



NOTICE OF AN ORDINARY COUNCIL MEETING

Dear Council Member,

The next Ordinary Meeting of the Dandaragan Shire Council will be held on **Thursday 25 July 2013** at the **Council Chambers Jurien Bay** commencing at **5.00pm**.

Attached is your copy of the agenda and business papers for the meeting.

The format for the day is as follows:

3.00pm **Citizenship Ceremony – Geovanny Danilo Gomez Rios**

3.30pm **Agenda Briefing Session**

4.15pm **Councillor Discussion Session**

4.30pm **Delegates Reports**

5.00pm **Ordinary Meeting of Council**

6.00pm **Public Forum**

A handwritten signature in blue ink, appearing to read "Tony Nottle", with a small blue dot at the end.

.....
Tony Nottle
CHIEF EXECUTIVE OFFICER

16 July 2013



SHIRE
of
DANDARAGAN

AGENDA AND BUSINESS PAPERS

for the

ORDINARY COUNCIL MEETING

to be held

AT THE COUNCIL CHAMBERS, JURIEN BAY

on

THURSDAY 25 JULY 2013

COMMENCING AT 5.00PM

(THIS DOCUMENT IS AVAILABLE IN LARGER PRINT ON REQUEST)

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1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

1.1 DECLARATION OF OPENING

1.2 DISCLAIMER READING

“No responsibility whatsoever is implied or accepted by the Shire of Dandaragan for any act, omission or statement or intimation occurring during this meeting.

It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council’s decision, which will be provided within fourteen (14) days of this meeting.”

2 RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE

Members

Councillor W Gibson	(President)
Councillor L Short	(Deputy President)
Councillor M Russell	
Councillor D Kent	
Councillor T Bailey	
Councillor K McGlew	
Councillor M Sheppard	
Councillor L Holmes	

Staff

Mr T Nottle	(Chief Executive Officer)
Mr I Rennie	(Deputy Chief Executive Officer)
Mr S Clayton	(Executive Manager Corporate & Community Services)
Mr B Wall	(Executive Manager Infrastructure & Major Projects)
Mr D Chidlow	(Manager Planning)
Miss D Kerr	(Council Secretary & PA)

Apologies

Approved Leave of Absence

3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME

- 5 APPLICATIONS FOR LEAVE OF ABSENCE**

- 6 CONFIRMATION OF MINUTES**
 - 6.1 MINUTES OF THE ORDINARY MEETING HELD 27 JUNE 2013**

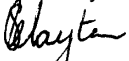

- 7 NOTICES AND ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION, AND COUNCIL APPOINTED DELEGATES REPORTS**

- 8 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS**

- 9 REPORTS OF COMMITTEES AND OFFICERS**

9.1 FINANCE

9.1.1 ACCOUNTS FOR PAYMENT – JUNE 2013

Location:	Shire of Dandaragan
Applicant:	N/A
Folder Path:	Business Classification Scheme / Financial Management / Creditors / Expenditure
Disclosure of Interest:	None
Date:	11 July 2013
Author:	Scott Clayton, Manager Corporate Services
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To accept the cheque and direct debit listing for the month of June 2013.

BACKGROUND

As part of the *Local Government Act 1995*, Financial Management Regulations 1996, a list of expenditure payments is required to be presented to Council.

COMMENT

The cheque and electronic funds transfer (EFT) listing for June 2013 totalled \$860,687.06 for the Municipal Fund.

CONSULTATION

- Chief Executive Officer

STATUTORY ENVIRONMENT

- Regulation 13 of the Local Government Financial Management Regulations 1997

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no adverse trends to report at this time.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- cheque and direct debit listings for June 2013 (Doc Id: 15140) **(Marked 9.1.1)**

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That the Municipal Fund cheque and EFT listing for the period ending 30 June 2013 totalling \$860,687.06 be accepted.

9.1.2 SHIRE OF DANDARAGAN 2013 / 2014 ANNUAL MUNICIPAL BUDGET

Due to work still being carried out on the Shire of Dandaragan's 2013 / 2014 Annual Municipal Budget this item will be distributed separately to the agenda.

9.2 WORKS AND PLANT

9.2.1 PERMANENT CLOSURE OF ROAD RESERVES

Location: Road 1 - road reserve adjacent to Lot 3 Mimegarra Road
Road 2 - road reserve running between Dambadjie / Lupin Valley Road


Applicant: Geoff Wardle, Dianne Porter, G T & J A Marriot and J & J Glasfurd

Folder Path: Business Classification Scheme / Roads / Road Closures / Permanent

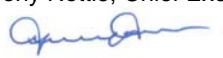
Disclosure of Interest: Nil

Date: 8 July 2013

Author: Brian Wall, Executive Manger Infrastructure & Major Projects

Signature of Author: 

Senior Officer: Tony Nottle, Chief Executive Officer

Signature of Senior Officer: 

PROPOSAL

Council to authorise formal application to the Minister of Lands for permanent road reserve closures to the following road reserves:

- Road 1 - road reserve adjacent to Lot 3 Mimegarra Road
- Road 2 - road reserve extending between Dambadjie / Lupin Valley Road

BACKGROUND

At the Ordinary Meeting held Thursday 24 January 2013, the following items were put forward to Council:

- Item 9.2.2 – Portion of unmade road reserve in the vicinity of Lot 3 Mimegarra Road – permanent road reserve closure request; and
- Item 9.2.3 – Closure of unmade section of road reserve running between Dambadjie and Lupin Valley Roads.

At this meeting it was resolved:

Moved Cr Bailey, seconded Cr Russell

1. *That Council supports the proposal from Mr G Wardle to have the registered unmade road reserve on the title of Lot 3 Mimegarra Road permanently closed; and*
2. *that staff commence proceedings to close the unmade road reserve as shown on figure 1 and report back to Council following the statutory advertising period as to whether any objections were received.*

CARRIED 9 / 0

Moved Cr Bailey, seconded Cr Russell

That:

1. *Council supports the proposal from the request of Mr Glasfurd and Mr Marriott in the closure of the section of unmade road reserve separating Lot 1 of Location 1131 and Lot 2384 Dambadjie Road; and*
2. *staff commence proceedings to close the unmade road*

reserve as shown on figure 1 and report back to Council following the statutory advertising period as to whether any objections were received.

CARRIED 9 / 0

COMMENT

In accordance with the requirements of the *Land Administration Act 1997 Section 58(3) - Closing Roads*, an advertisement was placed in the Advocate newspaper on 7 February to notify the public that Council intends to seek approval of the Minister of Lands to close the section of unmade road reserve on the title of Lot 3 Mimegarra Road and the section of unmade road reserve dividing Lot 1 of Location 1131 and Lot 2384 Dambadjie Road, Dandaragan permanently.

Written submissions about the proposal were to be received up to 4.00pm on Wednesday 20 March 2013. No submissions were received.

CONSULTATION

Advertisements as per statutory requirements.

STATUTORY ENVIRONMENT

Land Administration Act 1997 Section 58 – Closing Roads

1. *When a local government wishes a road in its district to be closed permanently, the local government may, subject to subsection 3, request the Minister to close the road.*
2. *When a local government resolves to make a request under subsection 1, the local government must in accordance with the regulations prepare and deliver the request to the Minister.*
3. *A local government must not resolve to make a request under subsection 1 until a period of 35 days has elapsed from the publication in a newspaper circulating in its district of notice of motion for that resolution, and the local government has considered any objections made to it within that period concerning the proposals set out in that notice.*

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

Apart from advertising costs, all associated costs with formal closure of the road reserves will be borne by applicants.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this

report:

- Letters from Mr John Glasfurd and Mr G Marriott (Doc Id: 7785)
- Map (Doc Id: 10815)
- LAA 1997 Excerpt (Doc Id: 10816)

(Marked 9.2.1)

VOTING REQUIREMENT


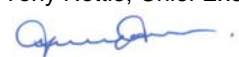
Simple majority

OFFICER RECOMMENDATION

That Council authorise the Chief Executive Officer to apply to the Minister of Lands for permanent closure of the road reserves:

- 1. portion of road reserve in the vicinity of Lot 3 Mimegarra Road; and**
- 2. section of road reserve extending between Dambadjie and Lupin Valley Roads.**

9.2.2 JURIEN BAY ENTRY STATEMENT

Location:	Bashford Street Jurien Bay
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Council / Committees / Marketing and Promotions
Disclosure of Interest:	N/A
Date:	10 July 2013
Author:	Brian Wall, Executive Manager Infrastructure & Major Projects
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

Council to consider the removal of remaining half of entry statement, north entrance, Bashford Street.

BACKGROUND

The entry statement was built and funded by the community in the 1980's. Council has been considering the construction of a new entry trail / statement for both ends of Jurien Bay for the past three to four years.

In May 2013, the entry statement on the western side of Bashford Street was recently demolished by a vehicle colliding into it. The statement was entirely demolished and could not be repaired without full replacement.

COMMENT

The entry statement has not as yet been replaced due to the belief of its relevance and impending new entry trail / statement project still to be finalised and developed. The current remaining half of the entry statement now unbalanced in its purpose and nonsensical in its wording detracts from the entry into Jurien Bay. Given the impending changes forecasted for Bashford Street and the entry trail / statements into Jurien Bay it seems uneconomical to replace the demolished half of the entry statement only to have it removed again when the new entry trail / statement is confirmed. However, leaving half the statement reflects badly on town management and a decision to remove the existing structure or rebuild the demolished half is required.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

Demolition of the remaining statement will be undertaken within

Council road maintenance budget.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Photos of the entry statement (Doc Id: 15252)
(Marked 9.2.2)



VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council authorise the removal of the remaining entry statement half, located on Bashford Street verge, north entrance to the Jurien Bay townsite.

9.2.3 SCHOOL BUS POLICY AND PROCEDURE

Location:	Jurien Bay
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Corporate Manager / Policy / Policy Register
Disclosure of Interest:	N/A
Date:	17 July 2013
Author:	Brian Wall, Executive Manager Infrastructure / Major Projects
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

Council to consider endorsing a School Bus Stop Location and Design Policy and Procedure

BACKGROUND

Shire received a letter from the Jurien Bus Contractor advising that to maintain their contract with Evergreen they needed to ensure bus stops complied to a PTA safety standard and requested the Shire upgrade all the bus stops to a safe and usable condition.

Attached to the letter was a map from Jurien Bus Contractors that showed all the stops on their route. On this request the bus stops in Alta Mare and Jurien Bay Heights were audited and assessed based on the PTA guidelines.

As all the existing bus stops were deemed to be unsafe either through the officers audit (based on PTA guidelines) or in the Bus Companies opinion, a tour of the route was undertaken with the Bus contractor to discuss the possible changes that may or may not need to be done.

The Bus contractor and the PTA agreed to the route and the bus stop pull off area for the stops as required were constructed.

COMMENT

On the completion of the relocation of some bus stops based on the safety audit outcome some residents contacted the Shire questioning the reason for relocation, expressing that the new site was too far for their children to walk and actually constituted another safety risk, with the children walking on the road.

After discussion with the community and local Councillors, the Executive Manager Infrastructure and Major Projects proposed a draft Local Bus Stop Location and Design Policy and procedure that clearly identified a process to follow and provide some flexibility in regards to requirements and local conditions, appreciating that the PTA guidelines whilst effective did not consider local locations and conditions.

CONSULTATION

- Local community

- School Bus Contractor Jurien Bay Heights & Alta Mare

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

This proposed new policy will form the future direction in relation to school bus stops in the future.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Letter from Jurien Bus Contractors (Doc Id: 12236)
- Jurien Bay Heights and Alta Mare Bus Stops approved by Shire of Dandaragan and Jurien Bus Contractors (Doc Id: 13657)
- Shire of Dandaragan School Bus Stop – Location and Design Procedures (Doc Id: 15249)
- Shire of Dandaragan School Bus Stop Policy (Doc Id: 15250)

(Marked 9.2.3)

VOTING REQUIREMENT

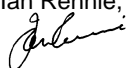

Simple majority

OFFICER RECOMMENDATION

That Council endorse the Bus Stop Location and Design Policy and Procedure and authorise the Chief Executive Officer to advertise the Bus Stop Location and Design Policy and Procedure for public comment.

9.3 ADMINISTRATION

9.3.1 DEPARTMENT OF FIRE AND EMERGENCY SERVICES (DFES) – OPTION TO TRANSFER LOCAL BUSH FIRE BRIGADES IMPACT ASSESSMENT

Location:	Shire of Dandaragan
Applicant:	Department of Fire and Emergency Services (DFES)
Folder Path:	Business Classification Scheme / Emergency Services / Volunteers / Brigade
Disclosure of Interest:	Nil
Date:	5 July 2013
Author:	Ian Rennie, Deputy Chief Executive Officer
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

For Council to consider a request from Department of Fire and Emergency Services (DFES) asking local governments across the State to consider the option for local governments to transfer the responsibility for bush fire brigade operations and administration to DFES.

BACKGROUND

The DFES has for a number of years been conducting a review of Emergency Services Legislation.

The 2006 Community Development and Justice Standing Committee – Inquiry into Fire and Emergency Services Legislation, provided the following recommendations.

Recommendation 55

The emergency services legislation is to provide for FESA (now DFES) and local government to enter into an agreement for the purpose of local government transferring the following responsibilities to FESA on a permanent basis:

- *Emergency Incident Control;*
- *Bush fire brigade operations and administration;*
- *The determination and administration of ESL (Emergency Services Levy), in relation to the capital and recurring costs associated with bush fire brigades.*

Recommendation 56

Such an agreement is only to be entered into if both FESA and the local government agree to terms and conditions.

Recommendation 58

Any additional costs of transfer of bush fire brigades from local governments to FESA, apart from those normally funded under the ESL, are to be borne by the State.

COMMENT

As a result of the aforementioned recommendations, DFES has

corresponded to all local governments seeking a response in relation to the following question:

If future legislation provided the option for local governments to transfer the responsibility for bush fire brigade operations and administration to DFES, would your local government be likely to retain or transfer the responsibility?

This question implies that DFES will take over full control of the local government bush fire brigade activities, including personnel, infrastructure and vehicles, etc.

The correspondence, dated 23 May 2013 and received on 28 May 2013, required a response by 10 June 2013. However, the Chief Executive Officer contacted DFES via email and advised that a matter such as this will require Council consideration and a response will not be available until after consultation has taken place with brigades and fire control officers.

It should be noted that DFES already provides a great deal of assistance to local government with emergency services operations and functions such as provision of training (at no cost), and through the Emergency Services Levy (ESL). Also DFES provides 60% of the funding for the Community Emergency Services Manager program.

As a department DFES would need to be suitably resourced to meet the new proposed requirements and employ additional personnel to satisfactorily manage what is currently done by local government and volunteers.

The proposal would have impact on the local volunteers as they would no longer be able to simply request certain activities and materials from Council and all requests would need to go through the DFES. Also volunteer training standards and requirements may be substantially upgraded to meet DFES requirements.

The proposal needs to be more carefully considered prior to Council being in a position to provide a response. Far more details are required in relation to:

1. actual impact on volunteers and their current operations, including brigade infrastructure and machinery etc; and
2. greater detail, information, clarification and direction on what is actually being proposed and how it is proposed to work.

CONSULTATION

- Local governments
- Bush fire brigades

STATUTORY ENVIRONMENT

- Review of Emergency Services Legislation

- SESVA Secretary and IWG Member

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

Without knowing the finer detail, there doesn't appear to be any direct financial implications for Council in considering this matter. However, it would be logical to conclude there would be an increase in the ESL if there were to be major changes to the structures of bush fire brigades as proposed.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Copy of correspondence from Department of Fire and Emergency Services (Doc Id: 14095)
(Marked 9.3.1)



VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council advise the Department of Fire and Emergency Services that Council opposes the proposal for local governments to transfer the responsibility for bush fire brigades operations and administration to the Department of Fire and Emergency Services.

9.3.2 MARKETING AND PROMOTIONS COMMITTEE MEETING HELD FRIDAY 3 MAY 2013

Location:	N/A
Folder Path:	Business Classification Scheme / Economic Development / Industries / Tourism
Disclosure of Interest:	None
Date:	15 July 2103
Author:	Brian Wall, Executive Manager Infrastructure & Major Projects
Signature of Author:	
Senior Officer:	Tony Nottle Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To receive the minutes of the meeting held 3 May 2013 and consider the recommendations presented by the Marketing and Promotions Advisory Committee.

BACKGROUND

The Marketing and Promotions Advisory Committee meeting was held on 3 May 2013. At this meeting, a number of issues were discussed for Council consideration.

COMMENT

Item 1

The terms of reference for the Marketing and Promotions Advisory Committee currently includes a provision to make recommendations to the Council regarding requests from outside organisations seeking funding from the budget allocation and standing commitments, it is the intention that this be amended and the Marketing and Promotions Committee have a strategic focus on marketing and promoting only.

Given the proposed changes to the Marketing and Promotions Advisory Committee the Committee is suggesting an introduction of a local Grants and Events Committee. The intention of this committee will be to formally assess grant and event applications making recommendations to Council regarding requests from community and outside organisations seeking funding and Council support for events.

The Marketing and Promotions Advisory Committee has made the following recommendation to Council in respect to this item:

COMMITTEE RECOMMENDATION / COMMITTEE DECISION

Moved: Christine Sparrow Seconded: Mike Sheppard

- 1. That the Committee recommend to Council that the following be removed from the Marketing and Promotions terms of reference:*

“To provide recommendation to Council in regards to requests for funding from Council’s Marketing and Tourism

budget.”

2. *That the Committee recommend to Council the following terms of reference for the Marketing and Promotions Committee be endorsed:*
 - *To provide advice to Council in relation to the marketing and promotion of tourism and business within the Shire of Dandaragan:*
 - *To make recommendation for Council consideration in regards to future opportunities that will enhance the attractions of the Shire to business and tourism.*
 - *To monitor budget expenditure to ensure correct allocation for the marketing and promotions committee.*

The Marketing and Promotions Committee propose Council form a Local Events and Grants Committee with the following terms of reference:

- *Assess all community GRANT applications for the community groups and community events, ensuring they comply with application requirements:*
- *Provide recommendations to Council in regards to requests for funding from Council’s Events/Grants Committee budget, based on application assessments: and*
- *Assess all community EVENT applications to ensure they comply with council policy and statutory requirements making recommendation to Council for endorsement.*

CARRIED UNANIMOUSLY

Officer Comment

A local Events and Grants Committee is not required given the process of assessing grant requests is covered by Council policy.

Item 2

Annual Budget allocation.

COMMITTEE RECOMMENDATION / COMMITTEE DECISION
Moved: Leslie Holmes Seconded: Christine Sparrow

1. *That the Committee recommend to Council an annual budget allocation of \$80,000 for the Marketing and Promotions Advisory Committee to assist in promoting the region and invest in initiatives that will encourage both tourists and business to visit and invest in our Shire.*

In summary the budget will cover costs such as:

- *Attendance at appropriate tourism shows, ie Caravan and Camping.*
- *Memberships.*
- *Advertising.*
- *Special Projects.*

2. *That the Committee recommend to Council a budget allocation of \$35,000 for the Grants and Events committee to support local community groups and events.*

In summary the budget will cover costs such as:

- *Community group grants.*
 - *Local community events (Australia Day and Anzac Day Celebrations).*
 - *The annual Indian Ocean Drive Festival.*
3. *Council to consider the Indian Ocean Festival as the Shire premier flagship event.*

CARRIED UNANIMOUSLY

Officer Comment

Council has allocated \$40,000 for Marketing and Promotions Committee for the coming year and that this budget could be used to assist in developing a Strategic Marketing and Promotions Plan for the community.

There is already budget allocation for events and grants in accordance with Policy.

There is a \$5,000 allocation in its draft budget for 2013 / 2014 for the Indian Ocean Festival.

Item 3

The Marketing and Promotions Advisory Committee recognise that the Shire needs to start focussing more on community services than in the past to attract new residents to the town. The Committee feels that the Shire of Dandaragan should also consider more community focus. The location of the Community Development Officer at the Jurien Community Centre (JCC) will provide a relaxed child friendly environment for all members of community and sporting groups to visit and discuss community related issues. The Marketing and Advisory Committee propose the following recommendation in regards to community services within the Shire of Dandaragan.

COMMITTEE RECOMMENDATION / COMMITTEE DECISION
Moved: Mike Sheppard Seconded: Christine Sparrow
That the new Community Development Officer be placed permanently at the Jurien Community Centre (JCC).

The Committee feels that a Community Development Officer located at the JCC will promote a stronger focus on Community Service delivery within the Shire. Benefits of this new location include:

- *Free up office space at the Dandaragan Shire Office*
- *More effectively utilise existing office space at the JCC*

CARRIED UNANIMOUSLY

Officer Comment

Shire is currently managing the JCC for a period of six months, in an attempt to attract a sporting club to manage the facility. Council may wish to wait until such time as this process is completed to ascertain the most effective option in regards to the management of the JCC and location of the Community Development Officer.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Marketing and Promotions Advisory Committee Meeting Minutes – Friday 3 May 2013 (Doc Id: 13745)
(Marked 9.3.2)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council receive the minutes of the Marketing and Promotion Advisory Committee meeting held 3 May 2013 and adopt the following recommendations from the minutes:

- 1. That Council remove the following section from the Marketing and Promotions Advisory Committee terms of reference:**
 - **To provide recommendation to Council in regards to requests for funding from Council's Marketing and Tourism budget.**
- 2. That Council endorse the following terms of reference for the Marketing and Promotions Advisory Committee:**
 - **To provide advice to Council in relation to the marketing and promotion of tourism and business within the Shire of Dandaragan:**
 - **To make recommendation for Council consideration in regards to future opportunities that will enhance the attractions of the Shire to business and tourism.**
 - **To monitor budget expenditure to ensure correct allocation for the Marketing and Promotions Advisory Committee.**
- 3. That Council endorse the Indian Ocean Festival as the Shire's premier flagship event.**

9.3.3 APPLICATION OF COMMON SEAL – WATER CORPORATION – DEVELOPER FUNDED AND CONSTRUCTED WORKS SCOPING AGREEMENT

Location: N/A
 Applicant: Shire of Dandaragan
 Folder Path: Business Classification Scheme / Governance / Authorisations / Council Seal
 Disclosure of Interest: None
 Date: 17 July 2013
 Author: Brian Wall, Executive Manager Infrastructure & Major Projects
 Signature of Author: 
 Senior Officer: Tony Nottle Chief Executive Officer
 Signature of Senior Officer: 

PROPOSAL

To seek Council's endorsement for the application of the Shire of Dandaragan's common seal to the Developer Funded and Constructed Works Scoping Agreement between the Water Corporation as part of the SuperTowns Jurien Bay City Centre Enhancement Project - Sewerage Rising Main.

BACKGROUND

The Shire of Dandaragan's common seal is applied in circumstances where the Shire enters into a legal agreement, lease or undertakes the disposal or acquisition of land.

Application of the seal is accompanied by the signatures of the President and Chief Executive Officer.

A register is maintained to record all occasions on which the seal is applied.

Generally, the common seal is only applied in circumstances where the Council has specifically resolved to enter into an agreement, lease or dispose of or acquire land. There are however, occasions where the seal is required to be applied urgently and Council's endorsement is sought retrospectively.

COMMENT

As part of the SuperTowns Jurien Bay City Centre Enhancement Project - Sewerage Rising Main, the Water Corporation (WC) requires that Council authorise a Developer Funded and Constructed Works Scoping Agreement.

In these types of projects, the WC treat the Shire as if they were acting as a developer; WC make no differentiation between the parties. The need for these agreements is to ensure that all parties deliver what is going to be an acceptable asset to the Corporation at the end of the project. The Corporation will eventually take liability for the ongoing operational and maintenance costs for this asset in perpetuity and as such WC are incumbent to make sure that it is delivered to the required standards.

This initial agreement and the subsequent Development Funded Constructed Works Agreement provide the Corporation with this certainty.

If the project was not to proceed for any reason, the Shire is not committed to undertaking the project by the signing of this agreement.

The process, although it appears to be onerous, is in place to ensure that there are no unforeseen issues that arise during the construction phase that will lead to project variations beyond a normal contractual limit.

CONSULTATION

Not applicable

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Developer Funded and Constructed Works Scoping Agreement from the Water Corporation (Doc Id: 15242)

(Marked 9.3.3)

VOTING REQUIREMENT



Simple majority

OFFICER RECOMMENDATION

That Council endorse the Developer Funded and Constructed Works Scoping Agreement between the Water Corporation as part of the SuperTowns Jurien Bay City Centre Enhancement Project - Sewerage Rising Main, and authorise the Shire President and the Chief Executive Officer to sign and affix the common seal.

9.4 TOWN PLANNING

9.4.1 PLANNING APPROVAL – PROPOSED OUTBUILDING – LOT 347 (14) PINETREE CIRCUIT, JURIE BAY

Location:	Lot 347 (14) Pinetree Circuit, Jurien Bay
Applicant:	Swan Aussie Sheds on behalf of D & J Thorley
Folder Path:	Development Services Apps / Development Applications / 2013 / 30
Disclosure of Interest:	None
Date:	29 May 2013
Author:	Rob Casella, Planning Officer
Signature of Author:	
Senior Officer:	David Chidlow, Manager of Planning
Signature of Senior Officer:	

PROPOSAL

The applicant seeks planning approval for a proposed outbuilding with a parapet wall to house their boat, measuring 11.5m x 7m (80.5m²) with a wall height of 3.6m on Lot 347 Pinetree Circuit, Jurien Bay.

BACKGROUND

The proponent has submitted a proposal to construct a 3.6m high parapet wall shed with an area of 80.5m², comprising an 11.5m wall length on the subject lot.

In accordance with Local Planning Policy 8.6 – Outbuildings ‘Residential Areas’ (the Policy) an outbuilding in a residential area is permitted to have an area of 80m² provided its external appearance is of a non-reflective cladding or masonry. Clause 8 of the Policy, referring to parapet walls, states:

“Where a parapet / boundary wall is proposed (ie a wall within 750mm of a boundary), a maximum wall height of 3m and length of 9m will apply. Any variation to this requires comment from the affected adjoining property owner/s for a Council decision.”

A letter has been distributed notifying the adjoining property owner with comments closing 11 July 2013.

COMMENT

As in accordance with Clause 8 of the Policy, the application has been advertised.

The proposed development requires variations of 0.6m in height, 2.5m in length and a 0.5m in area of the Policy for Outbuildings in ‘Residential Areas’. Due to no objection being submitted the Shire officer recommends the proposal be approved.

CONSULTATION

A letter was sent to the affected adjoining property owner seeking

comment on the proposal. The advertising period closed on the 11 July 2013. No submissions have been received.

STATUTORY ENVIRONMENT

- Local Planning Scheme No 7

POLICY IMPLICATIONS

- Local Planning Policy 8.6 – Outbuildings ‘Residential Areas’

FINANCIAL IMPLICATIONS

The applicant has paid a standard application fee of \$139.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Site plan (Doc Id: 14767)
(Marked 9.4.1)

VOTING REQUIREMENT

Simple majority



OFFICER RECOMMENDATION

That Council grant planning approval for the proposed outbuilding as in accordance with the attached approved plans date stamped 14 June 2013 on Lot 347 Pinetree Circuit, Jurien Bay subject to the outbuilding matching the colour scheme of the proposed dwelling.

Advice

- **This is planning approval only and not a building permit. A building permit must be obtained for this development.**
- **If the development the subject of this approval is not substantially commenced within a period of 2 years, or such other period as specified in the approval after the date of the determination, the approval shall lapse and be of no further effect.**
- **Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.**

9.4.2 PLANNING APPROVAL – PROPOSED OUTBUILDING – LOT 492 (7) ESSEX STREET, JURIE BAY

Location: Lot 492 (7) Essex Street, Jurie Bay
 Applicant: K & L Hug
 Folder Path: Development Services Apps / Development Applications / 2013 /
 Disclosure of Interest: None
 Date: 4 July 2013
 Author: Rob Casella, Planning Officer
 Signature of Author: 
 Senior Officer: David Chidlow, Manager of Planning
 Signature of Senior Officer: 

PROPOSAL

The applicant seeks planning approval for a proposed outbuilding for the purpose of housing their boat, trailer and for use as a domestic shed, measuring 6m x 13m (78m²) with a wall height of 3.6m, setback 1m from the boundary on Lot 492 (7) Essex Street, Jurie Bay.

BACKGROUND

At its meeting held on 23 May 2013, Council refused a planning application from the proponent for a proposed outbuilding with a parapet wall, measuring 14m x 7m (98m²) with a maximum height of 4.5m for the following reasons:

1. the proposal does not appropriately address the performance criteria of the Residential Design Codes (2010);
2. the use had the potential to have an adverse impact on the amenity of the surrounding area and the affected adjoining property;
3. the proposed outbuilding does not preserve the amenity of the locality; and
4. the proposal far exceeds the provisions of the Shire's Local Planning Policy 8.6 – Outbuildings 'Residential Areas'.

The proponent has submitted a proposal to construct a shed with 3.6m high wall (4.5m ridge height) with an area of 78m², comprising a 13m wall length with a 1m boundary setback on the subject lot.

In accordance with Local Planning Policy 8.6 – Outbuildings 'Residential Areas' (the Policy) an outbuilding in a residential area is permitted to have an area of 80m² provided its external appearance is of a non-reflective cladding or masonry.

The Residential Design Codes require a 1.5m setback for wall lengths of 13m in length and a wall height greater than 3.5m.

COMMENT

As in accordance with Clause 8 of the Policy, the adjoining affected landowner has been notified.

The proposed development requires a 4m variation in length of the Shire's Policy for Outbuildings in 'Residential Areas'. Due to no objection being submitted the Shire officer recommends the proposal be approved.

CONSULTATION

Affected adjoining landowners were notified of the application via email requesting they provide comment before the 15 July 2013. No response has been received.

STATUTORY ENVIRONMENT

- Local Planning Scheme No 7

POLICY IMPLICATIONS

- Local Planning Policy 8.6 – Outbuildings 'Residential Areas'

FINANCIAL IMPLICATIONS

The applicant has paid a standard application fee of \$139.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Site plan (Doc Id: 14980)
(Marked 9.4.2)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council grant planning approval for the proposed outbuilding in accordance with the attached approved plans date stamped 4 July 2013 on Lot 492 (7) Essex Street, Jurien Bay subject to the following conditions:

- 1. the materials and colours for the proposed outbuilding are to blend with the existing dwelling or surrounding environment to not detract from the amenity of the local neighbourhood; and**
- 2. appropriate management storm water runoff is to be implemented and maintained on-site.**



Advice

- **This is planning approval only and not a building permit. A building permit must be obtained for this development.**
- **If the development the subject of this approval is not substantially commenced within a period of 2 years, or such other period as specified in the approval after the date of the determination, the approval shall lapse and be of no further effect.**

AGENDA FOR ORDINARY COUNCIL MEETING TO BE HELD THURSDAY 25 JULY 2013

- **Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.**

9.4.3 PLANNING APPROVAL – PROPOSED OUTBUILDING – LOT 769 MIDDLETON BOULEVARD, JURIEN BAY (BEACHRIDGE)

Location: Lot 769 Middleton Boulevard, Jurien Bay (Beachridge)
 Applicant: J Brown
 Folder Path: Development Services Apps / Development Applications / 2013 / 41
 Disclosure of Interest: None
 Date: 3 July 2013
 Author: Rob Casella, Planning Officer
 Signature of Author: 
 Senior Officer: David Chidlow, Manager of Planning
 Signature of Senior Officer: 

PROPOSAL

The applicant seeks planning approval for a proposed outbuilding with a parapet wall to house their boat, measuring 6m x 15m (90m²) with a wall height of 3m on Lot 769 Middleton Boulevard, Jurien Bay.

BACKGROUND

The proponent has submitted a proposal to construct a 3m high parapet wall shed with an area of 90m², comprising a 15m wall length on the subject lot.

The proponent has indicated that the outbuilding will have the front portion (6m) open with no wall cladding, leaving 54m² for enclosed outbuilding. Essentially the proposal can be identified as an outbuilding with a lean-to extension.

In accordance with Local Planning Policy 8.6 – Outbuildings ‘Residential Areas’ (the Policy) an outbuilding in a residential area is permitted to have an area of 80m² provided its external appearance is of a non-reflective cladding or masonry. Clause 8 of the Policy, referring to parapet walls, states:

“Where a parapet / boundary wall is proposed (ie a wall within 750mm of a boundary), a maximum wall height of 3m and length of 9m will apply. Any variation to this requires comment from the affected adjoining property owner/s for a Council decision.”

A letter has been distributed notifying the adjoining property owner with comments closing on 17 July 2013.

COMMENT

As in accordance with Clause 8 of the Policy, the application has been advertised.

There are three (3) affected adjoining properties. The two lots to the side of the subject lot are vacant residential lots with the lot to the rear under construction with an existing shed opposite the proposed development.

The outbuilding meets the requirements for the maximum height of 3m for a parapet wall. The proposal requires an extension of 4m in length and 10m² in area.

It is noted that the subject lot has the unfortunate circumstance, due to the subdivision design, that the rear yard may potentially be boxed in by outbuildings from adjoining lot owners.

Given the height and circumstances of the proposed development, being an outbuilding with a lean-to structure (open extension) the proposed development should have minimal impact on the adjoining lots and local amenity.

CONSULTATION

A letter was sent to the affected adjoining property owner seeking comment on the proposal. The advertising period closed on the 17 July 2013. No submissions have been received.

STATUTORY ENVIRONMENT

- Local Planning Scheme No 7

POLICY IMPLICATIONS

- Local Planning Policy 8.6 – Outbuildings ‘Residential Areas’

FINANCIAL IMPLICATIONS

The applicant has paid a standard application fee of \$139.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Site plan (Doc Id:15090)
(Marked 9.4.3)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council grant planning approval for the proposed outbuilding in accordance with the attached approved plans date stamped 2 July 2013 on Lot 769 Middleton Boulevard, Jurien Bay (Beachridge) subject to the materials and colours for the proposed outbuilding blending with the existing dwelling or surrounding environment to not detract from the amenity of the local neighbourhood.



Advice

- **This is planning approval only and not a building permit. A building permit must be obtained for this development.**

AGENDA FOR ORDINARY COUNCIL MEETING TO BE HELD THURSDAY 25 JULY 2013

- **If the development the subject of this approval is not substantially commenced within a period of 2 years, or such other period as specified in the approval after the date of the determination, the approval shall lapse and be of no further effect.**
- **Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.**

9.4.4 PLANNING APPLICATION – PROPOSED EXTRACTIVE INDUSTRY (LIMESTONE & SAND) – LOT 3157 WOOLKA ROAD COOLJARLOO

Location:	Lot 3157 Woolka Road, Cooljarloo
Applicant:	Halsall & Associates on behalf of J Percy
Folder Path:	Development Services Apps / Development Application / 2013 / 42
Disclosure of Interest:	None
Date:	12 July 2013
Author:	Rob Casella, Planning Officer
Signature of Author:	
Senior Officer:	David Chidlow, Manager of Planning
Signature of Senior Officer:	

PROPOSAL

The applicant seeks planning approval for an Extractive Industry Licence (Limestone & Sand) on Lot 3175 Woolka Road, Cooljarloo (subject site).

BACKGROUND

The subject site is located approximately 25km west northwest from Cataby. The subject site is zoned Rural under Local Planning Scheme No 7 (the Scheme).

The site has an area of 387.5831 hectares and severed by an unconstructed public road reserve which does not connect with the wider public road network.

The site is accessed off Brand Highway via Cooljarloo Road through to Woolka Road and then via an existing road / track through a pastoral lease to the subject site, approximately a 20km distance from the Brand Highway. It adjoins Crown land to the north and west, utilised for extensive grazing, and freehold rural land to the south and east.

The site is predominantly flat with small hills in the northern region of the site ranging from 10 to 20 metres above the flat paddock areas in the central to southern parts of the site.

The proponent intends to extract limesand for use in the broader rural areas of the Shire of Dandaragan and other areas to improve agricultural capability. The extraction is to take place over three areas within the site, in three stages. The first stage proposing to extract an estimated 225,300 tonnes with an approximate 2 – 4 year lifespan, stage two having an estimated 162,000 tonnes having an approximate lifespan of 1.75 – 3.5 years and an estimated 96,750 tonnes of limesand with an approximate 1.25 – 2.5 year lifespan.

In assessing the application for an extractive industry on the proposed lot, Appendix 1 of the Local Planning Strategy 'Planning Considerations for Extraction of Basic Raw Materials' have been

addressed and the submission is to the satisfaction of the Shire's Planning Officer.

COMMENT

Given its location, the site is quite isolated as such, making it vastly remote from any dwellings, alleviating the requirement for impact assessments in relation to any nuisance impacts that are sensitive to households.

The proposal is to take place on freehold land situated within the Gingin Groundwater Area. The site holds no environmental significants.

Agreements between the proponent and the landowner's have been or are to be made to ensure all parties are satisfied.

Access to the site is proposed to be through various tenure including road reserve, Crown land and a pastoral lease which is subject to a mining tenement held by Tronox. There is no formal road to the site with access to be via an existing track which has been utilised for many years for agricultural activities on the site.

Shire officers have notified the proponent that maintenance of the road is to not be burdened by the Shire and is the responsibility of the proponent with arrangements being made to the satisfaction of the adjoining affected landowners.

The proposal is to utilise the existing track and maintain the road for the extraction of between 48,000 and 96,000 tonnes of limesand per annum in three stages. The rehabilitation will be through placement of topsoil and reseeded with paddock grasses.

The proponent intends to operate between 5am and 8pm daily with an average of 10 to 20 truck movements per week which it is most likely to increase in activity around the spreading season (February – April).

Due to its remoteness and small volume of activity, Shire officers recommend Council grant conditional approval for the Extractive Industry Licence for limesand.

CONSULTATION

The proponent has submitted written consent forms from the adjoining affected landowners, each granting permission with arrangements and to be negotiated with the adjoining landowners separately.

STATUTORY ENVIRONMENT

- Local Planning Scheme No 7
- Local Planning Strategy

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

A standard planning application fee of \$139 has been paid, as well as an Extractive Industry Licence fee of \$500.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Extract of Report (Doc Id: 15016)
- Submission from Department of Mines and Petroleum (Doc Id: 15164)
- Letter of support (Doc Id: 15167)

(Marked 9.4.4)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION



That Council grant planning approval for an Extractive Industry Licence on Lot 3157 Woolka Road, Cooljarloo expiring on 31 July 2028 subject to the following conditions:

- 1. The construction and maintenance of Woolka Road is the responsibility of the proponent. The Shire of Dandaragan is not to be burdened by any of the costs for construction or maintenance of the proposed road through Crown Reserve Lots 4246 and 4116 and traversing stock route.**
- 2. The proponent is to contribute to the maintenance of any existing roads under the Shire control and liaise with the Shire's Executive Manager Infrastructure / Major Projects prior to commencement of operations.**
- 3. The clearing of native vegetation will be limited to 1 hectare in area within any financial year. Anything exceeding this limit will require a Clearing Permit from the Department of Parks and Wildlife.**

Advice

- In addition to this extractive industry licence, the licensee will be required to pay an annual licence fee of \$150.00 on or before 30 June each year.**
- The licensee will be required to furnish to the Local Government each year, at the time of submitting the renewal fee, a statement specifying the quantity of material extracted.**
- The proponent entering into an agreement with the affected adjoining landowners for suitable access and rehabilitation plan and notifying the Shire.**

9.4.5 DEPARTMENT OF MINES AND PETROLEUM – APPLICATION TO CLEAR NATIVE VEGETATION – WESTDEEN HOLDINGS PTY LTD – RESERVE 22496

Location: Reserve 22496 off Indian Ocean Drive, Jurien Bay
 Applicant: Westdeen Holdings Pty Ltd
 Folder Path: Business Classification Scheme / Environmental Management / Permits / Clearing
 Disclosure of Interest: Nil
 Date: 12 July 2013
 Author: David Chidlow, Manager of Planning
 Signature of Author: 
 Senior Officer: Ian Rennie, Deputy Chief Executive Officer
 Signature of Senior Officer: 

PROPOSAL

To consider an application by Westdeen Holdings Pty Ltd to clear approximately 4 hectares for the purpose of mineral production.

BACKGROUND

The Department of Mines and Petroleum (DMP) has received an application from Westdeen Holdings Pty Ltd to clear approximately 4 hectares of native vegetation on portion of Reserve 22496 off Indian Ocean Drive, Jurien Bay. The Reserve is adjacent to Middle Head and just south of North Head.

COMMENT

The proposal before Council is for consideration of the application to clear approximately 4 hectares of native vegetation. The majority of the land proposed to be cleared is free of vegetation as shown on the attached aerial.

Council has supported previous applications for the clearing of native vegetation to allow farming or mining to take place and this application is of a similar nature. Staff are not aware of any reason that this application should not be supported.

CONSULTATION

In accordance with sub-section 51E(4) of the *Environmental Protection Act 1986* (EP Act), the Chief Executive Officer (CEO) of DMP considers that Council may have a direct interest in the subject matter of the application, and invites comments on the proposal.

STATUTORY ENVIRONMENT

- *Environmental Protection Act 1986*

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Correspondence and plans from the Department of Mines and Petroleum (Doc Id:14875)

(Marked 9.4.5)

VOTING REQUIREMENT


Simple majority


OFFICER RECOMMENDATION

That the Department of Mines and Petroleum be advised that Council has no objection to the land clearing application submitted by Westdeen Holdings Pty Ltd for the clearing of approximately 4 hectares of native vegetation.

9.4.6 APPLICATION FOR RENEWAL OF PLANNING APPROVAL – COMMERCIAL OFFICE DEVELOPMENT – LOT 1174 SANDPIPER STREET, JURIE BAY

Location: Lot 1174 Sandpiper Street, Jurien Bay
 Applicant: WA Country Builders Pty Ltd (owner)
 File Ref: Development Service Apps / Development Application / 2013 / 38

Disclosure of Interest: None
 Date: 11 July 2013
 Author: David Chidlow, Manager of Planning
 Signature of Author: 

Senior Officer: Ian Rennie, Deputy Chief Executive Officer
 Signature of Senior Officer: 

PROPOSAL

The applicant seeks renewal of planning approval for a commercial office development consisting of two tenancies on Lot 1147 Sandpiper Street, Jurien Bay.

BACKGROUND

Council on 26 April 2007, considered the application where it resolved to conditionally approve the development subject to the provision of car parking based on:

Provision of four bays on site, four bays already provided off site as part of the original subdivision, shortfall of five bays to be provided through payment of cash in lieu.

Due to this requirement the development failed to proceed and the planning approval subsequently lapsed.

The application was resubmitted in May 2010 where it was conditionally approved by Council with the placement of condition 1 f), which reads as follows:

- 1 f) *the payment of cash in lieu for a shortfall in the car parking to the local government in accordance with the following requirements:*
- *the estimated land value component for two car bays, as determined by a licensed valuer appointed by the local government, and based on an area of 27.5m² per car bay inclusive of manoeuvring area;*
 - *the estimated construction cost of one bay as determined by the local government or by a person nominated by the local government who is competent in the field of civil (road) engineering;*
 - *reimbursement for the costs incurred by the local government in engaging a licensed valuer and engineer, if applicable; and*
 - *all payments being made to the local government prior to first occupation of the commercial building or by alternative arrangement as agreed to by the Chief*

Executive Officer.

The condition offered a reduction in the parking requirement from the initial planning approval, with cash in lieu to be paid for two parking bays based on a concession by Council taking into account the historical nature of the subdivision and minimal lot sizes to accommodate commercial development including onsite car parking. As reflected in condition 1 f) this reduced the number of car parking bays from 13.8 to 10 resulting in a shortfall of two bays to be funded through payment of cash-in-lieu (land value and construction costs). This requirement, whilst not in line with the proponent's request to pay a 'construction only' cost for the required number of bays in the road reserve, was based on adhering to the provisions and formula for calculating car parking in the Local Planning Scheme No 7 and, as best as possible, seeking to negate any precedent that may have a flow on effect or benefit for large scale commercial development that could prove detrimental to the local authority and the broader community in the longer term.

The Council then proceeded to develop a Local Planning Policy to provide a higher level of recognition for car parking standards associated with development. The Policy provides an acknowledgement to the historical nature and constraint of the six small commercial lots in Sandpiper and Andrews Street, and accordingly offers a concession that reads as follows:

3.3 In light of the minimal lot areas and historical nature of subdivision the Council will waive, pursuant to Clause 5.5.1 of the Shire of Dandaragan Local Planning Scheme No 7, the car parking provision applicable to the ground level portion (net lettable area) of development on Lots 1145 to 1151 Sandpiper and Andrews Street, Jurien Bay.

WA Country Builders applied in October 2010 for the above condition 1 f) to be deleted and that Policy statement 3.3 above be applied to the development. At the Council meeting held on 2 December 2010, it was resolved to delete the above condition in accordance with this Policy.

This results in there being no requirement for cash in lieu for parking to this application.

Development did not proceed and the planning approval has again lapsed. WA Country Builders are now seeking renewal of the approval with the same conditions of approval as the December 2010 approval.

COMMENT

There are no changes to the previously approved development and there have been no changes to Policy or the Scheme since

the latest approval was granted. The proposed development is recommended for approval.

CONSULTATION

Consultation is not required in relation to this request.

STATUTORY ENVIRONMENT

- Local Planning Scheme No 7

POLICY IMPLICATIONS

- Local Planning Policy 8.8 – Car Parking

FINANCIAL IMPLICATIONS

The applicant has paid a reduced planning application fee for renewal of \$409.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Development Application (Doc Id: 15203)

(Marked 9.4.6)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council grant planning approval for a commercial office development on Lot 1147 Sandpiper Street, Jurien Bay subject to the following conditions:

- 1. All development shall be in accordance with the attached approved plans dated 8 July 2010 and subject to any modifications required as a consequence of any conditions of this approval. The endorsed plans shall not be modified or altered without the prior written approval of the local government.**
- 2. The planter boxes as shown on the approved plans being established with water wise plant species upon practical completion of the development and maintained thereafter to the satisfaction of the local government.**
- 3. The commercial space shall be limited to the use of an 'Office' or 'Small Retail Shop', but not a take-away food outlet, café or dine-in restaurant.**
- 4. Construction of a 2m wide footpath in accordance with AS 3727-1993 of 100mm thick reinforced concrete along the Sandpiper Street property frontage, and parallel to the property alignment, at the cost of the developer.**
- 5. Provision of four parking bays on-site constructed to a sealed, drained and line marked standard to the**

satisfaction of the local government.

6. Roof downpipes must not openly discharge onto the ground or paved surface. All downpipes must discharge into a suitable piped storm-water drainage system.
7. An onsite bin storage area being provided capable of accommodating four 240 litre capacity wheeled bins (two for each commercial tenancy).
8. All plumbing pipes shall be ducted within the walls of the building.
9. No site earthworks or development shall occur that will cause additional runoff of stormwater to adjacent properties.

Advice:

- With reference to condition 5 the Council, in acknowledging the minimal lot area and historical nature of subdivision for Lot 1147, has waived (pursuant to Clause 5.5.1 of the Shire of Dandaragan Local Planning Scheme No 7) the car parking requirement applicable to the ground level portion (net lettable area) of development.
- With reference to condition 6 all stormwater drainage shall be designed and constructed at the applicant's cost and in accordance with the requirements of local government and the current Australian Rainfall and Runoff Manual. Stormwater retention of runoff from roof and or other paved / impervious areas shall be provided on site. The design is to ensure the discharge of stormwater from the developed site is so as to restrict discharge to that which existed prior to development. Design overflow from soak wells and site drainage shall ensure no discharge onto or through adjoining properties. Details on the site specific design of control and disposal of stormwater from the site are to be submitted with the preparation of a building application.
- A grant of planning consent is not a building permit. A building permit must also be obtained for this development.
- Prior to lodging an application for building permit it is requested the applicant liaise with the Manager of Building Services in regard to design of boundary and common walls to meet fire separation standards under the Building Code of Australia.
- This approval is valid for a period of two years. If the development has not substantially commenced within this period the approval will lapse.
- The applicant be advised that "should you be aggrieved by this decision, or any conditions imposed, there is a Right of Review under the *Planning and Development Act 2005*. An Application for Review must be submitted in accordance with Part XIV of the *Planning and Development Act* within 28 days of the date of this decision to:

AGENDA FOR ORDINARY COUNCIL MEETING TO BE HELD THURSDAY 25 JULY 2013

**The State Administrative Tribunal
GPO Box U1991
PERTH WA 6845**

9.5 HEALTH**9.6 BUILDING****9.7 COUNCILLOR INFORMATION BULLETIN****9.7.1 DANDARAGAN GOLF CLUB INC – TRONOX AND SHIRE OF DANDARAGAN SPORTING AND RECREATION FACILITY FUND GRANT**

Document ID: 14631

The Dandaragan Golf Club will not be applying for a grant this year.

The reason is that previously they received a very generous grant from this fund that enabled the Club to purchase new artificial turf for the tee boxes. This was a big undertaking by the Club and was very successful.

More information is on hand.

9.7.2 ENEWSLETTER – SENATOR ALAN EGGLESTON – ‘NO’ CASE – RECOGNITION OF LOCAL GOVERNMENT REFERENDUM

Document ID:

“Yesterday afternoon I outlined my reasons for opposing recognition of local government in the Australian Constitution to the Senate, as I believe such an amendment is unnecessary and could seriously undermine our federalist system.”

An outline of Senator Alan Eggleston’s speech is on hand.

9.7.3 REGIONAL DEVELOPMENT AUSTRALIA – MEDIA RELEASE – WHEATBELT SHIRES TO SHARE IN \$3.6 MILLION THROUGH RDA FUND ROUND 5

Document ID:

“The Hon. Anthony Albanese MP Minister for Regional Development and Local Government, announced on 19 June 2013, \$150 million to be shared between all local Council’s and Shires across Australia to help build and renew community infrastructure. This funding delivered through Round Five of the Regional Development Australia Fund and the Liveable Cities Program, is for capital infrastructure projects that will facilitate jobs and growth in regional and local communities.”

More information is on hand.

9.7.4 DEPARTMENT OF ENVIRONMENT AND CONSERVATION – COMMERCIAL OPERATOR ALERTS – TOURISM INDUSTRY REGIONAL DEVELOPMENT FUND

Document ID:

Minister Assisting for Tourism Senator Don Farrell has launched

Round 2 of the Tourism Industry Regional Development Fund (TIRF) Grants Program to assist tourism operators increase the quality and range of visitor experience in regional Australia.

More information is on hand.

9.7.5 MEDIA RELEASE – BARRY HAASE – FEDERAL MEMBER FOR DURACK – LIBERAL MEMBER FOR DURACK ANNOUNCES RETIREMENT

Document ID: 14537

“Today I announce my decision to withdraw my nomination for re-election as the Liberal member for the seat of Durack at the forthcoming Federal election.

Since 1998 I have represented firstly the electorate of Kalgoorlie and from 2010, the electorate of Durack.”

More information is on hand.

9.7.6 WALGA – LOCAL GOVERNMENT NEWS – ISSUE NO 23.13 – 17 JUNE 2013

Document ID: 14539

Inside this issue:

- Meeting With The Director General, Department Of Transport
- Meeting With The Minister For Agriculture And Food
- Meeting With The Minister For Environment And Heritage
- Salaries And Allowances Tribunal Determinations
- June Eco – News
- LGC 2013 – Registrations Open
- Last Two Procurements Workshop For Regional WA
- ELearning Training
- Officer Training
- Elected Member Training
- WA State Coastal Conference
- Foamed Bitumen Stabilised Materials

9.7.7 WALGA INFOPAGE – PUBLIC SWIMMING POOL OPERATING SUBSIDY

Document ID: 14542

Key Issues:

- The Swimming Pool Subsidy evolved in the 1960's. Local Governments are able to access a \$3,000 subsidy from Department of Treasury for the operations of their swimming pool if it runs at a loss.
- In 2012 State Council resolved to advocate for a review of the subsidy to reflect a more contemporary and equitable model.
- WALGA is requesting member feedback via faxback to inform discussions with Treasury about public swimming pools.

9.7.8 WALGA INFOPAGE – MEETING WITH MINISTER FOR ENVIRONMENT AND HERITAGE

Document ID: 14543

Key Issues:

- Progress on Legislation Reviews in the Portfolio
- International Biodiversity Conference
- State Government Climate Change Statement
- Swan and Canning River System Funding

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.8)**

9.7.9 WALGA FAX BACK – WATER PRESSURE AND INFRASTRUCTURE IN RURAL WA

Document ID: 14544

WALGA has received information from member Local Governments regarding the impact of poor water infrastructure (and water pressure) on economic development. The Association is now seeking further details on situations where this issue has impacted the community. WALGA will collate the responses to form a basis for discussion with the Water Corporation and the Minister for Water.

9.7.10 CENTRAL WEST COAST SENIOR CITIZENS – DIGITAL TELEVISION

Document ID: 14560

The Central West Coast Senior Citizens would like to thank the Shire for the part they have played in bringing us all Digital Television.

“As many of us are not very mobile this gives us much more to include in our day.”

9.7.11 CERVANTES PRIMARY SCHOOL – CLASS MATTERS – ISSUE 7 – 13 JUNE 2013

Document ID: 14625

Inside this issue:

- 50th Anniversary A Big Success
- Footballer's Visit
- Senior Class 1st Assembly
- Winter Carnival Held In Cervantes
- Special Events Coming Up

9.7.12 WATER CORPORATION – PROVISION AND MAINTENANCE OF FIRE HYDRANTS IN LOCAL GOVERNMENT DISTRICTS

Document ID: 14627

The *Water Services Act 2013, WA (Act)* was passed by Parliament in August 2012 and is expected to come into effect in July 2013. The Act makes significant change in relation to fire hydrants, specifically that the Water Corporation will now take over ownership of fire hydrants across the State.

More information is on hand.

9.7.13 WALGA MEDIA RELEASE – SAT DECISION IS FAIR AND REASONABLE – 20 JUNE 2013

Document ID: 14685

“Increasing fees and allowances for Local Government Elected members to have parity with other states is fair and reasonable and well overdue.

Western Australian Local Government Association President Mayor Troy Pickard today welcomed the announcement by the Salaries and Allowances Tribunal to increase fees and allowances for Elected Members of WA Councils.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.13)**

9.7.14 RSL JURIE BAY SUB BRANCH – NEW PREMISES FOR JURIE BAY

Document ID: 14695

At a recent General Meeting of the Jurie Bay RSL Sub Branch, it was decided that as an RSL Sub Branch, it has now grown to a level within the community where we should have our own premises.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.14)**

9.7.15 JURIE BAY DISTRICT HIGH SCHOOL – CROSS COUNTRY CARNIVAL

Document ID: 14696

“On behalf of the School I would like to sincerely thank the Shire of Dandaragan for the use of their grounds for our Cross Country Carnival on Wednesday 12th June.

It provided the students with a suitable venue for such an event and is representative of the community spirit that we value and encourage at Jurie Bay District High School.”

9.7.16 MINISTERIAL MEDIA STATEMENTS – TOUGHER DOG CONTROLS PROTECT PEOPLE AND PETS

Document ID:

- Mandatory Microchipping Of All Dogs
- Higher Penalties For Dog Attacks
- Control Measures For Dangerous Dogs

9.7.17 WALGA INFOPAGE – REVIEW OF THE HERITAGE LOAN SUBSIDY SCHEME (HLSS)

Document ID: 14734

Key Issues:

- The Heritage Loan Subsidy Scheme (HLSS) Is A Program That Offers A subsidy On The Interest Rate On Loans For Conservation Work.
- WALGA and the State Heritage Office have appointed a consultant to review the HLSS and make recommendations to

guide the future of the Scheme.

- Know L'Edge Consultants have been appointed and will be surveying Local Governments and residents to inform the Review.
- The consultants will be contacting a random selection of Local Governments in July 2013.

9.7.18 WALGA – LOCAL GOVERNMENT NEWS – ISSUE NO 24.13 – 24 JUNE 2013

Document ID: 14735

Inside this issue:

- Elected Member Fees And Allowances Determination
- Difficulties Faced By WA Farmers – Have Your Say
- Planning For Waste Management And Recycling
- LGC 2013 – Registrations Open
- Please Respond To Faxback On Glyphosate Resistant Plants
- Last Two Procurement Workshops For Regional WA
- Officer Training
- Elected Member Training
- ELearning
- Traffic Management For Works On Roads: Code Of Practice
- Free Training Session – Planning And Designing For Pedestrian Guidelines
- 2013 International BiodiverCities Conference

9.7.19 WESTERN AUSTRALIAN SALARIES AND ALLOWANCES ACT 1975 DETERMINATION OF THE SALARIES AND ALLOWANCES TRIBUNAL ON LOCAL GOVERNMENT

Document ID: 14738

Attached to the agenda is a copy of the above mentioned document. **(Marked 9.7.19)**

9.7.20 DEPARTMENT OF HEALTH – GUIDELINES FOR SEPARATION OF AGRICULTURAL AND RESIDENTIAL LAND USES – ESTABLISHMENT OF BUFFER AREAS

Document ID:

Attached to the agenda is a copy of the above mentioned document. **(Marked 9.7.20)**

9.7.21 SENATOR THE HON KATE LUNDY – MULTICULTURAL ACCESS AND EQUITY – RESPECTING DIVERSITY, IMPROVING RESPONSIVENESS

Document ID: 14880

The Australian Government reaffirmed its commitment to a Multicultural Australia with the announcement of its response to the Access and Equity Inquiry: *Multicultural Access and Equity – Respecting Diversity, Improving Responsiveness*.

The inquiry received 136 submissions from individuals, government departments and agencies, peak bodies, and non-government organisations.

More info is on hand.

9.7.22 2013-2014 VISITOR CENTRE ASSOCIATION OF WA MEMBERSHIP

Document ID:

“On behalf of the Visitors Centre Association of Western Australia (VCAWA), it gives me great pleasure to invite you to renew your valuable membership with the VCAWA for 2013-2014.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.22)**

9.7.23 WEST MIDLANDS GROUP – WINTER 2013

Document ID:

Inside this issue:

- Spring Field Day
- NACC And NRM Officers
- New Communications / Events / Grants Officer
- New Women’s Committee Members
- New Members
- Dowerin Field Day
- Australian Rural Leadership Course
- Seeding Equipment Demonstration
- Hidden Treasure Incentives
- What Is Pyp Grass
- Fencing Vital To Protect The Warradarge Creek
- Fox Baiting A Success In The West Midlands

9.7.24 2013 ANTI-POVERTY WEEK IN WESTERN AUSTRALIA

Document ID: 15023

This year, Anti-Poverty Week begins on Sunday 13 October and finishes on Saturday 19 October. It coincides every year with the UN International Day to Eradicate Poverty on 17 October.

Anti-Poverty Week is concerned with poverty and hardship around the world and it is an excellent opportunity to highlight poverty and its impacts here in Australia and specifically issues of severe hardship within the local community.

9.7.25 DEPARTMENT OF PREMIER AND CABINET – RESOLUTION OF NATIVE TITLE IN THE SOUTH WEST OF WESTERN AUSTRALIA

Document ID:

The Government of Western Australia presented the South West Aboriginal Land and Sea Council (SWALSC) with a final offer to resolve native title claims across the South West of the State (the South West Settlement). The South West Settlement involves the surrender of all native title rights by the Noongar community in exchange for a package of benefits from the State.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.25)**

9.7.26 DEPARTMENT OF LOCAL GOVERNMENT AND COMMUNITIES – METROPOLITAN LOCAL GOVERNMENT

REFORM UPDATE – ISSUE 07

Document ID:

Inside this issue:

- Growing Perth
- Planning For The Future
- Community Contribution
- Consultation Process
- Minister's Meetings

9.7.27 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION – ELECTION DOCUMENT – A 10 POINT PLAN FOR RESOURCING COMMUNITY PRIORITY

Document ID: 15052

This 10 Point Plan puts forward local government's agenda and presents a way forward for local communities to achieve their potential with support from the Federal Government.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.27)**

9.7.28 THE SMITH FAMILY – SPORT, CULTURE AND THE INTERNET: ARE AUSTRALIAN CHILDREN PARTICIPATING

Document ID: 15050

This publication analyses new data to show the extent to which children from different communities participate in sport and cultural activities outside of school, visit public institutions like libraries and museums, and use the internet at home.

A copy of this publication is on hand.

9.7.29 YOUTHCARE – CHAPLAINS REPORT – TERM 2 WEEK 4

Document ID: 14827

Inside this issue:

- Presentation and Programs
- Classroom Involvement
- Extracurricular
- Pastoral Contact
- YouthCARE
- Community and Other Stuff
- Thank you
- Prayer Points

9.7.30 JAPAN LOCAL GOVERNMENT CENTRE – 2013 CLAIR FORUM

Document ID: 14869

The 2013 Clair Forum will be held on Monday 5 August 2013 from 1.30pm through to 6.30pm. The Forum will be held at the Westin Sydney Heritage Ballroom, 1 Martin Place Sydney NSW.

The year 2013 marks 50 years since the signing of the sister city relationship between Yamatotakada in Nara prefecture and Lismore in NSW. Established in 1963, this is the very first sister city link between Japan and Australia.

9.7.31 WALGA – LOCAL GOVERNMENT NEWS – ISSUE NO 25.13

Document ID: 14889

Inside this issue:

- LGC13 – Final Call For Registrations
- Referendum Gets The Green Light
- Feedback Required – Roads To Recovery Program 2014-2019
- RDAF Community Infrastructure Funding
- National Heavy Vehicle Regulator
- Training
- MWAC Info Bulletin Out Now
- Regional Community Child Care Development Fund – Operational Grants Program
- Resilient Australia Awards 2013

9.7.32 WALGA FAX BACK – REVIEW OF FRAMEWORK AGREEMENT BETWEEN STATE AND LOCAL GOVERNMENT FOR THE PROVISION OF PUBLIC LIBRARY SERVICES IN WESTERN AUSTRALIA 2010-2014

Document ID: 14891

In 2009, a *Framework Agreement between State and Local Government for the provision of Public Library Services in Western Australia 2010-2014* was signed by State and Local Government.

Central to the agreement is a shared vision for the Public Library Service as a sustainable and responsive network of vibrant, connected, well-resourced and free public libraries that are hubs of community life.

In accordance with the Agreement, a formal review process must commence by 1 July 2013. The Strategic Library Partnership Agreement Steering Committee (SLPASC) is leading the review and will report to the Library board and WALGA State Council.

The deadline for feedback is Friday 6 September 2013.

9.7.33 WALGA INFOPAGE – CHILD CARE ACCESSIBILITY FUND AND BEST PRACTICE GUIDELINES FOR THE PLANNING AND DEVELOPMENT OF CHILD CARE FACILITIES

Document ID: 14892

Key Issues:

- \$4.8 million is available to Local Governments through the Child Care Accessibility Fund.
- Best Practice Guidelines for the Planning and Development of Child Care Facilities are being developed.
- The University of Sydney is seeking input for development of Best Practice Guidelines for the Planning and Development of Child Care Facilities.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.33)**

9.7.34 MUNICIPAL WASTE ADVISORY COUNCIL – INFORMATION

BULLETIN – ISSUE 174 – JUNE 2013

Document ID: 14893

Inside this issue:

- Need A Date?
- We Don't Need No Education
- Best Laid Plans
- Broome Cleans Up
- Under 40 Or Really Immature?
- Swipp Up
- Waste Vision – Garbologie!
- Spread Your Waste
- Federal Farming
- Waste Training
- When The Levy Breaks
- Sustainable Procurement
- Urban Mining
- Top Tips
- Go Harvey Go!

9.7.35 DEPARTMENT OF ENVIRONMENT AND CONSERVATION – LEGISLATIVE AUTHORISATIONS UNDER THE ENVIRONMENTAL PROTECTION ACT 1986

Document ID: 14930

On 1 July 2013 as part of the machinery of government, the Department of Environment and Conservation (DEC) separated into the Department of Environment Regulation (DER) and the Department of Parks and Wildlife.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.35)**

9.7.36 DEPARTMENT OF ENVIRONMENT AND CONSERVATION – CLEARING NATIVE VEGETATION FOR BUILDING PROTECTION ZONES

Document ID: 14932

On 3 September 2012 the Premier of Western Australia, Hon Colin Barnett MLA, issued a circular encouraging a shared responsibility of reducing bushfire risk in Western Australia by implementing or improving Building Protection Zones (BPZ).

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.36)**

9.7.37 DEPARTMENT OF REGIONAL DEVELOPMENT AND LANDS – DEPARTMENTAL CHANGES

Document ID: 14941

You may be aware that in April the State Government announced a number of organisational changes with the WA Police Sector. One of those changes is the demerger of the Department of Regional Development and Lands (RDL) to create the Department of Lands from 1 July 2013. Also, from that date RDL was renamed to the Department of Regional Development. Both agencies will be located on different floors at 140 William Street, Perth.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.37)**

9.7.38 RENAMING OF DEPARTMENT OF ENVIRONMENT AND CONSERVATION TO DEPARTMENT OF PARKS AND WILDLIFE; ESTABLISHMENT OF NEW DEPARTMENT OF ENVIRONMENT REGULATION

Document ID: 14944

As part of the Government reform initiatives, on 1 July 2013 the Department of Environment and Conservation was renamed the Department of Parks and Wildlife. Also on 1 July 2013 a number of functions – principally environmental regulation, waste management and controlled waste tracking – transferred to a new department to be called the Department of Environment Regulation.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.38)**

9.7.39 MEDIA RELEASE – BARRY HASE, FEDERAL MEMBER FOR DURACK – LIBERAL PARTY’S GREEN ARMY WILL IMPROVE LOCAL ENVIRONMENT SAYS BARRY HAASE

Document ID: 15036

“The Liberal Party will build the largest standing environmental workforce in Australia’s history and deliver local on-the-ground environmental projects in Durack and around Australia.

Mr Barry Haase, Federal Member for Durack said that if the Liberal Party is elected it will build a 15,000 strong Green Army to provide real and practical solutions to local environmental issues.”

A copy of this media release is on hand.

9.7.40 DEPARTMENT OF THE PREMIER AND CABINET – NOONGAR PEOPLE RECOGNISED IN HISTORIC OFFER

Document ID: 15038

Key Issues:

- Funds and crown land held in perpetual trust as an investment in the future of the Noongar people an Noongar cultural heritage.
- Offer fully and finally resolves all native title claims over the south-west region.
- Offer delivers long term certainty.
- Historic Act of parliament to recognise Noongar people as the traditional owners of the south-west of Western Australia.

9.7.41 WALGA – LOCAL GOVERNMENT NEWS – ISSUE NO 26.13 – 8 JULY 2013

Document ID: 15049

Inside this issue:

- Report On Local Government Road Assets And Expenditure 2011 / 2012
- Training

- 2013 Roman II Conference – Sponsorship Opportunities Available
- Forest Management Plan 2014 – 2023 Progresses
- National Local Government Cultural Forum
- Nominations Open For 2013 WA Water Awards
- Child Care Best Practice Guidelines
- Department Of Environment Regulation: A Guide To Licencing
- Tobacco Control Grants Scheme Reminder

9.7.42 DEPARTMENT OF SPORT AND RECREATION – SPORT4ALL – WHEATBELT KIDSPORT FUNDING

Document ID: 15054

Sport4All is a \$20 million (over four years) state government initiative to increase the number of kids at community sport and recreation clubs. One of the four components of Sport4All includes Kidsport.

KidSport enables Western Australian children to participate in community sport and recreation, no matter their financial circumstances. While the primary objective of Kidsport is ensure all Western Australian children can participate in sport and recreation clubs, its secondary objective is to engage these children and their families in the community.

Wheatbelt local governments participating in KidSport are invited to attend a training session at Northam office on:

Date: Tuesday 16 July 2013

Time: Hub Administrators and Local Government Staff
10.30am to 11.30am
Sporting Clubs 12.00pm to 1.00pm

Where: 298 Fitzgerald Street, Northam (DSR Office)

More information is on hand.

9.7.43 CENTRAL MIDLANDS SENIOR HIGH SCHOOL – NEWSLETTER NO.5

Document ID: 15094

Inside this issue:

- From The Principal
 - Reasons To Celebrate
 - Year 7s
 - Some Reminders
 - ERG Report
 - Reports
 - Finally
- Dates To Remember
- Passport Program
- Contributions And Charges for 2013
- Moora Youth Excursion Term 2
- Radio Lollipop Fundraiser
- Outdoor Education Update

- Countryweek 2013

9.7.44 THE HON JOE FRANCIS MLA – MINISTER FOR EMERGENCY SERVICES; CORRECTIVE SERVICES; VETERANS – BUSHFIRE RISK MANAGEMENT PLANNING PROCESS

Document ID: 15145

“A number of recent inquiries, including the Keelty inquiries into the February 2011 Perth Hills and November 2011 Margaret River bushfires, have shown that further work is required to better manage, and therefore reduce, bushfire related risk.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.44)**

9.7.45 WESTERN AUSTRALIAN GOVERNMENT GAZETTE – FRIDAY 5 JULY 2013 – NO.18

Document ID:

Attached to the agenda is a copy of the above mentioned Government Gazette. **(Marked 9.7.45)**

9.7.46 DISABILITY SERVICES COMMISSION – 2013 COUNT ME IN AWARDS

Document ID: 15123

Nominations for the 2013 Count Me In Awards are now open.

The Awards recognise the outstanding efforts of individuals, government, business, educational and training organisations, developers, planners and architects for projects or initiatives which create more welcoming and accessible communities for people of all abilities.

The Awards will be presented as part of a free public event in Forrest Place, Perth city on Tuesday 3 December 2013 as part of Disability Awareness Week.

Nominations close Friday 13 September 2013.

9.7.47 NORTHERN AGRICULTURAL CATCHMENTS COUNCIL INC BRIEF UPDATE

Document ID: 15162

“NACC has been impacted somewhat by the extreme volatility of federal politics, including tension between the previous ministers, with the result that NACC has been advised that a) it will get a significant reduction in funding for the years July 2013 – June 2018, b) the areas of NRM activity which we can undertake in those years have been narrowed even further than in the previous program, and c) there has been a worrying delay in getting contracts to us.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.47)**

9.7.48 DEPARTMENT OF LOCAL GOVERNMENT AND COMMUNITIES – METROPOLITAN LOCAL GOVERNMENT REFORM UPDATE – ISSUE 08

Document ID:

Inside this issue:

- Local Government Elections
- Advisory Board Role
- Community Interest
- Minister's Meetings

9.7.49 SHIRE OF DANDARAGAN INFRASTRUCTURE / MAJOR PROJECTS REPORT – JUNE 2013

Document ID: 15215

Attached to the agenda is a copy of the above mentioned report.
(Marked 9.7.49)

9.7.50 SHIRE OF DANDARAGAN – JUNE 2013 COUNCIL STATUS REPORT

Document ID:

Attached to the agenda is a copy of the Shire's status report from the Council Meeting held 27 June 2013. *(Marked 9.7.50)*

10 NEW BUSINESS OF AN URGENT NATURE – INTRODUCED BY RESOLUTION OF THE MEETING

11 CONFIDENTIAL ITEMS FOR WHICH MEETING IS CLOSED TO THE PUBLIC

Section 5.23 of the *Local Government Act 1995* stipulates that all Council meetings are generally open to the public. Section 5.23 goes on to identify specific situations in which the Council or committee may close to members of the public the meeting, or part of the meeting.

In situations where it is deemed that a meeting or part of a meeting must be closed to the public, Section 5.23 (3) states “*A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting*”.

For a decision to be recorded in the minutes a formal motion must be passed by simple majority clearly stating the reason for the closure in accordance with Section 5.23 of the Local Government Act 1995.

Local Government Act 1995

5.23. Meetings generally open to public

- (1) *Subject to subsection (2), the following are to be open to members of the public -*
 - (a) *all council meetings; and*
 - (b) *all meetings of any committee to which a local government power or duty has been delegated.*

- (2) *If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following -*
 - (a) *a matter affecting an employee or employees;*
 - (b) *the personal affairs of any person;*
 - (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;*
 - (d) *legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;*
 - (e) *a matter that if disclosed, would reveal -*
 - (i) *a trade secret;*
 - (ii) *information that has a commercial value to a person; or*
 - (iii) *information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government;*
 - (f) *a matter that if disclosed, could be reasonably expected to -*

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- (i) *impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;*
 - (ii) *endanger the security of the local government's property; or*
 - (iii) *prejudice the maintenance or enforcement of a lawful measure for protecting public safety;*
 - (g) *information which is the subject of a direction given under section 23(1a) of the Parliamentary Commissioner Act 1971; and*
 - (h) *such other matters as may be prescribed.*
- (3) *A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.*

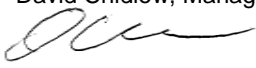

OFFICER RECOMMENDATION

That the meeting be closed to members of the public at _____ in accordance with Section 5.23 (2) (d) and Section 5.23 (2) (e) (ii) of the *Local Government Act 1995* to allow Council to discuss the following items:


- **Item 11.1.1 - 'Tribunal mediation – proposed car park (temporary approval and Scheme amendment) – Lot 8 Catalonia Street, Cervantes'; and**
- **Item 11.2.1 – 'Request for sundry debtors write off - Pinnacles Caravan Park'.**

11.1 TOWN PLANNING

11.1.1 TRIBUNAL MEDIATION – PROPOSED CAR PARK (TEMPORARY APPROVAL AND SCHEME AMENDMENT) – LOT 8 CATALONIA STREET, CERVANTES

Location:	Lot 8 Catalonia Street, Cervantes
Applicant:	David Thompson
File Ref:	Development Services Apps/ Development Applications / 2012 / 59
Disclosure of Interest:	None
Date:	12 July 2013
Author:	David Chidlow, Manager of Planning
Signature of Author:	
Senior Officer:	Ian Rennie, Deputy Chief Executive Officer
Signature of Senior Officer:	

11.2 ADMINISTRATION**11.2.1 REQUEST FOR SUNDRY DEBTORS WRITE OFF –
PINNACLES CARAVAN PARK**

Location:	Shire of Dandaragan
Applicant:	N/A
Folder Path:	Business Classification Scheme / Council Properties
/ Leasing Out / Caravan Parks	
Disclosure of Interest:	Nil
Date:	1 July 2013
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	

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12 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

13 CLOSURE OF MEETING