

17 Napoleon Street -  
Newsagency

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Scale 1:575

20/10/2015





05 OCT 2015

RECEIVED

ACTIVITIES ON THOROUGHFARES AND TRADING IN THOROUGHFARES AND PUBLIC PLACES LOCAL LAW

APPLICATION FOR TRADER'S PERMIT

To: CEO  
Town of Cottesloe  
109 Broome Street  
COTTESLOE WA 6011

I, GARY MITCHELL WANSBROUGH (Full Name)  
of 30 ATHLONE ROAD FOREAT. 6014 (Residential Address)  
NAPOLION ST NEWS AGENCY (Postal Address)  
17A NAPOLION ST COTTESLOE 6011. (Occupation)  
(OCCUPATION) NEWSAGENT Ph 93840301. (Telephone Number)  
0412136982.

apply for a trader's permit under the Town of Cottesloe Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law.

Details of Proposed Trading:

Method of Trading (eg. door to door sales, selling from fixed site(s)): STREET TRADING.  
NAPOLION ST NEWS AGENCY  
Location or part of the district for which permit is required: 17A NAPOLION ST  
COTTESLOE WA 6011.

Description of stand, table, structure or vehicle proposed to be used by the applicant:  
TROLLEY TABLES, CALENDAR SPINNERS, CARD UNITS.  
POST CARD SPINNERS PLUS SUITABLE FIXTURES DEPENDING  
ON SEASONAL DISPLAYS

Kind of goods or services intended to be sold or hired: CALENDARS, DIARIES  
XMAS CARDS, POST CARDS, BOOKS,

Number, names and addresses of assistants: ROBINA BROWN - 31 MOFFLIN AVE DARLINGTON  
KEONIE McTAGGART 1121 BERWICK ST EX. PK.  
JOANNE HOLLHEAD 7 DEERING ST BEACONSFIELD, JULIE SHAFKLABY  
WENDY KERR 31149 HALERD TORRESFIELD, 14 CORSAIR PL PADBURY  
GEORGIA SULLIVAN 49 LEAKE ST PERMINT CROCE

Proposed days of operation: MONDAY - FRIDAY (EXCEPT THU) 1AM - 6AM THU. 1AM - 7PM  
Proposed hours of operation: SATURDAY 1AM - 3:30PM SUNDAY 1AM - 1PM.  
Period for which the permit is sought: 12 MONTHS

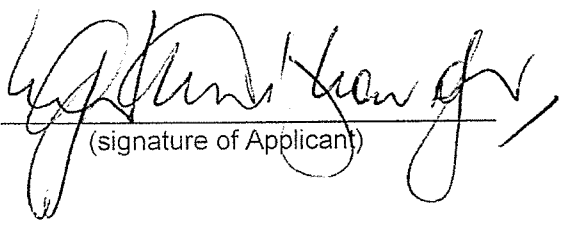
Attached are:

- an accurate plan and description of any proposed stand, structure or vehicle which may be used for the proposed trading; and
- details of arrangements made in respect of public liability insurance in the joint names of the applicant and the *Town of Cottesloe*

I enclose:

- the permit fee of \$ 600 - 00
- the additional daily / weekly / monthly annual charge of \$ \_\_\_\_\_
- Total \$ \_\_\_\_\_

Dated this 1<sup>ST</sup> day of OCTOBER 2015

  
(signature of Applicant)

## FORM 5 APPLICATION FOR TRADER'S PERMIT - ATTACHMENTS

### Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law

#### 1. PLAN

Refer to Annexure A

#### 2. DESCRIPTION OF PROPOSED STAND/STRUCTURE FOR PROPOSED TRADING

CALENDAR, POST CARDS, CARD UNITS, TABLE DIARIES TO GOET  
Refer to attached photos  
FOR EXAMPLES.  
SEASONAL PRODUCTS.

#### 3. DETAILS OF PUBLIC LIABILITY INSURANCE

\$10,000,000 Public liability policy held with Frith & Associates (as per previous years)

#### 4. ADDITIONAL SUBMISSIONS IN SUPPORT OF APPLICATION

##### (a) Design, size and location of the proposed stand

Napoleon St Newsagency has previously held a footpath trading permit for 8 years (expiring on 30 June 2015) and has traded on the footpath (prior to the trading permit requirement being implemented, for a further approximately 13 and a half years). During this period, neither I nor any of my staff, have ever received a complaint regarding the newsagency's outdoor trading:

- (i) from pedestrians, customers or other tenants of Napoleon Street;
- (ii) causing obstruction or hazard; or
- (iii) being unsightly.

In light of recent correspondence (dated 12 August 2015) from Mr Andrew Jackson, Manager Development Services, Town of Cottesloe ("Letter"), confirming that such complaints have in fact been received by the Town of Cottesloe, the design, size and location of the proposed stand have been reconfigured.

It is submitted that the proposed stand is:

- (iv) both functional and aesthetic;
- (v) in line with the Town of Cottesloe's recently completed streetscape improvements; and
- (vi) configured in a manner that does not block access to the new bike rack and water fountain and the footpath generally.

It is also noted that up until receipt of the Letter in August 2015, no representatives of the Town of Cottesloe have ever consulted me regarding:

- (vii) outdoor trading in Napoleon Street, including the change in approach to outdoor trading by the Town of Cottesloe;
- (viii) complaints received regarding the newsagency's outdoor trading (including the quality of the stands used previously);
- (ix) the previously-approved area within which the newsagency could trade outdoors (which area is not designated on the footpath); and
- (x) the non-renewal of the trader's permit that I previously held.

**FORM 5 APPLICATION FOR TRADER'S PERMIT - ATTACHMENTS**

**Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law**

**(b) Commercial benefit of outdoor trading**

In previous years, when a trader's permit was held, at least 30% of Napoleon St Newsagency's income was attributed to sales from the outdoor stalls during the Christmas and post-Christmas trade period (commencing in October through to January). Outdoor trading (in particular during the Christmas and post-Christmas trade period) is therefore of great commercial benefit to the newsagency. Accordingly, we are unsure of the basis upon which it could be stated that "...it is doubtful that outdoor trading is of great commercial gain..." (as Mr Jackson did in his Letter).

**(c) Function of proposed stalls**

It is submitted that, in light of the commercial benefits noted in (b) above, any functional issues associated with outdoor trading that may directly impact on my business (such as taking stands in and out each day and access into and out of the newsagency) are nullified.

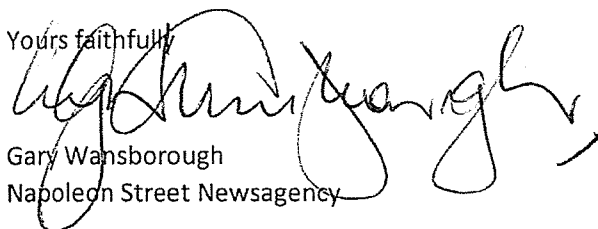
**(d) Demand for Outdoor Trading - Petition**

As a means of demonstrating the demand for (generally) outdoor trading in Napoleon Street and (specifically) the grant of this application for a Trader's Permit in respect of Napoleon Street Newsagency, the attached petition was placed in the newsagency for a period of **48 hours**. Customers and other retailers in Napoleon Street were asked to read the petition and, where they desired to do so, sign the petition and provide any further comments. **One hundred** people signed the petition in favour of this application. It is submitted that the petition demonstrates a demand and support for outdoor trading by Napoleon Street Newsagency specifically, and within Napoleon Street more broadly.

Any further information required by the Town of Cottesloe for the purposes of this application will be promptly provided on request.


Yours faithfully

Gary Wansborough  
Napoleon Street Newsagency



From: koko swanso pieman1990@gmail.com  
Subject:  
Date: 24 September 2015 1:42 pm  
To: koko swanso pieman1990@gmail.com



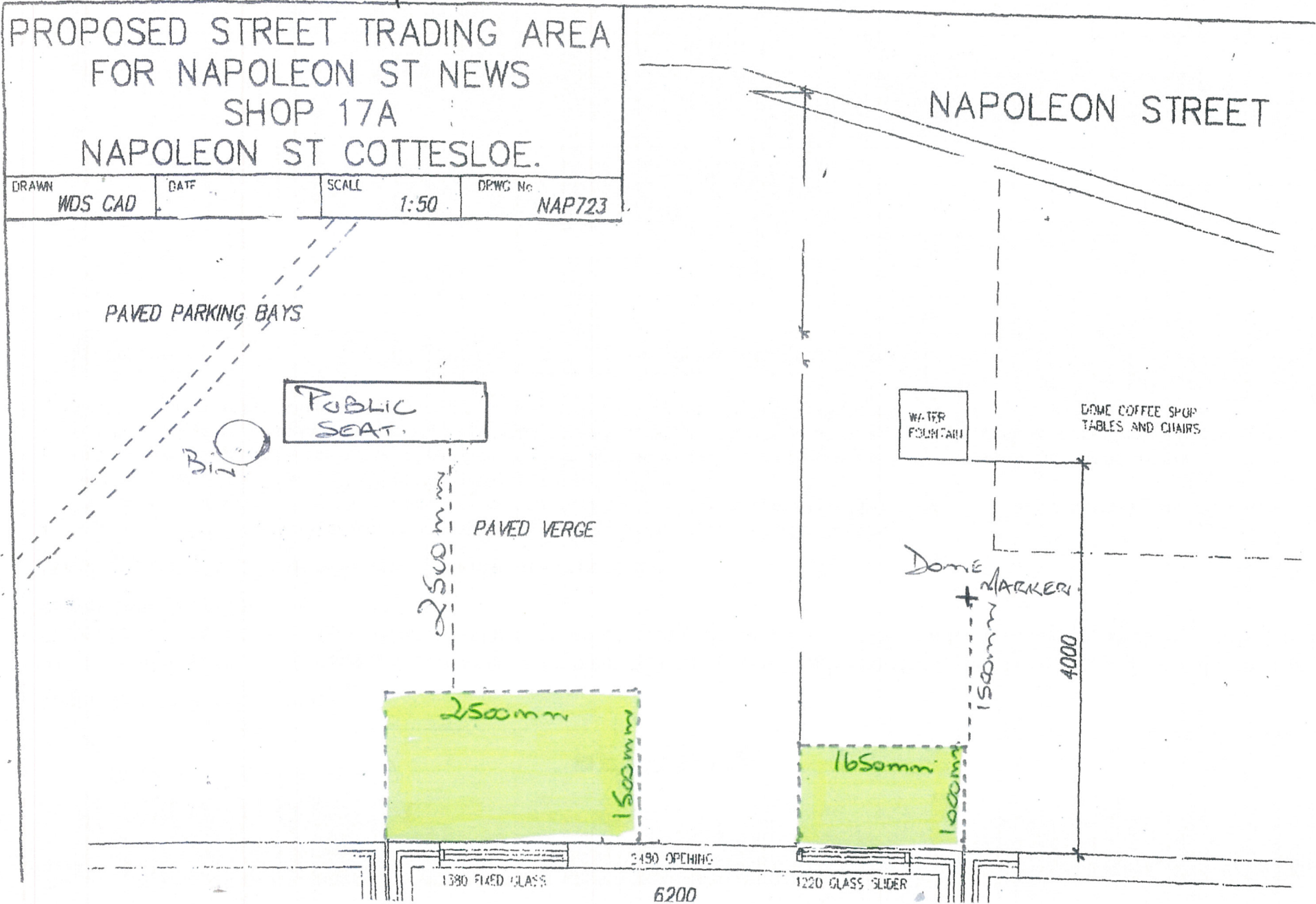
From: Gary Wansbrough [napoleonstnews@gmail.com](mailto:napoleonstnews@gmail.com)   
Subject:  
Date: 28 September 2015 3:47 pm  
To: [pieman1990@gmail.com](mailto:pieman1990@gmail.com)



# ANNEXURE A.

PROPOSED STREET TRADING AREA  
FOR NAPOLEON ST NEWS  
SHOP 17A  
NAPOLEON ST COTTESLOE.

|                  |      |               |                    |
|------------------|------|---------------|--------------------|
| DRAWN<br>WDS CAD | BATF | SCALE<br>1:50 | DPWG No.<br>NAP723 |
|------------------|------|---------------|--------------------|





# Napoleon St Newsagency

## PETITION

To the CEO, Town of Cottesloe.

We, the undersigned, strongly support the owner of Napoleon St Newsagency's application for Trader's Permit pursuant to the Town of Cottesloe Activities on Thoroughfares and Trading in Thoroughfares and Public Spaces Local Law for Mondays to Sundays (inclusive) from 7am to 6pm ("Application").

### We support the Application because (among other reasons):

- Napoleon Street Newsagency has traded from displays outside the newsagency for more than 20 years
- The outdoor displays at Napoleon St Newsagency and other shops on Napoleon Street provide an alternate way to shop, which creates a social atmosphere in the street, much like a market stall, where customers can chat and socialise
- Outdoor displays offer the shopping public immediate access to merchandise and provide a snapshot of what they can expect to find in-store
- Outdoor displays are widely found around the Perth Metropolitan Area (and on other streets in Cottesloe) and residents of, and visitors to, Napoleon Street would like the street to retain its friendly atmosphere, which is added to by outdoor shopping displays

*ATOMOSPHERE NAPOLEON RUINED!*

| No. | Name         | Address                              | Signature           | Comment  |
|-----|--------------|--------------------------------------|---------------------|--|
| 1.  | JAK HUNTER   | 13 B JOSEPH ST<br><i>W/ WILSON</i>   | <i>Jak Hunter</i>   | THE PAVING WORK IS DANGEROUS UNSURETY<br>7. SACIL THE MAYOR'S  |
| 2.  | H. FRANKS    | PO BOX 378 COTT.                     | <i>H. Franks</i>    |  |
| 3.  | GRISONIK     |                                      | <i>Grisonik</i>     | WAZZ EN TRANSITION   |
| 4.  | CHARLES NASH | UNIT 9/3 ROCKET<br>LANE COTTESLOE    | <i>Charles Nash</i> |  |
| 5.  | DAN TAYLOR   | 14 ROSS ST COTTESLOE                 | <i>Dan Taylor</i>   |  |
| 6.  | M. THOMPSON  | 30 LAKE ST PERPETUA, W. Shopp        | <i>M. Thompson</i>  | you don't spoil the happy atmosphere<br>we need parking + approval the<br>trees will plant in state. |
| 7.  | S.A THOMPSON | 1/24 RICHMOND ST<br><i>CHARLOTTE</i> | <i>S.A Thompson</i> |  |
| 8.  | G C BARRON   | 2 WENWORTH ST COTTESLOE              | <i>G C Barron</i>   | GET WITH IT  |
| 9.  | K A BARRON   | 2 WENWORTH ST                        | <i>K A Barron</i>   |  |

10 new sign over  
10 cats left you!!  
know!!

|     | NAME            | ADDRESS                                     | Sign.                    | Comments.  |
|-----|-----------------|---|--------------------------|--|
| 10. | George Kailis   | 72nd St Swabourne                           | <del>George Kailis</del> | Hdpretailers in hard times So                                    |
| 11. | V. FRAZER       | 0409100511                                  | <del>V. Frazer</del>     | OF COURSE  |
| 12. | M. ROBERTS      | 67 FOREST ST COTTAGE                        | <del>M. Roberts</del>    | UNREASONABLE COUNCIL   |
| 13. | K. STANFORD     | P.O. Box 269<br>MOSMAN PARK                 | Stanford                 | where was the original atmosphere<br>gone from Napier on street. |
| 14. | J. Rayman       | MOSMAN                                      | J. Rayman                |  |
| 15. | G. Blumann      | Peppermint Grove                            | G. Blumann               | Keep the street vibrant  |
| 16. | L. WATERS       | 2 " "                                       | L. Waters                | Want it.   |
| 17. | Jan Kitchen     | 33 Fandy N <sup>th</sup> Free               | Jan Kitchen              |  |
| 18. | N. NOLAN        | 0439963755                                  | N. Nolan                 | I ALIKE A  |
| 19. | M. WILSON       | 7A Palace St                                | M. Wilson                | I Agree.   |
| 20. | Renee Wallis    | 79 Leach Highway                            | Renee Wallis             | I Agree.   |
| 21. | PETA KELSEY     | Eric St Cottages                            | Peta Kelsey              | "  |
| 22. | G. TOWN         | 572 R                                       | G. Town                  |  |
| 23. | S. GUNCE        | 56 Leake St, <sup>Peter</sup> <del>56</del> | S. Gunce                 |  |
| 24. | L. ROBINSON     | SALMAN ST SWANBURNE                         | L. Robinson              |  |
| 25. | T. HELDSINGER   | 5/11 STATION ST COTTAGE                     | T. Heldsinger            |  |
| 26. | K. PALASSIS     | 18 THE ESPLANADE                            | K. Palassis              | NEEDED FOR BUSINESS.   |
| 27. | M. ROSS         | 26 VICTORIA                                 | M. Ross                  | Needs atmosphere, amenity & life                                 |
| 28. | C. ELLIS        | 7 HURSTFORDS                                | C. Ellis                 | Be realistic - help poor local businesses                        |
| 29. | Marilyn Randall | 0426877721                                  | Marilyn Randall          | What changes are you all on. Get real.                           |
| 30. | Andrew William  | 0419186007                                  | Andrew William           |  |
| 31. | Kim Hanson      | 0412915500                                  | Kim Hanson               | Good for the street & business.                                  |
| 32. | BRIAN M'Connell | 79 JUAN ST. HAM. HILL                       | Brian M'Connell          | NEEDED FOR BUSINESS  |

|     | NAME                  | ADDRESS                  | SIGN             | COMMENTS                                    |
|-----|-----------------------|--------------------------|------------------|---|
| 33. | ROB TOWNER            | 20 RINDWICK ST MOSMAN AC | Rob Towner       | IT IS PART OF THE STREET SCAPE              |
| 34. | GEORGIA SULLIVAN      | PEPPERMINT GR.           | Georgia Sullivan |   |
| 35. | BILL GILCHRIST        | FRANSL ST COT            | Bill Gilchrist   |   |
| 36. | LYNETTE SMALL         | SWANBOURNE               | Lynette Small    | WHAT ABOUT PARKLETT'S?                      |
| 37. | Angie Kennedy - Felus | ST GRANT ST              | Angie Kennedy    | Stop acting like the village idiots!        |
| 38. | Gabrielle Clark       | DALKEITH                 | Gabrielle Clark  | Street looks too bare                       |
| 39. | Julian Burvick        | COTTESLOE                | Julian Burvick   | Lets have plants + street furniture         |
| 40. | Paul Watson           | Napchan St. Cott         | Paul Watson      | Leave well alone!                           |
| 41. | CHER GOLDING          | COTTESLOE                | Cher Golding     | GREAT TO BROWSE WHEN SHOP IS PACKED.        |
| 42. | PAT O'LEARY           | MOSMAN PARK              | Pat O'Leary      | WORKED FOR YEARS SO DON'T OBJECT            |
| 43. | DARRELL LINTO         | COTTESLOE                | Darrell Linto    | LET'S BE OPEN AND FAIR                      |
| 44. | Stephen Potter        | MOSMAN PARK              | Stephen Potter   | WARD WORKER ONLY FAIR                       |
| 45. | STEPHEN ZEROVICH      | PEPPERMINT GROVE         | Stephen Zerovich | MAKE THE STREET ACTIVE. NOT STERILE AS NOW. |
| 46. | ARRY HANG             | ERIC ST COTTESLOE        | Arry Hang        | BRING SOME LIFE TO THE STREET               |
| 47. | ANDREW COOPER         | OWSTON ST M PARL         | Andrew Cooper    |   |
| 48. | Ann Vint              | Cloumont                 | Ann Vint         | Need the space                              |
| 49. | Terry Brown           | FLORETT                  | Terry Brown      | Good for Business in the area               |
| 50. | Brian McAvanagh       | PEPPERMINT GROVE         | Brian McAvanagh  | Activating the street.                      |
| 51. | Brian Page            | 140s Bay St M Par        | Brian Page       | Good Man. Community Shop.                   |
| 52. | Kelceane Wilson       | PO BOX 274 MORMON PARK   | Kelceane Wilson  | A Fair Go!                                  |
| 53. | Simon Owen            | 187 Broome St Cott.      | Simon Owen       | For goodness sake - flexibility             |
| 54. | SUZ SULLIVAN          | PEPPERMINT GR            | Suz Sullivan     | AGREE.                                      |
| 55. | Jane Kessington       | CLYDE ST COT             | Jane Kessington  | Free trade!                                 |

|     | NAME           | ADDRESS                   | Shop name                | COMMENT  |
|-----|----------------|---------------------------|--------------------------|--|
| 56. | J FALLONER     | SOUTH PERTH, WA.          | J Fallon                 | Full support                                   |
| 57. | P. HARKEN      | GOOCREE                   | <del>P. Harken</del>     |  |
| 58. | P. ASHURST     | NEDLANDS.                 | <del>P. Ashurst</del>    | Food for the people & atmosphere!              |
| 59. | Tim Collins    | COTTESLOE                 | <del>Tim Collins</del>   | GIVE THEM BACK NOW!                            |
| 60. | Anne Wardle    | North Fremantle           | <del>Anne Wardle</del>   | Keep the street alive!                         |
| 61. | Grace Worsow   | NORTH FREMANTLE           | <del>Grace Worsow</del>  | Keep it happy outside!                         |
| 62. | P. TESSIER     | ATTAWALL                  | <del>P. Tessier</del>    | Keep it out front!                             |
| 63. | P. Hopkins     | Floreat                   | Hopkins                  | Def. support.                                  |
| 64. | C. Law         | P. Grove                  | E. Law                   |  |
| 65. | T. Barrett     | Nantabridge               | Barrett                  | Support small business                         |
| 66. | X Healy        | BERTST COTTESLOE          | Healy                    | street colour.                                 |
| 67. | S Chase        | Spearwood                 | S Chase                  | Support small business great                   |
| 68. | A WATKINS      | COTTESLOE                 | Watkins                  | Keep it out front - Support small business!    |
| 69. | SOPHIE RAVEN   | CLARE MONT                | Raven                    | Keeps the village atmosphere                   |
| 70. | LYNN J. COATES | R.M.C. COTTESLOE          | Lynn Coates              | please don't fix something that is not broken! |
| 71. | PAUL COATES    | " " "                     | <del>Paul Coates</del>   | GARTIF YOU'RE OUT - SO ARE WE                  |
| 72. | LUISA JONES    | 1 Stanhope St Cottesloe   | Jones                    | DONOT RESTRICT THE "OUTSIDE DISPLAYS"          |
| 73. | interesting,   | colourful, and friendly - |                          | that's the only ambience we need!              |
| 74. | RICKS LLOYD    | 40 RAILWAY ST COTT        | Lloyd                    | GET WITH THE TIMES!                            |
| 75. | Lindsay LYONS  | MOSMAN PARK               | <del>Lindsay Lyons</del> |  |
| 76. | R. Brown       | 21 MOFFLIQUE              | R. Brown                 | great for impulse Buys                         |
| 77. | NK McMorrow    | 19 ROOSE ST COTTESLOE     | <del>NK McMorrow</del>   |  |
| 78. | B. McMORROW    | 47A IRVINE ST.            | B. McMorrow              |  |

→ P.S. - it is a shopping precinct not a show-off promenade  
 Jones.

|     | NAME                                  | ADDRESS                         | SIGNATURE             | COMMENT   |
|-----|---------------------------------------|---------------------------------|-----------------------|---|
| 79. | Bec Johnson                           | 60 Pearce St                    | 0410 33 7708          | That is ridiculous! why don't you remove the tables DOME! |
| 80. | ROB BROADFIELD                        | 65 THOMPSON RD                  | 0409493902            | RIDICULOUS! TRADERS ON THE STREET<br>ACTIVATE IT!         |
| 81. | INDY WILLIAMS                         | 222 MARMION ST                  | 0432584200            | ADDS LIFE TO THE STREET!                                  |
| 82. | Lesley Clancy                         | 22/128 Forrest St<br>PEPP GROVE | Lesley Clancy         | ADDS LIFE!  |
| 83. | Ann Parry                             | 4 Weyburn St                    |                       |   |
| 84. | MARTIN DYER                           | JARCY                           | <del>0418712223</del> | I SUPPORT NAPOLEON ST NEWS                                |
| 85. | Alicia Gydes                          | BURNS AVE                       | 0418712223            |   |
| 86. | THE O'BRIEN                           | KEONH                           | <del>0418712223</del> |   |
| 87. | Katle Bourke                          | Nedlands                        | <del>0418712223</del> | More atmospheric.   |
| 88. | Audrea Tobin                          | Loddonville                     | <del>0418712223</del> | Street is not the same                                    |
| 89. | Sue Casella                           | Nedlands                        | <del>0418712223</del> | MISS IT!  |
| 90. | CRISLUS BENSON                        | Nedlands                        | <del>0418712223</del> | CRAZY! Leave the street alone!                            |
| 91. | KEVIN MCCABE (VANS)                   | 1 NAPOLEON ST                   | <del>0418712223</del> | THE MORE INTERACTION THE BETTER                           |
| 92. | HAMANT CHANDRA (NATURES HARVEST) COTT | 20 NAPOLEON ST                  | <del>0418712223</del> | Vibrancy on the street ✓                                  |
| 93. | CARTER KAREN                          | 61 High St Fremantle            | <del>0418712223</del> | Say Yes:  |
| 94. | JOHNSON MARUENE                       | COTTESLOE                       | <del>0418712223</del> | I SUPPORT NAPOLEON ST. NEWS                               |
| 95. | VAIRO SCAGNETTI                       | 10 NAPOLEON ST                  | <del>0418712223</del> |   |
| 96. | TONY BRAND                            | 7 CONNOR CLOSE                  | <del>0418712223</del> | Adds character to the street                              |
| 97. | Alan Burt                             | Napoleon St                     | <del>0418712223</del> |   |
| 98. | J. Millhollin                         | 8 Millers Court                 | <del>0418712223</del> |   |
| 99. | L. WATTS                              | Pepp Grove                      | <del>0418712223</del> | Adals life  |
| 100 | LINDA VESSE                           | FREMANTLE                       | <del>0418712223</del> | My kids can't find anything!                              |

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| No. | Name                | Address                            | Signature          | Comment   |
|-----|---------------------|------------------------------------|--------------------|---|
| 1.  | JAN HUNTER          | 13 B JOSEPH ST<br><i>W/ LOUNGE</i> | <i>[Signature]</i> | <i>I LOVE THE DISPLAYS OUTSIDE THE SHOP!<br/>THE PAVING WORK IS DANGEROUS UNSTABLE<br/>&amp; TAKE THE MAYOR'S PART OF THE CHARACTER<br/>OF THE STREET</i>   |
| 2.  | JAN WALKER          | 190 BROOME ST COTT                 | <i>[Signature]</i> | <i>I support this agency</i>  |
| 3.  | JUNE HARRISON       | 188 Broome St<br><i>WEMBLEY</i>    | <i>[Signature]</i> | <i>shame to change all street as we love it.</i>  |
| 4.  | AMY OSBORNE         | 22A CONNOLLY ST                    | Amy Osborne        | lovely streetscape - needs to stay the same   |
| 5.  | R.G. OSBORNE        | "                                  | <i>[Signature]</i> | " " " " " "   |
| 6.  | MT JOHNSON          | 21 Ripley Way<br><i>Dancing</i>    | <i>[Signature]</i> | <i>I use to go to Napoleon St because it was<br/>safe &amp; friendly</i>  |
| 7.  | ANTHONY ERADUNOVICH | 28A PERTH ST, COTT                 | <i>[Signature]</i> | <i>I tipped on the paving. Gary &amp; team are<br/>stalwarts of the community. They are so<br/>good to people and dogs. I've come here every<br/>day for last few years. You should<br/>treat him as the main attraction and<br/>community hub of this street and<br/>give him what he deserves, and ask<br/>what else he would like. And why<br/>have you put dangerous paving in<br/>front of his shop?</i> |
| 8.  |                     |                                    |                    |   |
| 9.  |                     |                                    |                    |   |