will be refunded.
	2. Where assessment work has commenced, but no referral or consultation commenced or further information request sent, and the application is subsequently withdrawn in writing within fourteen (14) days of the date of application – consideration of a refund of up to 50% of the fee.
	3. Where assessment is complete or public consultation has been undertaken – No refund.
4. Applications relating to a council approved program.

## CRITERIA FOR WAIVING PLANNING FEES

The Council or Chief Executive Officer (where delegated) may waive the Planning Application fees in accordance with the provisions above.