

# Annexure A - MALVERN SPRINGS - HILLSIDE Design Guidelines and Restrictive Covenants

Lot \_\_\_\_\_ ELLENBROOK WA 6069

## Introduction

The Design Guidelines and Restrictive Covenants form Annexure 'A' under the contract of sale. All Buyers must comply with the conditions set out in this Annexure 'A'.

The Design Guidelines define the criteria the Seller will use in order to assess building plans for design approval.

The "Restrictive Covenants" (Annexure A) are the various restrictions placed on the title for the benefit of all landowners in Malvern Springs.

The "Building Requirements & Special Conditions" (Annexure B) are the criteria the Seller uses to implement building time restrictions and other special conditions of sale.

These Design Guidelines are in addition to existing statutory or other local authority requirements. LWP does not warrant that the Shire will approve or refuse any house plan, even if it satisfies these Design Guidelines for Malvern Springs.

LWP encourages innovation in built form and variety in architectural expression in the design of homes at Malvern Springs. LWP reserves the right to amend the conditions of sale outlined in Annexure 'A' and approve designs which do not strictly comply with these guidelines but are considered to be of merit.

## Buyers Must Comply

The Buyer warrants and undertakes that any building and other improvements shall be constructed on the property in accordance with:

1. The Design Guidelines; and
2. Plans and Specifications firstly approved in writing by LWP Property Group Pty Ltd; and
3. The additional provisions in this Annexure 'A'

The Buyer acknowledges that they are in receipt of a copy of the Design Guidelines.

## Approval Process

Before you lodge your new home plans with The City of Swan, you are required to obtain Design Approval from LWP. The process to obtain design approval is as follows:

1. Ensure when designing your home you refer to the requirements outlined in this document, contract of sale, individual lot plan and Detailed Area Plan (DAP) if applicable
2. Upon completion of your design, submit in PDF format to LWP ([buildingplans@lwpproperty.com.au](mailto:buildingplans@lwpproperty.com.au)):
  - One A3 set of plans including site plan, floor plan/s and elevations including setbacks, levels, key dimensions, roof pitches and materials; and
  - A completed Schedule of External Materials (Annexure "C")
3. LWP will issue a design approval where plans appropriately comply or provide comments where a design may not comply (Allow 7-10 working days)
4. Upon receipt of an approval from LWP, seek relevant approval from The City of Swan

<b>DESIGN GUIDELINES</b>	
<b>1. Objective</b>	
LWP's aim is to create a strategy for ensuring Malvern Springs presents a high quality appearance in it's built form, landscaping and overall streetscape.	
<b>2. Site Considerations</b>	
<b>2.1 Detailed Area Plans</b>	<ul style="list-style-type: none"> <li>Designers should refer to applicable Detailed Area Plans to identify any special requirements with particular reference to primary frontages, setbacks, minimum open space and permissible site coverage.</li> </ul>
<b>2.2 Orientation</b>	<ul style="list-style-type: none"> <li>Unless varied by a Detailed Area Plan, the nominated primary elevation for homes directly abutting a public reserve is as follows:               <ol style="list-style-type: none"> <li>Laneway Lots: The public reserve is considered as the primary elevation.</li> <li>Street or Mews Lots: The public reserve is considered as the secondary elevation, however homes will be required to provide a habitable room and/or outdoor living area overlooking the public reserve.</li> </ol> </li> <li>Homes nominated as "Dual Frontage" will provide Primary Elevation requirements to both Street and public reserve elevations</li> <li>Unless varied by a Detailed Area Plan, homes are required to provide main living areas with access to north / north east or eastern sun.</li> </ul>
<b>2.3 Site Classification</b>	<ul style="list-style-type: none"> <li>Purchasers are advised to consult their builder to obtain an accurate geotechnical classification of the lot.</li> <li>Geotechnical classification testing cannot be performed until the civil works are completed.</li> </ul>
<b>3. Streetscape and Building Design</b>	
<u>Architectural Character Statement</u>	
Homes at 'Malvern Springs – Hillside should be site sensitive and designed to capitalize on views of the Darling Ranges. To provide a cohesive neighbourhood, homes should appear to nestle into the hillside through incorporation of low profile roofs, a reduction in retained landscape and incorporating large areas of glazing to reduce building bulk.	
All homes shall be consistent with the principles outlined in the character statement.	
<b>3.1 Streetscape</b>	<ul style="list-style-type: none"> <li>Where more than two dwellings are adjacent and constructed by the same builder, diversity in the front façade is required; in colour, material or texture. Substantial repetition of the same façade treatment will not be permitted.</li> <li>Homes shall incorporate at least one habitable room window overlooking the primary street and/or public reserve where the public reserve is deemed the primary elevation.</li> </ul>

<p><b>3.2 Building Design</b></p>	<p><b>3.2.1 Primary/Front Elevation &amp; Design</b></p> <ul style="list-style-type: none"> <li>• Homes should have well articulated facades by providing at least one indentation or projection reflected in the floor plan which is mirrored in roof plan. The projection or indentation should be at least 450mm deep (excludes garages)</li> <li>• Homes on lots with over a 600mm level difference must be designed as split level.</li> <li>• Homes shall have a minimum of two (2) wall materials or colours (excludes doors, windows, sills or 2c bands). Façades shall be predominantly finished in render or light weight cladding materials, if face brick is proposed it must represent a maximum of 30% of the façade. If a material is chosen as per 3.2.1.6 it will be accepted as 1 out of the 2 colours/materials required.</li> <li>• To ensure architectural character is incorporated into the design of homes, a minimum of <b>3</b> of the following character features must be used in the primary elevation:             <ol style="list-style-type: none"> <li>1. Alternative construction method such as framed or panel housing.</li> <li>2. A front entry feature to pronounce the main entry to the dwelling. An entry feature may include but is not limited to; an open pergola, extended pillars or blade wall (excludes traditional pitched roof porticos).</li> <li>3. A verandah, balcony or porch which is a minimum 30% of the width of the façade (excluding garage) x 1.5m deep located parallel to the street or public reserve.</li> <li>4. Timber decking to a verandah or porch in lieu of paving. Decking shall be elevated and supported by a frame in lieu of masonry retaining.</li> <li>5. A living area providing direct views to the street with large areas of glass, bi-fold or sliding doors to create a seamless link between indoor &amp; outdoor spaces.</li> <li>6. The use of any of the following wall materials (excluding garage, roof &amp; windows): timber, weatherboard, stone, rammed earth/limestone in predominately natural muted tones.</li> <li>7. External shutters or canopies for sun protection or louvre windows for breeze control.</li> <li>8. Skillion roof in lieu of a traditional hip and valley roof.</li> </ol> </li> <li>• Dual frontage lots 8723-8727, shall provide an outdoor living area overlooking the Public Reserve as well as a contrasting colour/material and at least 1 architectural character feature, choose from: open-style raked ceiling to alfresco, portion of skillion roof, blade wall, open style pergola, bi-fold doors accessible from internal living area.</li> <li>• Parapet walls to side boundaries must not protrude forward of the main building line</li> </ul>
	<p><b>3.2.2 Secondary Elevations</b></p> <ul style="list-style-type: none"> <li>• Homes located on a corner or with the side boundary adjacent a street, park or public access way shall provide a secondary elevation. Secondary elevations shall be an extension of the primary elevation building features (i.e. colours, materials and other building design features such as windows, verandahs etc). The treatment of the secondary elevation shall continue back from the corner of the home (nearest the secondary street/park/PAW) for at least 3m.</li> <li>• Where open fencing is proposed for the full length of the secondary elevation, front elevation materials and finishes shall be continued for the full length of the secondary elevation or to all areas visible from public view.</li> <li>• Avoid placing meter boxes on secondary corner elevations. Where this is unavoidable, ensure the meter box is set back from the corner of the house as far as possible.</li> <li>• Secondary elevations are not mandatory where a home abuts a laneway to the side boundary.</li> </ul>

	<p><b>3.2.3 Roof</b></p> <ul style="list-style-type: none"> <li>• Skillion roofs are strongly encouraged.</li> <li>• Pitched roofs such as hipped or gable end roofs should be a minimum pitch of 24 degrees.</li> <li>• Skillion roofs to have a minimum pitch of 5 degrees, maximum pitch of 15 degrees.</li> <li>• Lower pitched roofs maybe permitted to hybrid roof designs provided the lower portion of the roof is not visible from the primary street.</li> <li>• Sections of flat roof are permitted provided that the roof and gutter are concealed behind parapet walls.</li> <li>• Eaves to a minimum of 400mm depth on all areas. Exclusions permitted for terrace homes, zero lot walls, non habitable rooms, elevations facing true south, walls which do not include windows, gable ends or where alternative shading is provided eg awnings, verandahs etc).</li> <li>• The following roofing materials are permitted:             <ol style="list-style-type: none"> <li>1. Corrugated Metal deck (tiled roofs are not permitted).</li> </ol> </li> <li>• Roof colours permitted: Surfmist; Evening Haze; Shale Grey; Paperbark; Dune; Windspray; Wallaby; Jasper; Basalt; Gully; Cove; Woodland Grey; Ironstone.</li> <li>• Zinalume is not permitted.</li> </ul>
	<p><b>3.2.4 Height</b></p> <ul style="list-style-type: none"> <li>• For lots less than 10m wide, a vertical emphasis is encouraged to offset the reduced width of the home. Internally through the use of shaped ceilings and skylights; and externally by utilizing additional parapet height or changes in the roof line.</li> </ul>
	<p><b>3.2.5 Garages &amp; Carports</b></p> <ul style="list-style-type: none"> <li>• The roof and design features of garages and carports must be consistent with the main dwelling.</li> <li>• <b>Unless varied by a Detailed Area Plan</b>, the size and location of garage/carports are as follows:             <ol style="list-style-type: none"> <li>1. Garages/carports must be located for access from the rear laneway where one is provided.</li> <li>2. Single storey homes on lots sized less than 12.5m wide and accessed from a street or mews must contain a garage/carport not greater than 50% of the width of the lot (excluding truncation).</li> <li>3. Double garages/carports are permitted on lots sized less than 12.5m provided the home is two storey with a minimum of 30% of the upper storey (including a balcony) aligned with, or forward of the garage.</li> <li>4. For front access lots greater than 12.5m width, garages/carports may not protrude forward of the main building line by more than 1 metre. This may be extended up to 1.5 metres for homes on corner lots, or where an element is located forward of the garage e.g. portico, verandah etc</li> <li>5. For front access lots 12.5m width or less, garages/carports may not protrude forward of the main building line. This may be extended up to 1 metre for homes on corner lots, or where an element is located forward of the garage e.g. portico, verandah etc</li> </ol> </li> <li>• Carports may be permitted, however shall be fitted with a remote controlled sectional door.</li> </ul>

	<p><b>3.2.6 Driveways</b></p> <ul style="list-style-type: none"> <li>• Driveways and crossover colours must be complimentary to the main dwelling and constructed from muted natural tones such as grey, charcoal and limestone.</li> <li>• Driveways and crossovers may not be constructed of plain grey concrete or asphalt.</li> <li>• Driveways and footpath crossovers shall be constructed prior to occupancy and shall be coloured to complement the dwelling.</li> <li>• All crossovers in verges that contain trees installed or retained by LWP shall be constructed so that the trees are not damaged or removed unless approved by The City of Swan.</li> <li>• A 90mm diameter storm water pipe must be provided under the driveway to allow for future irrigation installation by LWP.</li> </ul>
<p><b>4. Ancillary Building Works</b></p> <p>These are building works generally undertaken in addition to the primary building contract by the developer and/or purchaser. All ancillary works shall comply with the requirements set out below and buyers must submit plans to LWP for approval prior to the commencement of any ancillary building works.</p>	
<p><b>4.1 Ancillary Works</b></p>	<p><b>4.1.1 Developer Works</b></p> <ul style="list-style-type: none"> <li>• Where a site has been graded and full boundary retaining has been constructed by LWP, the levels shall not be altered by more than 200mm. Any small retaining walls required as a result of building will not be the responsibility of LWP and must be approved by LWP. <b>Note; panel and post is not permitted.</b></li> <li>• On sites where a slope greater than 200mm exists (including after boundary retaining has been installed by LWP), no fill is permitted within 1m of the side boundary with a maximum overall cut to fill of 600mm permitted.</li> <li>• Where a fence, entry statement or retaining wall has been constructed by LWP it must not be removed, altered or the structural integrity be compromised in any way and must be maintained to the standard by which it was constructed.</li> </ul>
	<p><b>4.1.2 Side and Rear Fencing</b></p> <ul style="list-style-type: none"> <li>• All side, rear and secondary street fencing will be installed by LWP to a maximum of 1.8m high.</li> <li>• Side dividing fencing will extend up to the front building line. Secondary street fencing will be located up to the extent of the secondary elevation (i.e. at least 3m from the corner of the home). The purchaser will be responsible for installing the return panels of the fences. <b>Note; Colorbond is not permitted.</b></li> <li>• All side return panels or gates between the side boundary and the home must be installed prior to the installation of front yard landscape packages.</li> </ul>
	<p><b>4.1.3 Front Fencing</b></p> <ul style="list-style-type: none"> <li>• Front fencing is generally not encouraged, however if a front fence is installed, the following conditions apply: <ol style="list-style-type: none"> <li>1. Front fencing as viewed from the primary street or public reserve shall be a maximum of 1.5m and must be at least visually permeable above 700mm.</li> <li>2. Materials and colours must be consistent or complementary with the primary street elevation colours and finishes.</li> </ol> </li> </ul>
	<p><b>4.1.3 Letterboxes</b></p> <ul style="list-style-type: none"> <li>• Letterboxes installed by LWP must not be removed or altered in anyway</li> <li>• Freestanding letterboxes constructed at the front of homes shall be consistent with the materials and colours of the primary elevation.</li> </ul>

	<p><b>4.1.4 Telecommunication and Entertainment Services</b></p> <ul style="list-style-type: none"> <li>• LWP has provided underground telecommunications cable to your home, eliminating the need for TV antennas and satellite dishes. Refer to your contract for specifications required by your builder.</li> <li>• If required, TV antennas must be located within the roof space or concealed from public view. Satellite dishes must be approved first in writing from LWP.</li> </ul>
	<p><b>4.1.5 Plant and Equipment</b></p> <ul style="list-style-type: none"> <li>• All service elements such as hot water units (including solar), rain water tanks, clothes drying areas and downpipes should be hidden from public view. LWP recommends placing roof mounted items such as air conditioners as far as possible away from the street front.</li> <li>• Where downpipes are unavoidably positioned on the front elevation, these shall be concealed, painted to match the wall colour or treated as an architectural element e.g. with rain heads.</li> <li>• Solar panel collectors are the exception to this standard and should be located to maximize their effectiveness. Bracketed solar panels shall not be located on the primary or secondary façades.</li> <li>• Air conditioning units must match the colour of the roof.</li> <li>• Meter boxes must match the wall colour.</li> <li>• The installation of security shutters is discouraged. To reduce impact on the streetscape, alternatives such as security mesh or protective film to glazing should be considered.</li> </ul>
	<p><b>4.1.7 Outbuildings</b></p> <ul style="list-style-type: none"> <li>• All outbuildings shall be constructed behind the front or secondary elevation building line.</li> <li>• For lots under 1000m<sup>2</sup> <ol style="list-style-type: none"> <li>1. Outbuildings less than 24sqm shall be in materials and colours compatible with the main dwelling.</li> <li>2. Outbuildings greater than 24sqm shall be constructed of the same materials, colours and finishes of the main dwelling.</li> </ol> </li> <li>• For lots over 1000m<sup>2</sup> <ol style="list-style-type: none"> <li>1. Outbuildings less than 36sqm shall be in materials and colours compatible with the main dwelling.</li> <li>2. Outbuildings greater than 36sqm shall be constructed of the same materials, colours and finishes of the main dwelling.</li> </ol> </li> <li>• For lots 8723-8727 outbuildings must not be visible from the primary or secondary streets or public reserve to the rear.</li> </ul>
	<p><b>4.1.8 Landscaping</b></p> <p>Unless otherwise stipulated in the land sales contract, all homes approved by LWP and built in accordance with the approved plans, will receive front yard landscaping and irrigation installation at the cost of LWP. Your front garden will be designed in consultation with a landscape architect who specializes in current landscape trends and low water useage Western Australian Plants. <b><i>Please contact LWP 6 weeks prior to the completion of your home to arrange an installation date.</i></b></p> <p>Landscaping will only be installed once:</p> <ul style="list-style-type: none"> <li>• Side fencing panels and/or side gates are installed.</li> <li>• The driveway/crossover is completed.</li> <li>• All excess soil &amp; debris is removed from the site and the lot is restored to the as</li> </ul>

	<p>constructed level prior to building commencement.</p> <ul style="list-style-type: none"> <li>All retaining walls and hardstands are completed by the owner.</li> </ul>
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## 5. Glossary of Terms

An alphabetical collection of specialist building and planning terms and their meanings.

<b>Architectural Element</b>	A structure designed as a separate identifiable part of a building.
<b>Articulation</b>	Variation in the elevation through projections and indentations in the floor plan and mirrored in the roof design to create shadows and add visual interest to the façade.
<b>Awning/Canopy</b>	A roof structure supported by a frame and located over a window to provide sun shading.
<b>Corner Lots</b>	A lot which is located at the junction of two streets or at the junction of a street and public reserve.
<b>Facade</b>	The face of the building which is orientated to the primary street. The façade shows the buildings most prominent architectural or design features.
<b>Front Fencing</b>	All fencing forward of the main building line.
<b>Gable</b>	The triangular top section of an end wall that fills the space beneath where the slopes of a two sided pitch roof meet. Gables can be in the wall material or another feature material eg weatherboard cladding or timber
<b>Gambrel</b>	A triangular feature within a hipped roof structure most commonly finished in a lightweight cladding such as painted weatherboard or timber
<b>Habitable/Non-Habitable Room</b>	All bedrooms, kitchens or living rooms. Non habitable rooms include bathrooms, laundry, stairs or circulation spaces.
<b>Hip Roof</b>	A roof with sloping ends as well as sides.
<b>Laneway</b>	A narrow road located at the rear or side boundary of the property for the chief purpose of vehicle access.
<b>Living Areas</b>	Rooms designed for living in especially for relaxation, social and recreational activities.
<b>Main Building Line</b>	The main building line is measured from the front most habitable room on the primary façade (this excludes minor projections or features).
<b>Mews</b>	A narrow street with no verge. A mews usually contains small houses with the main entry and vehicle access both facing the mews.
<b>Porch</b>	A covered shelter at the front of the home located adjacent the entry.
<b>Portico</b>	A covered walkway leading to the main entrance that consists of a separate roof structure to the main dwelling and is supported by piers or pillars.
<b>Primary Elevation</b>	The elevation of the home which is usually inclusive of the main entry and the majority of architectural features.
<b>Public View</b>	An area in view from common spaces such as public reserves or streets.
<b>Public Reserve</b>	A public reserve is any parkland, bushland, wetland, public access way or any other space designated for public purposes within the residential community.
<b>Secondary Elevation</b>	The elevation of the home which is exposed to public view but does not usually consist of the main entry or majority of architectural features.
<b>Skillion Roof</b>	A mono pitch roof of gentle slope generally between 5 <sup>o</sup> -15 <sup>o</sup> pitch.
<b>Verandah</b>	A covered shelter at the front of the home which has its own separate roof and is supported by pillars, posts or piers.