



# Ordinary Council Meeting Minutes

**Date: 17 March 2010**

**Please Note: These minutes and the decisions recorded therein have not as yet been confirmed by Council as a true and accurate record of the meeting.**

## **The Shire of Moora Vision and Mission Statement**

### **Vision**

Our vision is that:

*The Moora region will be a place of brilliant opportunity over the next twenty years. Sustainable growth will result in a vibrant, healthy, wealthy and diverse community.*

### **Mission**

Our mission is:

*To identify and stimulate growth through creative leadership and a willingness to get things done.*

**SHIRE OF MOORA**  
**MINUTES OF THE ORDINARY MEETING OF COUNCIL**  
**HELD IN MILING PAVILION, MILING**  
**WEDNESDAY 17 MARCH 2010**

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**1. DECLARATION OF OPENING & WELCOME OF VISITORS**

*The Shire President declared the meeting open at 6.36pm, welcomed visitors and introduced Mr Michael Stork, Councils' newly appointed Community and Economic Development Officer and then announced:*

*“Acknowledging of Country”*

*I would like to show my respect and acknowledge the traditional owners of this land and acknowledge their contribution to the Shire of Moora as I do for all its people.*

**2. DISCLAIMER READING**

**To be read by the Shire President should members of the public be present at the meeting.**

**No responsibility whatsoever is implied or accepted by the Shire of Moora 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.**

**3. ATTENDANCE**

SA Bryan	-	Presiding Member
SJ Pond	-	Councillor
CE Gardiner	-	Councillor
JW McLagan	-	Councillor
AR Tonkin	-	Councillor
CD Hawkins	-	Councillor
R Keamy	-	Councillor
DV Clydesdale-Gebert	-	Councillor
LM O'Reilly	-	Chief Executive Officer
JL Greay	-	Manager Engineering Services
MA Stork	-	Community and Economic Development Officer

**APOLOGIES**

L J Parola	-	Manager Finance & Corporate Services
R L McCall	-	Manager Community and Economic Development
W Zadavec	-	Manager Health, Building & Planning Services
Mr Les Crane		

**PUBLIC**

Mr Des Seymour (Freeman of the Shire)	Mr Paul White	Mr Terry Reynolds
Mr Keith Piper	Mr Ken Seymour	Mr Richard Topham
Mr Max Lewis	Mr Tony White	Mr Rob Wood
Mr Neil Pearse	Mrs Ann Lewis	Mr Stan Lewis
Mr Bruce Topham	Mr Ian Seymour	

### **LEAVE OF ABSENCE**

The following Councillor was granted leave of absence for this meeting by Council resolution made at the Ordinary Meeting held on 17 February 2010:

CD Hawkins - Councillor

### **4. DECLARATIONS OF INTEREST**

The Chief Executive Officer, Lynnette O'Reilly declared a financial interest in item 11.1.3 'Chief Executive Officer's Leave Arrangements & Appointment of an Acting Chief Executive Officer' as she is the author and person referred to in the report.

Cr Bryan declared a financial interest in item 11.4.1 'Town Planning Scheme # 4: Proposed Fertilizer Tank at Farm Works Located at 126 Gardiner Street, Moora', as she is in partnership in the ownership of the Farm Works shed.

Cr McLagan declared an indirect financial interest in item 11.4.1 'Town Planning Scheme # 4: Proposed Fertilizer Tank at Farm Works Located at 126 Gardiner Street, Moora', as he is a client/customer of Farm Works.

Cr Cocking declared an indirect financial interest in item 11.4.1 'Town Planning Scheme # 4: Proposed Fertilizer Tank at Farm Works Located at 126 Gardiner Street, Moora', as he is a client of Farm Works.

Cr Clydesdale-Gebert declared an impartiality interest in item 11.4.2 'Town Planning Scheme # 4: Proposed Concrete Batching Plant at Lot 198 Tootra Street, Moora', as she is a director of a company who owns Lot 213 Melbourne Street, Moora (in the industrial area).

Cr Clydesdale-Gebert declared a proximity interest in the late item 'Proposed Subdivision – Lots 161-163, 169-171 Melbourne Street / Woolawa Street and Ranfurly Street, Moora', as she is a director of a company who owns Lot 213 Melbourne Street, Moora (in the industrial area).

### **5. QUESTIONS BY THE PUBLIC IN ACCORDANCE WITH SECTION 5.24 OF THE ACT**

#### **Mr Paul White**

Spoke in relation to a letter he had presented to Cr McLagan prior to the meeting regarding an alternative North Miling school bus route along Madgingarra Road. For this to happen the road will require upgrading to provide a greater degree of safety during winter.

#### **Cr Gardiner**

Advised that the Works Committee had met earlier in the day where the Madgingarra Road was discussed and considered for inclusion in the road programme for 2010. As this was the preliminary stage of the draft budget consideration, no guarantee was given that it would remain as a project however some road maintenance would be carried out.

#### **Mr Des Seymour**

Mobile phone coverage is still an issue and as it is a safety issue Council are requested to continue to lobby to establish an improved service for the Miling region.

**Shire President**

Council is aware of the poor coverage and will make contact with the service providers to try to improve the service.

**Mr Seymour** mentioned that there was also difficulty in contacting machinery repairers when breakdowns occurred. This usually resulted in walking to an area of service (high spot) to obtain a signal.

**Mrs Ann Lewis**

Advised there is a tower to be put at Wongan Hills.

**Mr Ian Seymour**

Council in the past has looked favourably on Miling submissions and improvements. As a community we are grateful for what has been allocated to the Miling community.

**Mr Max Lewis**

Has the Shire brought information regarding the new Townsite Expansion Strategy for Miling?

The Chief Executive Officer advised yes, and documents were distributed.

**Mr Stan Lewis** raised the matter of the proposed Bindi Bindi Fire Truck Shed and the meeting room that is to be attached to the building. He said that he had had a look at the plans and thought that the eaves could have been wider, particularly on the north side as the narrow eaves will allow the building to be hotter during summer.

The Shire President explained that the plans submitted by the Bindi Bindi Progress Association had been approved as being acceptable.

**Mrs Lewis** advised that she had recently viewed plans for the Bindi Bindi Community Centre and commented on the proposal. She asked if she could have some involvement with the layout of the meeting room and read from a letter that she was sending to the Bindi Bindi Progress Association. Mrs Lewis commented that the facility would take up a large amount of the block and questioned whether it was right that the walls are red?

**Shire President**

No, it's only the barge boards

The Shire President explained that some external funding for the overall complex hadn't been received at the moment – mainly funding relating to the social component of the project and if she felt so inclined to be involved with the internal fit out she should discuss these matters with the Bindi Bindi Progress Association.

**Mrs Lewis** felt that not enough community consultation had taken place.

**Mr Lewis**

Do Councillors and members know Les Crane resigned from the Progress Association & Keith Piper declined to take on the role. Does the Shire know about that?

**Shire President**

That has nothing to do with the Shire.

**Mr Keith Piper**, Vice President of the Bindi Bindi Progress Association advised that the association had spent considerable time considering it and most of (the majority) the community were in favour of what was proposed and they had a deadline of June 30<sup>th</sup> 2010 to meet, to have the fire truck shed component built.

**Mr Bruce Topham** mentioned that he had filled in an action request form regarding the need for some improved signage on the S bend on the Watheroo-Miling Road.

The Manager Engineering Services explained that if it was thought that a regulatory posted speed limit, through which motorists could be booked for speeding through the S bend then this, would need to be assessed by Main Roads. If a normal advisory warning sign was used indicating a safe speed then Council could erect that along with some pre warning “S” bend signs.

**Mr Topham** thought that the latter was all that was required.

**6. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

**7. APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**8. PETITIONS AND MEMORIALS**

Nil

**9. ANNOUNCEMENTS BY THE SHIRE PRESIDENT**

Meetings attended:

- 9/3 Crime & Safety meeting – CCTV’s have been ordered and will be fitted soon
- 10/3 Moora Community Resource & Visitor Centre (Telecentre) meeting
- 11/3 Bauxite Resources Ltd meeting with the Chief Executive Officer, mining in the south of the Shire
- 11/3 ‘Meet the Newcomers’ BBQ at the Moora Tennis Club, 72 in attendance
- 15/3 St James Residential College Board meeting
- 16/3 Local Emergency Management Advisory Committee (LEMC)
- 17/3 City of Swan Aged Care Homes Trust Presentation

Cr McLagan advised that he had met with Mr Greg Reilly from Austeel Homes regarding the extensions to the Miling Pavilion entertainment area. Mr Reilly had advised that it should be completed by the end of March 2010.

**10. CONFIRMATION OF MINUTES OF THE PREVIOUS MEETINGS****10.1 ORDINARY COUNCIL MEETING - 17 FEBRUARY 2010****COUNCIL RESOLUTION**

**20/10** *Moved Cr Pond, seconded Cr Bryan that the Minutes of the Ordinary Meeting of Council held on 17 February 2010, be confirmed as a true and correct record of the meeting.*

**CARRIED 8/0**

**11. REPORTS OF OFFICERS****11.1 ADMINISTRATION****11.1.1 SHIRE OF MOORA ANNUAL COMPLIANCE AUDIT RETURN FOR 2009**

**FILE REFERENCE:** GA/SCO1

**REPORT DATE:** 10 March 2010

**APPLICANT/PROPONENT:** Department of Local Government and Regional Development

**OFFICER DISCLOSURE OF INTEREST:** The author has no financial or other interest in this matter.

**PREVIOUS MEETING REFERENCES:** N/A

**AUTHOR:** Lynnette O'Reilly, Chief Executive Officer

**ATTACHMENTS:** 2009 Compliance Audit Return

**PURPOSE OF REPORT:**

The 2009 statutory Compliance Audit Return has been completed for the 2009 calendar year and is being presented to Council for adoption.

**BACKGROUND:**

Section 7.13(i) of the Local Government Act 1995 contains provisions for the making of regulations requiring local governments to carry out, in the manner and form prescribed, an audit of compliance whether of a financial nature or not. Local Government (Audit) Regulations prescribe in more detail the requirements of the compliance audit including the requirement for Council to submit a certified copy of the return by 31 March to the Executive Director of the Department of Local Government.

The Return is considered a very useful device for local governments to check their level of compliance with the legislative requirements of the Local Government Act 1995 and other relevant legislation. Also, the Return forms an important part of the Shire's monitoring program. There is a legal requirement to annually complete the Return.

**COMMENT:**

The Compliance Audit has been completed and overall processes and procedures have been effective in ensuring a majority of the requirements have been met. The audit has highlighted a number of areas for improvement or completion such as local



laws. The process to update local laws has not been progressed nor completed and they are outdated.

Additionally, although records are available in the areas of cemeteries and pool inspections, the process for updating records needs to be streamlined and improved. These areas will be rectified as soon as practicable.

**POLICY REQUIREMENTS:**

Nil

**LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995, Section 7.13(i)

Local Government (Audit) Regulations 13, 14 and 15

**STRATEGIC IMPLICATIONS:**

There are no known strategic implications associated with this proposal.

**SUSTAINABILITY IMPLICATIONS:**

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

**FINANCIAL IMPLICATIONS:**

Where items are required to be rectified, for example completion of Local Law review, further funding may be required to be budgeted in the 10/11 budget.

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

*21/10 Moved Cr Pond, seconded Cr Gardiner that Council adopts the attached Compliance Audit Return for the 2009 Calendar Year (1 January 2009 to 31 December 2009) and forward with the duly signed Joint Certification by the President and Chief Executive Officer, to the Executive Director of the Department of Local Government.*

**CARRIED 8/0**

## **11.1.2 STRUCTURAL REFORM – REGIONAL TRANSITIONAL GROUPS**

**FILE REFERENCE:** AD/STRF1  
**REPORT DATE:** 11 March 2010  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** 16/9/09 (item 11.1.1)  
**AUTHOR:** Lynnette O'Reilly, Chief Executive Officer  
**ATTACHMENTS:** Nil

### **PURPOSE OF REPORT:**

To establish the Shire of Moora's position and response to the Minister of Local Government's request for the Shire of Moora to consider participating in a Regional Transition Group.

### **BACKGROUND:**

In February 2009 the Minister for Local Government, the Hon John Castrilli announced the requirement for all Western Australian Local Governments to participate in a voluntary structural reform process. Principles were outlined without a clear definition of the process. Since February 2009 further information and direction required all Local Governments to assess their sustainability and consider structural reform options.

The Shire of Moora undertook a thorough process which included:

- The completion of the Department of Local Government's Structural Reform Checklist
- Discussions with all surrounding Shires
- Discussions with the Central Midlands VROC
- Participating in a number of forums and conferences examining structural reform
- Providing information to the public through local media
- Conducting two formalised community consultations – one on 11 August facilitated by a WALGA representative and one on Wednesday 16 September
- Participation in an Avon Zone workshop on structural reform to enable discussion between Council representatives from member Councils

The Shire of Moora Council examined many options including:

1. Retaining the status quo
2. Formalising shared resource arrangements with Wongan Hills, Victoria Plains and Dalwallinu
3. Merging with an individual adjoining Shire
4. Establishing a regional Council with one or more surrounding Shires
5. Looking broadly at the region and focusing service delivery around key major centres

At the 2009 WA Local Government Convention announcements by the Premier, the Hon Colin Barnett advised that a target of fewer than 100 Local Governments in Western Australia was desirable. Additionally, the Minister for Regional Development, the Hon Brendan Grylls indicated that future funding priorities through Royalties for Regions would be based on participation in structural reform.

The Minister for Local Government the Hon John Castrilli directed all Local Governments across the State to examine and assess their sustainability into the future, encouraging voluntary solutions for reform.

The Shire's submission to the Minister on 30 September 2009, was based on a regional approach to structural reform, including Moora/Dandaragan and Irwin and included eight Shires was not considered by the Minister, in part due to other approaches to amalgamations by some of the northern shires included in the Moora/Dandaragan and Irwin proposal.

In December 2009, the Shire received a letter from the Minister suggesting that it would be suitable for the Shire of Moora to consider entering into a Regional Transition Group (RTG) as a way forward to address structural reform. On 27 January 2010 an information forum was attended by the Shire President and CEO to investigate further the requirements of the RTG's, which if supported would require one or more agreeable partners to progress a feasibility process to determine a business case to support eventual amalgamation.

In February 2010 a meeting convened by WALGA explained further the Ministers requirements for reform, and reiterated the process was "voluntary". A communiqué was established from the membership to go to the Minister for Local Government in response to the structural reform process.

**Better Local Government Communiqué  
9 February 2010  
Ascot Racecourse**

**In the pursuit of Better Local Government and after considering the information provided by the Minister for Local Government, the Hon John Castrilli in response to our questions regarding the State Government's Local Government Reform process, we the Local Government representatives in attendance at this meeting have determined that we:**

1. Support the State Council resolution of February 5 which asserts that:
  - the Association continue to seek clarification on the State Government's position and process;
  - the Association express no confidence in the current reform process;
  - those Local Governments, wishing to amalgamate, be allowed to proceed with their process;
  - those Local Governments, not wishing to amalgamate, be allowed to pursue their own direction without the threat of forced amalgamation or referral to the Local Government Advisory Board (LGAB).
2. Reject a Local Government Reform Process that focuses only on amalgamations.
3. Require a voluntary approach to any amalgamations and reinforce the rights of each Local Government to determine their own destiny.
4. Reaffirm the research and recommendations of the Systemic Sustainability Study.
5. Require guidelines outlining the State Government's Local Government reform goals and objectives prior to the pursuit of any further reform process.
6. Require the delivery of a complete legislative and regulatory reform package as detailed in the Systemic Sustainability Study, as a priority and prior to the pursuit of any structural change.
7. Require the Minister to give a commitment to include WALGA (representing all of Western Australia's Local Governments) at the most senior levels on all relevant reform committees in a genuine partnership approach.

8. Reject the financial emasculation of Local Governments which do not engage in amalgamations.
9. Require the State Government to fully fund any reforms it applies to the sector.

The Shires included in the initial reform submission have opted to respond in the negative to the Ministers request to join an RTG with Coorow and Carnamah deciding to make a formal approach to amalgamate.

**COMMENT:**

The proposal submitted by the Shire of Moora was not accepted by the Minister, however, it was a well considered approach by the participating Shires to create more efficient and sustainable local government in the region. It was based on objective principles including community of interest in determining new boundaries based around the three major centres within the region.

The Ministers' decision to endorse the amalgamation of the Shires of Mingenew, Three Springs, Morawa and Perenjori and the more recent endorsement of the amalgamation of Coorow and Carnamah has compromised genuine and sustainable reform in the region. The exemption of these Shires in broader regional reform has impacted greatly on the opportunities for Moora, Dandaragan and Irwin.

For the Shire of Moora to consider participating in a Regional Transition Group with the "left overs" in the region without due consideration to the future of the surrounding region would not be in the best interests of the Shire.

The Shire of Moora has been a positive proponent of structural reform and although the current process is not supported, it is recommended the Shire continue to be proactive in pursuing positive alternative structural reform initiatives into the future.

**POLICY REQUIREMENTS:**

Nil

**LEGISLATIVE REQUIREMENTS:**

There are no known legislative requirements related to this item.

**STRATEGIC IMPLICATIONS:**

There are no known strategic implications associated with this proposal.

**SUSTAINABILITY IMPLICATIONS:**

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

**FINANCIAL IMPLICATIONS:**

There are no financial implications to Council in relation to this item.

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATIONS)**

**22/10 Moved Cr Tonkin, seconded Cr Clydesdale-Gebert that Council respond to the Hon John Castrilli, Minister for Local Government, that:**

1. *the Shire of Moora declines participating in a Regional Transitional Group as the model presented is severely compromised by the amalgamation of the Shires of Coorow and Carnamah;*  
*and*
2. *the Shire of Moora is willing to work towards the reform of local government in the region in accordance with its proposal of August 2009.*

**CARRIED      8/0**

At 7.16pm the Chief Executive Officer, Lynnette O'Reilly declared a financial interest in item 11.1.3 as she is the author and person referred to in the report and left the meeting.

**11.1.3 CHIEF EXECUTIVE OFFICER'S LEAVE ARRANGEMENTS AND APPOINTMENT OF AN ACTING CEO**

**FILE REFERENCE:** HR/PERI/LMOI

**REPORT DATE:** 8 March 2010

**APPLICANT/PROPONENT:** Lynnette O'Reilly, Chief Executive Officer

**DISCLOSURE OF INTEREST:** The author is the person referred to within the report and therefore declares a financial interest. The extent of the interest is in relation to the value of the leave to be taken.

**PREVIOUS MEETING REFERENCES:** Nil

**AUTHOR:** Lynnette O'Reilly, Chief Executive Officer

**ATTACHMENTS:** Nil

**PURPOSE OF REPORT:**

To formalise the acting arrangements during leave periods from 24/05/10 to the 28/05/10 and 18/08/10 to 29/08/10 during the Chief Executive Officer's leave.

**BACKGROUND:**

As an employee of Council, the Chief Executive Officer is entitled to annual leave and other approved leave however the granting of leave is somewhat different to other employees.

The Chief Executive Officer's leave is in essence approved by the CEO, however it is good practice and courteous to inform Council of leave proposals and seek Council's endorsement.

In the absence of the CEO, Council also needs to appoint an Acting CEO to be responsible for the day-to-day operations as well as the statutory requirements of the position during leave.

**COMMENT:**

The first block of leave will be able to ensure key priorities such as budget are completed and the time does not conflict with a Council meeting. However, the second block requires the CEO to be absent from a Council meeting, and as the leave is required for the completion of a unit of study, the time frame is unable to be altered.

**POLICY REQUIREMENTS:**

There are no policies relevant to this matter.

**LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995, Sections 2.7 and 3.1, relating to a local government's general function provisions

Local Government Officers' (WA) Award 1999

Chief Executive Officer's Employment Contract

**STRATEGIC IMPLICATIONS:**

There are no specific strategic implications.

**SUSTAINABILITY IMPLICATIONS:**

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

**FINANCIAL IMPLICATIONS:**

There are no financial implications to Council in respect to the leave as all leave entitlements are provided for within the Adopted Budget.

**VOTING REQUIREMENTS:**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

*23/10 Moved Cr McLagan, seconded Cr Pond that Council formally approves the appointment of the Manager of Health, Building and Planning as the Acting Chief Executive Officer from 24 May 2010 until 28 May 2010 inclusive and the Manager of Community and Economic Development from 18 August 2010 until 28 August 2010 inclusively.*

**CARRIED 8/0**

At 7.17pm the Chief Executive Officer rejoined the meeting.

## **11.2 FINANCIAL DEVELOPMENT**

### **11.2.1 LIST OF PAYMENTS AUTHORISED UNDER DELEGATION 1.31**

**REPORT DATE:** 9 March 2010

**OFFICER DISCLOSURE OF INTEREST:** Nil

**AUTHOR:** Leanne Parola, Manager Finance & Corporate Services

**ATTACHMENTS:** Accounts Paid Under Delegated Authority

#### **PURPOSE OF REPORT**

Payments have been made under delegated authority and a listing of these payments is attached for Council to note and endorse.

#### **BACKGROUND**

At the December 2005 Ordinary Meeting of Council resolution 276/2005 delegated the authority of payments from Municipal and Trust Funds to the Chief Executive Officer.

#### **COMMENT**

Accounts Paid under delegated authority are periodically presented to Council.

#### **POLICY REQUIREMENTS**

Delegation 1.31 – Payments from Municipal and Trust Funds.

#### **LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995 - Section 6.10

Local Government (Financial Management) Regulations 1996 – Regulations 12 & 13.

#### **STRATEGIC IMPLICATIONS**

There are no known strategic implications associated with this proposal.

#### **SUSTAINABILITY IMPLICATIONS**

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
There are no known significant social implications associated with this proposal.

#### **FINANCIAL IMPLICATIONS**

Payments are in accordance with the adopted budget.

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

**24/10 Moved Cr Keamy, seconded Cr Cocking that Council notes and endorses the Payments from the Municipal and Trust Funds made under delegation 1.31**

<b>Municipal Fund</b>	<b>Cheques 59672 to 59700</b>	<b>\$28,200.07</b>
	<b>Direct Debits EFT3797 to EFT3883</b>	<b>\$273,170.06</b>
	<b>Net Pays – PPE 17/2/10</b>	<b>\$78,763.11</b>
	<b>Net Pays – PPE 3/3/10</b>	<b>\$76,756.94</b>
	<b>Credit Cards</b>	<b>\$1,591.32</b>
<b>Trust Fund</b>	<b>Cheques 4576 to 4581</b>	<b>\$5,832.00</b>
<b>Total</b>		<b>\$464,313.50</b>

**CARRIED 8/0**

**11.2.2 STATEMENT OF FINANCIAL ACTIVITY FOR PERIOD ENDED 28 FEBRUARY 2010**

**REPORT DATE:** 10 March 2010

**OFFICER DISCLOSURE OF INTEREST:** Nil

**PREVIOUS MEETING REFERENCES:** Nil

**AUTHOR:** Leanne Parola, Manager Finance & Corporate Services

**ATTACHMENTS:** Statement of Financial Activity for the Period Ended 28 February 2010

**PURPOSE OF REPORT:**

To note and receive the Statement of Financial Activity for the period ended 28 February 2010.

**BACKGROUND:**

Council is provided with monthly financial reports to enable monitoring of revenues and expenditures against the adopted budget.

**COMMENT:**

The Statement of Financial Activity for the Period Ended 28 February 2010 is provided as a separate attachment in Program format. When adopting the budget, Council agreed to set the materiality threshold for monthly financial reporting at plus or minus 10% at program and category levels. At the Ordinary Meeting of Council held 20 January, Council agreed that the materiality threshold remain at plus or minus 10%, but that it be for variations of more than \$5,000 so that relatively minor amounts are not included.

The following programs were outside of the 10% and \$5,000 threshold as at 28 February 2010.



**Law, Order and Public Safety**

Income is approximately \$56,000 less than the year to date budget. This is because the income from the Emergency Services Levy had not been recognised, however this has now been addressed and the program is within 10% of budget.

**Health**

Expenditure is approximately \$7,000 less than the year to date budget. This is attributable to a number of smaller accounts being underspent, ie Podiatry Service by \$3,000 and the allocation of administrative salaries.

**Education and Welfare**

Income is approximately \$29,500 less than the year to date budget as an anticipated grant payment of has not been received as yet and fees and fee subsidies are approximately \$15,000 less than budgeted.

**Economic Services**

Expenditure is under the year to date budget by some \$65,000. This is made up of a number of accounts, the larger ones being the allocation of administrative costs (\$35,000), depreciation (\$16,000), chalet maintenance (\$10,000), operation of the Lifestyle Village (\$9,500), tourism expenses (\$7,000) and caravan park maintenance (\$4,500).

**Other Property and Services**

Income is almost \$60,000 less than the current budget, largely because the timing and amount of private works is not known and little private work has been done to date.

Expenditure is some \$65,000 more than the current budget, largely because plant operation costs have not having been effectively allocated to jobs (\$74,000).

**Overall**

At the moment operating income and expenditure is within 10% of the year to date budget.

**POLICY REQUIREMENTS:**

Nil

**LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995, Section 6.4

Local Government (Financial Management) Regulations 1996, Clause 34

**STRATEGIC IMPLICATIONS:**

Monitoring of actual revenues and expenditures against the adopted budget assists Council in being informed as to the financial health of the organisation.

**SUSTAINABILITY IMPLICATIONS:****➤ Environment**

There are no known significant environmental implications associated with this proposal.

- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
There are no known significant social implications associated with this proposal.

#### **FINANCIAL IMPLICATIONS:**

Year to date income and expenditure is provided by program to enable comparison to 2009/2010 adopted budget.

#### **VOTING REQUIREMENTS**

Simple Majority Required

<b>COUNCIL RESOLUTION (MANEX RECOMMENDATION)</b>
--

***25/10 Moved Cr Pond, seconded Cr Cocking that Council notes and receives the Statement of Financial Activity for the period ended 28 February 2010.***

**CARRIED      8/0**

#### **11.2.3 DONATION – TOODYAY BUSH FIRE APPEAL**

**FILE REFERENCE:** F/DON1  
**REPORT DATE:** 12 March 2010  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** 18/3/09 (item 11.2.4)  
**AUTHOR:** Lynnette O'Reilly, Chief Executive Officer  
**ATTACHMENTS:** Nil

#### **PURPOSE OF REPORT:**

For Council to consider assisting the Shire of Toodyay by way of a donation in the aftermath of the December 2009 bush fires.

#### **BACKGROUND:**

The Shire of Toodyay was subjected to a serious bush fire in December 2009 with the loss of 39 homes and a significant amount of infrastructure.

#### **COMMENT:**

Ongoing financial assistance will be required by the Shire of Toodyay in the aftermath of the fires.

Council has two options in making a donation to the Shire of Toodyay:

- Make an unbudgeted donation from the Municipal Fund
- Use Reserve funds from the Community Facilities Reserve

All of these options have some merit, however, the use of funds from the Community Facilities Reserve has the most merit and the least impact on Council's financial position. There is currently \$177,598 in the reserve.

Whilst the funds will not be utilised in the manner for which the reserve was established (i.e. within the Shire of Moora), the donations will assist a local community in WA to rebuild.

Council must advertise its intentions to use the reserve funds in accordance with Section 6.11 (2) of the Local Government Act 1995 however this should not delay the payment of the donations, subject to Council approval.

**POLICY REQUIREMENTS:**

Nil

**LEGISLATIVE REQUIREMENTS:**

Section 6.11 (2) of the Local Government Act 1995

**STRATEGIC IMPLICATIONS:**

There are no known strategic implications associated with this proposal.

**SUSTAINABILITY IMPLICATIONS:**

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

**FINANCIAL IMPLICATIONS:**

Subject to the resolution of Council, there are no financial implications to Council in relation to this item.

**VOTING REQUIREMENTS**

Absolute Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATIONS)**

**26/10 Moved Cr Tonkin, seconded Cr McLagan that Council:**

1. **Makes a \$5,000 donation to the Shire of Toodyay on behalf of the Shire of Moora;**
2. **Utilises funds totalling \$5,000 from the Community Facilities Reserve;**
3. **Advertises its intentions by way of one month's notice in a local newspaper in accordance with Section 6.11 (2) of the Local Government Act 1995.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**

## **11.3 OPERATIONAL DEVELOPMENT**

### **11.3.1 SALE OF MOTOR VEHICLE BY TENDER**

**FILE REFERENCE:** L/TEN2  
**REPORT DATE:** 9 March 2010  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** John Greay, Manager Engineering Services  
**ATTACHMENTS:** Nil

#### **PURPOSE OF REPORT:**

Disposing of surplus equipment

#### **BACKGROUND:**

Council, with the departure of Mr Mike Prunster, now have a vehicle that is currently surplus to their requirements.

#### **COMMENT:**

With a slight restructuring of senior management positions we find that the April 2009 Commodore Berlina Sedan, travelled 18223 kms and is equipped with towbar and mudflaps is no longer required. This may change as time passes however currently it is being garaged until sold.

#### **POLICY REQUIREMENTS:**

Nil

#### **LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995, Section 3.58 (3)  
Local Government (Functions & General) Regulations 1996 – Regulation 30 (3), which relates to disposal of property

#### **STRATEGIC IMPLICATIONS:**

At the moment there are no known strategic implications associated with this proposal however, in time, this may change.

#### **SUSTAINABILITY IMPLICATIONS:**

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
Additional income not previously identified.
- **Social**  
There are no known significant social implications associated with this proposal.

#### **FINANCIAL IMPLICATIONS:**

At the time of compiling our budget for this year we were not aware that there would be a change in staffing arrangements that would see this vehicle become

available for sale. Therefore the sale of the Commodore Berlina sedan will provide additional income that we were not aware of at budget time.

### **VOTING REQUIREMENTS**

Absolute Majority Required

<b>COUNCIL RESOLUTION (MANEX RECOMMENDATIONS)</b>
---

***27/10 Moved Cr Gardiner, seconded Cr McLagan that Council:***

- 1. Delegates authority to the Chief Executive Officer to sell one only 2009 Commodore Berlina Sedan reg.no.105M due to it being surplus to councils requirement.***
- 2. Advertise the vehicle for sale by tender in the Central Midlands & Coastal Advocate and close tenders at 4.00pm on Thursday 25<sup>th</sup> March 2010.***
- 3. Evaluate and accept or reject any tender but retain the aim of selling the vehicle for not less than the minimum valuation to achieve a positive outcome for council and notify tenderers accordingly.***

**CARRIED BY ABSOLUTE MAJORITY 8/0**

At 7.30pm Cr Bryan declared a financial interest in item 11.4.1 'Town Planning Scheme # 4: Proposed Fertilizer Tank at Farm Works Located at 126 Gardiner Street, Moora', as she is in partnership in the ownership of the Farm Works shed and left the meeting.

At 7.30pm Cr McLagan declared an indirect financial interest in item 11.4.1 'Town Planning Scheme # 4: Proposed Fertilizer Tank at Farm Works Located at 126 Gardiner Street, Moora', as he is a client/customer of Farm Works and left the meeting.

Cr Cocking declared an indirect financial interest in item 11.4.1 'Town Planning Scheme # 4: Proposed Fertilizer Tank at Farm Works Located at 126 Gardiner Street, Moora', as he is a client of Farm Works.

**As the Presiding Member had declared an interest in the item and left the meeting the Deputy President, Cr Colin Gardiner assumed the chair & presided over the meeting.**

## **11.4 COMMUNITY DEVELOPMENT**

### **11.4.1 TOWN PLANNING SCHEME # 4: PROPOSED FERTILIZER TANK AT FARM WORKS LOCATED AT 126 GARDINER STREET, MOORA**

**FILE REFERENCE:** TP/PTMO3  
**REPORT DATE:** 11 March 2010  
**APPLICANT/PROPONENT:** Travis Menghini, Farm Works  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** Wolfgang Zadavec, Manager Health Building & Planning Services  
**ATTACHMENTS:** Letter & Material Safety Data Sheet

**PURPOSE OF REPORT:**

To consider a proposed installation of a 60,000L UAN Tank.

**BACKGROUND:**

The current zoning of the premises Farm Works at Lot 151 (H/N 126) Gardiner Street, Moora is Town Centre and the installation proposed is not a permitted use in the Zoning Table.

Council is experiencing an increase in activities left unchallenged and therefore becoming a problem in the future when redevelopment or sale of the premises occurs.

The content is an aqueous solution of Ammonium Nitrate and Urea and is not considered to be a Dangerous Good. It is a fibre reinforced plastic tank standing 3.4m and 4.88m in diameter and is a Class 10b structure under the BCA. The applicant seeks to provide a ready source of Nitrogen for crops and orchards normally only available from fertilizer depots outside the Shire. The yard has ample access for a road train to enter and exit without reversing, with producers only being able to gain access to the tank during business hours. The applicant will comply with all AgSafe requirements during installation.

**COMMENT:**

If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use categories the Council may-

- (a) determine that the use is consistent with the objectives and purposes of the particular zone and is therefore permitted;
- (b) determine that the proposed use may be consistent with the objectives and purposes of the zone and therefore allow the 'SA' advertising procedures of clause 7.3 in considering an application for planning approval; or
- (c) determine that the use is not consistent with the objectives and purposes of the particular zone and is therefore not permitted.

Notwithstanding, Council also needs to recognise that this type of development should not adversely affect local amenities and enhance the character of the town centre. The proposed fertilizer tank does not meet those objectives.

Also the potential odour of the liquid fertilizer may present ongoing complaints from the public and surrounding businesses. An approval would also present a precedent for other existing businesses to make similar applications in equally sensitive zonings. Finally, there is the potential for an explosion should diesel come into contact with the Urea as this renders the product volatile.

**POLICY REQUIREMENTS:**

Nil

**LEGISLATIVE REQUIREMENTS:**

The Town Planning Scheme Number 4

**STRATEGIC IMPLICATIONS:**

There are no known strategic implications associated with this proposal.

**SUSTAINABILITY IMPLICATIONS:****➤ Environment**

There are no known significant environmental implications associated with this proposal.

**➤ Economic**

There are no known significant economic implications associated with this proposal.

**➤ Social**

There are no known significant social implications associated with this proposal.

**FINANCIAL IMPLICATIONS:**

There are no financial implications to Council in relation to this item.

**VOTING REQUIREMENTS**

Simple Majority Required

**MANEX RECOMMENDATIONS***Moved Cr Pond, seconded Cr that Council*

1. *advise the applicant that it is not in favour of the proposed 60,000L UAN fertilizer tank to be installed at 126 Gardiner Street, Moora as the use is not consistent with the objectives of the Town Centre Zone.*
2. *would give favourable consideration for such a service if located in an Industrial area subject to any conditions required by Council.*

**MOTION LAPSED FOR WANT OF SECONDER****COUNCIL RESOLUTION*****28/10 Moved Cr Tonkin, seconded Cr Clydesdale-Gebert that Council***

1. ***advise the applicant that it is in favour of the proposed 60,000L UAN fertilizer tank to be installed at 126 Gardiner Street, Moora for a period of two (2) years to be reviewed at the expiry of the period.***
2. ***requires the liquid fertilizer tank to be bunded with a chemical proof material.***

**CARRIED 4/3**

**Note: As the votes of members present were equally divided, the Presiding Member cast a second vote under the Local Government Act 1995, s. 5.21. (3).**

**Reason for not accepting the recommendation**

Council believed that this was a positive step for the town and were aware that it was not in line with the town planning scheme.

At 7.42pm Cr's Bryan & McLagan rejoined the meeting and the Shire President, Cr Bryan resumed the chair.



Cr Clydesdale-Gebert declared an impartiality interest in item 11.4.2 'Town Planning Scheme # 4: Proposed Concrete Batching Plant at Lot 198 Tootra Street, Moora', as she is a director of a company who owns Lot 213 in Melbourne Street, Moora (in the industrial area).

#### **11.4.2 TOWN PLANNING SCHEME # 4: PROPOSED CONCRETE BATCHING PLANT AT LOT 198 TOOTRA STREET, MOORA**

**FILE REFERENCE:** TP/PTMO3  
**REPORT DATE:** 11 March 2010  
**APPLICANT/PROPONENT:** D Brown  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** 16/12/09 (item 11.4.3)  
**AUTHOR:** Wolfgang Zadravec, Manager Health, Building & Planning Services  
**ATTACHMENTS:** Site plans

#### **PURPOSE OF REPORT:**

For Council to consider an application for a proposed concrete batching plant to be located at the south-east corner of Lot 198 Tootra Street, Moora.

#### **BACKGROUND:**

The application has been resubmitted with additional information in compliance with the legislative requirements.

The zoning is industrial and sets requirements as follows:

- To provide for the needs of industry to support the community;
- To provide landscaped buffers along the Branch of the Moore River to the established industrial area;
- To avoid direct discharge of stormwater drainage or the discharge of any deleterious substances into the Branch of the Moore River;
- To maintain a minimum 7.5m setback to the rear;
- To include landscaping to the first 5m of the front setback;
- To comply with the provisions of the EPA.

#### **COMMENT:**

The applicant has now submitted drawing plans and photographs depicting the proposed finish of the concrete batching plant.

The property currently operates as a waste skip-bin removal service. The nearest dwelling is located 110m and the applicant has made approaches to all surrounding properties for their written support. The proposed operation appears small with 8cu metres of concrete produced weekly using two truckloads with 4cu metres each per week.

Town water is available on-site to be stored in a 4500L tank; all waste water will be diverted to a pit for recycling to keep materials from drifting. Waste materials will include cement bags and dried up cement with both taken to Council's landfill.

Applicant intends to install a cover as wind shield for dust suppression over the hopper as well as walls along both fence lines to retain dust drift.

Provisions set by the EPA include-

- Control of wastewaters via silt trap or settling pond;
- Pave or seal all vehicle access points or treat with water or surfactants as necessary;
- Prevent loose material or concrete ingredients adhering to vehicles without washing vehicles prior to leaving the premises;

Provisions of Work Safe and the BCA include–

- Approved toilet facilities to a septic system with leech drains located outside vehicle movement areas;
- Provision for appropriate fire extinguishers.

#### **POLICY REQUIREMENTS:**

Nil

#### **LEGISLATIVE REQUIREMENTS:**

The Environmental Protection (Concrete Batching and Cement Product Manufacturing) Regulations 1998 of the Environmental Protection Act 1986.

The Town Planning Scheme Number 4.

#### **STRATEGIC IMPLICATIONS:**

There are no known strategic implications associated with this proposal.

#### **SUSTAINABILITY IMPLICATIONS:**

##### ➤ **Environment**

Adequate provisions to be provided for the suppression or minimisation of dust, odour, noise and water pollution associated with this proposal.

##### ➤ **Economic**

There are no known significant economic implications associated with this proposal.

##### ➤ **Social**

There are no known significant social implications associated with this proposal.

#### **FINANCIAL IMPLICATIONS:**

There are no financial implications to Council in relation to this item.

#### **VOTING REQUIREMENTS**

Simple Majority Required

#### **COUNCIL RESOLUTION (MANEX RECOMMENDATIONS)**

**29/10 Moved Cr Gardiner, seconded Cr McLagan that**

- 1. the application be approved subject to the provisions of Council's Town Planning Scheme Number 4 being complied with.**
- 2. the operation satisfies the requirements of the EPA and Work Safe.**

3. *any proposed deviation or improvements first be reported to Council for consideration.*
4. *any advertising signs be submitted for Council approval.*
5. *a development application be submitted for a building licence.*

**CARRIED 8/0**

#### **11.5 ENVIRONMENTAL DEVELOPMENT**

Nil

#### **11.6 ECONOMIC DEVELOPMENT**

Nil

#### **11.7 SPORT AND RECREATION**

Nil

#### **12. ELECTED MEMBER MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

#### **13. MOTIONS OF AN URGENT NATURE INTRODUCED BY DECISION OF COUNCIL**

The Chief Executive Officer tabled a late item dealing with the “Proposed Subdivision – Lots 161-163, 169-171 Melbourne Street / Woolawa Street and Ranfurly Street, Moora” for Council’s consideration.

#### **COUNCIL RESOLUTION**

***30/10 Moved Cr Tonkin, seconded Cr Pond that Council consider the late item as tabled by the Chief Executive Officer titled “Proposed Subdivision – Lots 161-163, 169-171 Melbourne Street / Woolawa Street and Ranfurly Street, Moora”.***

**CARRIED 8/0**

At 7.47pm Cr Clydesdale-Gebert declared a proximity interest in the late item 'Proposed Subdivision – Lots 161-163, 169-171 Melbourne Street / Woolawa Street and Ranfurly Street, Moora', as she is a director of a company who owns Lot 213 in Melbourne Street, Moora (in the industrial area) and left the meeting.

### **13.1 PROPOSED SUBDIVISION – LOTS 161-163, 169-171 MELBOURNE STREET / WOOLAWA STREET AND RANFURLY STREET, MOORA**

**FILE REFERENCE:** TP/PTMO3  
**REPORT DATE:** 12 March 2010  
**APPLICANT/PROPONENT:** FR Rodda & Co (Licenced Surveyors) for Shire of Moora  
**OFFICER DISCLOSURE OF INTEREST:** Gray & Lewis receive planning fees for advice to the Shire therefore declare a Financial Interest – Section 5.65 of *Local Government Act 1995*  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** Gray & Lewis Landuse Planners  
**ATTACHMENTS:** Subdivision plan

#### **PURPOSE OF REPORT:**

Council is to consider a subdivision application lodged with the Western Australian Planning Commission (WAPC) and provide recommendations and comments to the WAPC.

#### **BACKGROUND:**

##### Zoning

The subject land is zoned 'Industrial' under the Shire of Moora Town Planning Scheme No 4 ('the Scheme').

#### **COMMENT:**

##### Roles of Council

In dealing with this matter Council needs to note that it has two roles being;

1. The owner of the land, who has lodged the application; and
2. A referral authority. Even though Council is an applicant, the WAPC has still referred the application to the Shire for a recommendation and advice on any relevant conditions (the same as any subdivision by a private developer).

##### Description of Application

There are six existing lots ranging from 7082m<sup>2</sup> to 7814m<sup>2</sup>. The subdivision proposes to amalgamate and re-subdivide the land into 10 lots ranging from 4050m<sup>2</sup> to 5282m<sup>2</sup>.

##### Scheme Requirements

Clause 3.9 under the Shires Scheme outlines provisions applicable to the Industrial zone.

There is no minimum lot size specified for the Industrial zone, and the proposed lots are still of a sufficient size to support the applicable setbacks under the Scheme – 7.5 metres front and rear, and 5 metres on one side.

There is an objective under Clause 3.9.1 (c) to 'provide landscaped buffers along the Branch of the Moore River to the established Industrial area'. Council can recommend that conditions be imposed on the subdivision to require landscaping along the southern boundaries of proposed Lots 1 and 10. However it appears there is already established vegetation in Lot 50 to the south, which provides a vegetated buffer to the River.

### Flood Study

The Flood Study Review shows almost all of proposed Lot 1 is within the Floodway and the remaining lots are in the Flood Fringe – refer map below. The flood study identifies the floodway as 'high' and 'extreme' flood risk.

The main requirements in the flood study concentrate on dwellings. However Table 4-2 lists 'commercial and industrial with acceptance of flood risk as a business risk' as an acceptable landuse in high risk areas.



The Study recommends the use of minimum habitable floor levels of 0.3 metres above the March 1999 flood level, and 0.15 above the March 1999 flood level for commercial properties within the town.

The WAPC sent a late referral of this subdivision to the Department of Water for advice, however their comments were not available at the time of writing this report. The Department of Water still has to assess the application. If Department of Water comments are obtained prior to the Council meeting, Gray & Lewis will provide them to Council Officers.

In order to ensure that any prospective purchaser of Lot 1 has adequate information to weigh up the 'business risk' of locating in a floodway, it is recommended that a condition be imposed for a Notification on Title for Lot 1 to alert all future purchasers of the floodway.

### Road Access & Drainage

All lots will have direct road frontage however Woollawa Street and Ranfurly Street will need to be constructed to an adequate standard to service industrial traffic. It is recommended that a cul-de-sac be included at the end of Ranfurly Street to provide an adequate turnaround area for trucks.

Drainage plans for development will also be important given the proximity of the subdivision to Moore River. Standard conditions relating to road construction and drainage are recommended.

### Conclusion

It is recommended that proposed subdivision be supported subject to adequate conditions. Council only recommends conditions, and the final decision will be made by the WAPC.

### **POLICY REQUIREMENTS:**

N/A

### **LEGISLATIVE REQUIREMENTS:**

There are no known legislative requirements related to this item.

### **STRATEGIC IMPLICATIONS:**

There are no known strategic implications associated with this proposal.

### **SUSTAINABILITY IMPLICATIONS:**

- **Environment**  
As outlined in this report, part of the land is located in a floodway.
- **Economic**  
There are no known significant economic implications associated with this proposal. There may be employment benefits associated with any new development / industries.
- **Social**  
There are no known significant social implications associated with this proposal.

### **FINANCIAL IMPLICATIONS:**

The Shire pays planning fees to Gray & Lewis. As the owner, Council will incur subdivision costs.

### **VOTING REQUIREMENTS:**

Simple Majority

**COUNCIL RESOLUTION  
(STAFF RECOMMENDATION)**

**31/10 Moved Cr Pond, seconded Cr McLagan that Council write directly to the Western Australian Planning Commission advising that it supports the proposed subdivision (WAPC Reference: 141220) and recommends that following conditions be imposed;**

- 1. Those lots not fronting an existing road being provided with frontage to a constructed subdivision road connected directly or by a constructed subdivisional road(s) to the local road system and such subdivisional road(s) being constructed and drained at the subdivider's cost to the satisfaction of the Shire.**
- 2. Street corners within the subdivision being truncated (Ranfurly Street only).**
- 3. Cul-de-sac heads to be designed and constructed to the satisfaction of the Shire.**
- 4. The land being filled and/or drained to the specification and satisfaction of the Shire.**
- 5. A Notification, pursuant to Section 165 of the Planning and Development Act 2005, is to be placed on the Certificate of Title of proposed Lot 1 advising of the existence of a hazard or other factor. Notice of this notification to be included on the Deposited Plan. The notification to state as follows:**

**“This lot is situated in the floodway as identified in the Review of the Moora Flood Management Study. Prospective purchasers may wish to liaise with the Shire of Moora and / or Department of Water.”**

**CARRIED 7/0**

**14. NOTICE ON MOTIONS FOR THE NEXT COUNCIL MEETING**

At 7.53pm Cr Clydesdale-Gebert rejoined the meeting.

Nil

**15. MATTERS BEHIND CLOSED DOORS**

Nil

**16. CLOSURE OF MEETING**

**There being no further business, the Shire President thanked the members of the public for their attendance and input and invited all to stay for fellowship.**

**The meeting was declared closed at 7.54pm**

**CONFIRMED**

**PRESIDING MEMBER**