



11 September 2018

Dear Councillor,

Your attendance is requested at an Ordinary Council Meeting of the Blayney Shire Council to be held in the Chambers, Blayney Shire Community Centre on Monday, 17 September 2018 at 6.00pm for consideration of the following business -

- (1) Acknowledgement of Country
- (2) Recording of Meeting Statement
- (3) Apologies for non-attendance
- (4) Disclosures of Interest
- (5) Public Forum
- (6) Mayoral Minute
- (7) Notices of Motion
- (8) Confirmation of Minutes - Ordinary Council Meeting held on 20.08.18
- (9) Matters arising from Minutes
- (10) Reports of Staff
  - (a) Executive Services
  - (b) Corporate Services
  - (c) Infrastructure Services
  - (d) Planning and Environmental Services
- (11) Delegates Reports
- (12) Questions from Councillors
- (13) Closed Meeting

Yours faithfully

Rebecca Ryan  
**General Manager**

## Meeting Calendar 2018

### September

<b>Time</b>	<b>Date</b>	<b>Meeting</b>	<b>Location</b>
6.00pm	17 September 2018	Council Meeting	Community Centre
2.30pm	21 September 2018	Upper Macquarie Country Council Meeting	Kelso

### October

<b>Time</b>	<b>Date</b>	<b>Meeting</b>	<b>Location</b>
10.00am	10 October 2018	Central Tables Water Meeting	Blayney
6.00pm	15 October 2018	Council Meeting	Community Centre
10.00am	19 October 2018	Traffic Committee Meeting	Community Centre
5.00pm	25 October 2018	Cemetery Forum Meeting	Community Centre
6.00pm	25 October 2018	Access Advisory Committee Meeting	Community Centre

### November

<b>Time</b>	<b>Date</b>	<b>Meeting</b>	<b>Location</b>
9.00am	2 November 2018	Country Mayors Association	Sydney
2.30pm	2 November 2018	Upper Macquarie Country Council Meeting	Kelso
6.00pm	5 November 2018	Cultural Centre Working Group Meeting	Community Centre
6.00pm	15 November 2018	Sports Council Meeting	Community Centre
6.00pm	19 November 2018	Council Meeting	Community Centre
9.30am	22 November 2018	Centroc Board Meeting	Lithgow
6.00pm	27 November 2018	Tourism, Towns and Villages Committee Meeting	Community Centre

**INDEX OF REPORTS OF THE BLAYNEY SHIRE COUNCIL MEETING**  
**HELD ON MONDAY 17 SEPTEMBER 2018**

<b>CONFIRMATION OF MINUTES</b> .....	<b>4</b>
01) Minutes of the Previous Meeting held on Monday 20 August 2018.....	4
<b>NOTICES OF MOTION</b> .....	<b>12</b>
02) Notice of Motion.....	12
<b>EXECUTIVE SERVICES</b> .....	<b>14</b>
03) Council Meeting Dates .....	14
04) Centenary of Armistice 2018 .....	16
05) 32 Plumb Street Residential Development.....	18
06) Minutes of the Blayney Shire Cultural Centre Working Group Meeting held Monday 6 August 2018.....	24
07) Minutes of the Blayney Shire Tourism, Towns and Villages Committee Meeting held 4 September 2018.....	27
<b>CORPORATE SERVICES</b> .....	<b>33</b>
08) Report of Council Investments as at 31 August 2018.....	33
09) Review of Council Policies .....	38
10) Adoption of Recognition of RFS Assets Guideline.....	40
<b>INFRASTRUCTURE SERVICES</b> .....	<b>47</b>
11) Director Infrastructure Services Monthly Report.....	47
12) Proposed Lease of Road - Graham Lane, Millthorpe .....	51
13) Proposed Bridge Naming .....	55
14) Proposed Road Closure - Panuara Road - Southern Cadia Access Route.....	60
15) Minutes of the Blayney Shire Sports Council Meeting held on Thursday 16 August 2018 .....	63
16) Minutes of the Blayney Traffic Committee Meeting Held on Friday 17 August 2018 .....	66
<b>PLANNING AND ENVIRONMENTAL SERVICES</b> .....	<b>70</b>
17) Development Application 3/2018 – Three Lot Subdivision – 99 Richards Lane Millthorpe.....	70
18) NetWaste Strategic Recycling Plan (2018 – 2023).....	87
<b>DELEGATES REPORTS</b> .....	<b>89</b>
19) Report of the Centroc Board and Central NSW Joint Organisation Meeting held 23 August 2018.....	89
<b>QUESTIONS WITH NOTICE</b> .....	<b>100</b>
20) Questions with Notice.....	100
<b>CONFIDENTIAL MEETING REPORTS</b> .....	<b>102</b>
21) Land Acquisition For Road Re-Alignment Southern Cadia Access Route.....	102
22) Land Acquisition For Road Re-Alignment Southern Cadia Access Route.....	102
23) Land Acquisition For Road Re-Alignment Southern Cadia Access Route.....	102

01) **MINUTES OF THE PREVIOUS MEETING HELD ON MONDAY 20 AUGUST 2018**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 2. Local Governance and Finance

**File No:** GO.ME.3

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**Recommendation:**

That the Minutes of the Ordinary Council Meeting held on 20 August 2018, being minute numbers 1808/001 to 1808/019 be confirmed.

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 20 AUGUST 2018, COMMENCING AT 6.04PM**

Present: Crs S Ferguson (Mayor), S Denton, D Kingham, J Newstead, B Reynolds and D Somerville

General Manager (Mrs R Ryan), Director Corporate Services (Mr A Franze), Director Infrastructure Services (Mr G Baker), Director Planning & Environmental Services (Mr M Dicker) and Executive Assistant to the General Manager (Mrs L Ferson)

**ACKNOWLEDGEMENT OF COUNTRY**

**RECORDING OF MEETING STATEMENT**

**APOLOGIES**

Cr Allan Ewin – Leave of Absence approved at the July 2018 Council Meeting (Resolution No. 1807/015).

**DISCLOSURES OF INTEREST**

Nil

**PUBLIC FORUM**

Nil

**MAYORAL MINUTE**

**PRESENTATION OF 'NEW SOUTH WALES AND THE GREAT WAR'**

**1808/001 RESOLVED:**

That Council accept the presentation of book entitled New South Wales and the Great War' and make available at the Blayney

Library.

(Ferguson/Kingham)  
**CARRIED**

### **CONFIRMATION OF MINUTES**

#### **MINUTES OF THE PREVIOUS MEETING HELD ON MONDAY 16 JULY 2018**

1808/002

#### **RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 16 July 2018, being minute numbers 1807/001 to 1807/015 be confirmed.

(Reynolds/Newstead)  
**CARRIED**

#### **MATTERS ARISING FROM THE MINUTES**

Nil

### **EXECUTIVE SERVICES REPORTS**

#### **LGNSW ANNUAL CONFERENCE 2018**

1808/003

#### **RESOLVED:**

That Council:

1. Nominates the Mayor as voting delegate to the LGNSW Annual Conference 2018.
2. Approve the registration and attendance of the Mayor, Deputy Mayor and General Manager as Blayney Shire Council Delegates to attend the LGNSW Annual Conference 2018.

(Somerville/Reynolds)  
**CARRIED**

#### **ORANGE REGION TOURISM**

#### **MOTION:**

That Council's initial 3 year Funding Agreement as approved by Council in November 2017 remains in place to facilitate the collaborative provision of Regional Tourism destination marketing services with Orange City and Cabonne Councils, and agree that TDO Limited remain trading as Orange360.

(Newstead/Denton)

An **Amendment** was moved by Cr Reynolds and seconded by Cr Somerville:

That Council defer this item.

(Reynolds/Somerville)

The Amendment was put and lost.

The original motion became the substantive motion and was put.

- 1808/004 RESOLVED:**  
That Council's initial 3 year Funding Agreement as approved by Council in November 2017 remains in place to facilitate the collaborative provision of Regional Tourism destination marketing services with Orange City and Cabonne Councils, and agree that TDO Limited remain trading as Orange360.  
(Newstead/Denton)  
**CARRIED**

### **CORPORATE SERVICES REPORTS**

- REPORT OF COUNCIL INVESTMENTS AS AT 31 JULY 2018**  
**1808/005 RESOLVED:**  
1. That the report indicating Council's investment position as at 31 July 2018 be received.  
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.  
(Kingham/Reynolds)  
**CARRIED**

- DRAFT STATEMENT OF FINANCIAL REPORTS BY COUNCIL 2017/18**  
**1808/006 RESOLVED:**  
1. That the statement in accordance with Section 413(2)(c) of the Local Government Act 1993, and Clause 215 of the Local Government (General) Regulation (2005) for the General Purpose Financial Statements for the year ending 30 June 2018 be made.  
2. That the certification of the Responsible Accounting Officer be received.  
3. That the statement in accordance with the requirements of the Code of Accounting Practice in relation to the Special Purpose Financial Statements for the year ending 30 June 2018 be made.  
4. That the statements be signed by the Mayor, Deputy Mayor, the General Manager and the Responsible Accounting Officer.  
5. That the General Purpose Financial Statements and Special Purpose Financial Statements be referred to audit and Intentus Chartered Accountants, as the contracted agent for the NSW Audit Office, be invited to complete the audit as per the requirements of Section 413(1) of the Local Government Act (1993) and Local Government (General) Regulation (2005).  
6. That the transfers in of \$1.117m and transfers out of \$1.107m, being a net transfer in of \$10k, to Council's external cash restrictions be approved.  
7. That the transfers in of \$4.096m and transfers out of \$3.619m, being a net transfer in of \$477k, to Council's internal cash restrictions be approved for the purposes as

detailed in Schedule 1.

8. That the 2018/19 supplementary expenditure votes for carryover works from 2017/18 to 2018/19 totalling \$3.29m funded from Internal Cash Restrictions of \$1.45m and External Cash Restrictions of \$1.84m as per the attached schedule be approved.

(Newstead/Somerville)

**CARRIED**

**SIX MONTHLY DELIVERY PLAN REVIEW - JUNE 2018**

**1808/007 RESOLVED:**

That the six-monthly review, as at 30 June 2018, of Council's 2017/18 – 2020/21 Delivery Plan be received.

(Reynolds/Newstead)

**CARRIED**

**ADOPTION OF CODE OF CONDUCT**

**1808/008 RESOLVED:**

That the Council Code of Conduct be adopted and included in Council's policy register.

(Newstead/Reynolds)

**CARRIED**

**ADOPTION OF COUNCIL POLICIES**

**1808/009 RESOLVED:**

That the Vandalism policy and Signs as Remote Supervision policy, as amended, be adopted and included in Council's policy register.

(Newstead/Reynolds)

**CARRIED**

**REVIEW OF DELEGATIONS REGISTER**

**1808/010 RESOLVED:**

That Council adopt the Delegations Register as tabled.

(Reynolds/Newstead)

**CARRIED**

**MINUTES OF THE BLAYNEY SHIRE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD 12 JULY 2018**

**1808/011 RESOLVED:**

That the minutes of the Blayney Shire Audit, Risk and Improvement Committee held 12 July 2018 be received.

(Somerville/Newstead)

**CARRIED**

**MINUTES OF THE FINANCIAL ASSISTANCE COMMITTEE MEETING HELD 7 AUGUST 2018**

**MOTION:**

1. That the minutes of the meeting held 7 August 2018 be received.

2. That the recommendations for 2018/19 - Round 1 of the Community Financial Assistance Program by the Financial Assistance Committee, in the amount of \$7,244 be approved.
3. That the GM approvals of fee waivers and sporting financial assistance in the amount of \$1,845 be endorsed.
4. That the resignation from the Blayney Shire Council Financial Assistance Committee by Delanie Sky be noted and that Council take steps to fill the casual vacancy.
5. That Council raise the awareness in the community of the availability of financial assistance for community groups for improvement to community infrastructure and support for community events through a community forum and promotional flyer.
6. That Council amend the Community Financial Assistance policy to encompass annual donations for community groups that enter into medium to long term agreements with Council for a lease or Licence of Crown Land.

(Somerville/Reynolds)

An **Amendment** was moved by Cr Reynolds and seconded by Cr Kingham:

1. That the minutes of the meeting held 7 August 2018 be received.
2. That the recommendations for 2018/19 - Round 1 of the Community Financial Assistance Program by the Financial Assistance Committee, in the amount of \$7,244 be approved.
3. That the GM approvals of fee waivers and sporting financial assistance in the amount of \$1,845 be endorsed.
4. That the resignation from the Blayney Shire Council Financial Assistance Committee by Delanie Sky be noted and that Council take steps to fill the casual vacancy.
5. That Council raise the awareness in the community of the availability of financial assistance for community groups for improvement to community infrastructure and support for community events through a community forum and promotional flyer.
6. That Council amend the Community Financial Assistance policy to encompass annual donations for community groups that enter into medium to long term agreements with Council for a lease or Licence of Crown Land.
7. That Council reopen the Financial Assistance Grants until 14 September writing to Community Groups encouraging applications.

(Reynolds/Kingham)

Cr Reynolds withdrew the amendment.

The original motion became the substantive motion and was put.



**1808/012 RESOLVED:**

1. That the minutes of the meeting held 7 August 2018 be received.
2. That the recommendations for 2018/19 - Round 1 of the Community Financial Assistance Program by the Financial Assistance Committee, in the amount of \$7,244 be approved.
3. That the GM approvals of fee waivers and sporting financial assistance in the amount of \$1,845 be endorsed.
4. That the resignation from the Blayney Shire Council Financial Assistance Committee by Delanie Sky be noted and that Council take steps to fill the casual vacancy.
5. That Council raise the awareness in the community of the availability of financial assistance for community groups for improvement to community infrastructure and support for community events through a community forum and promotional flyer.
6. That Council amend the Community Financial Assistance policy to encompass annual donations for community groups that enter into medium to long term agreements with Council for a lease or Licence of Crown Land.

(Somerville/Reynolds)

**CARRIED**

**1808/013****LIBRARY FUNDING****RESOLVED:**

That Council endorse the NSW Public Libraries Association and Local Government NSW library funding advocacy initiative, *Renew Our Libraries*.

(Reynolds/Somerville)

**CARRIED**

**ADOPTION OF AUDIT, RISK AND IMPROVEMENT****COMMITTEE CHARTER****1808/014****RESOLVED:**

1. That Council adopt the Blayney Shire Audit, Risk and Improvement Committee Charter.
2. That Council commence recruitment of Independent Members of the Audit, Risk and Improvement Committee in collaboration with Cabonne and Central Tablelands County Council.

(Reynolds/Somerville)

**CARRIED**

**INFRASTRUCTURE SERVICES REPORTS****DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT****1808/015****RESOLVED:**

That the Director Infrastructure Services Monthly Report for August 2018 be received and noted.

(Kingham/Newstead)  
**CARRIED**

**PLANNING AND ENVIRONMENTAL SERVICES REPORTS**

**1808/016**      **CONTAMINATED LAND POLICY**

**RESOLVED:**

That Council ceases the development of a contaminated land policy until the NSW Department of Planning and Environment have finalised a review of State Environmental Planning Policy No 55 – Remediation of Land.

(Somerville/Reynolds)  
**CARRIED**

**CLOSED MEETING**

**1808/017**      **RESOLVED:**

That the meeting now be closed to the public in accordance with Section 10A of the Local Government Act, 1993 for consideration of the following matter:

**DA 55/2016**

*This matter is considered to be confidential under Section 10A(2) (g) of the Local Government Act, as it deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

(Reynolds/Denton)  
**CARRIED**

**CONFIDENTIAL MEETING REPORTS**

**1808/018**      **DA 55/2016**

**RESOLVED:**

That Council receive and note the Report.

(Kingham/Newstead)  
**CARRIED**

**1808/019**      **RESOLVED:**

That as consideration of the matters referred to in the closed meeting has been concluded, the meeting now be opened to the public.

(Newstead/Reynolds)  
**CARRIED**

**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOME OF RESOLUTION NUMBER 1808/018.**

There being no further business, the meeting concluded at 7.39pm.

The Minute Numbers 1808/001 to 1808/018 were confirmed on 17 September 2018 and are a full and accurate record of proceedings of the Ordinary Meeting held on 20 August 2018.

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Cr S Ferguson  
**MAYOR**

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Mrs R Ryan  
**GENERAL MANAGER**

**02) NOTICE OF MOTION****Department:** Executive Services**Author:** Councillor Reynolds**CSP Link:** 2. Local Governance and Finance**File No:** GO.ME.1

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The following Notice of Motion has been received from Councillor Reynolds;

**MOTION:**

That Council:

1. provide support to the rural community in the Shire by, encouraging primary producers affected by the drought, to contact the council if they are having difficulty meeting financial obligations, to discuss payment options.
2. make available water to drought affected producers in the Shire from the six drought supply bores.
3. provide support to organisations who are holding events for drought affected producers in the form of waiving fees for venue hire and other assistance as seen fit by the General Manager.
4. provide facilities such as rooms controlled or managed by the Shire to organisation such as the Rural Financial Counselling Service, at no charge.
5. immediately consult the community on how to utilise the \$1 million dollars in Commonwealth drought financial assistance being made available to the Blayney Shire, upon the release of the guidelines on the use of these funds.
6. any other measured considered by the General Manager as necessary to support primary producers through the current drought.

These provisions would be in place until the Shire is no longer considered to be suffering from drought conditions by the NSW DPI.

**General Manager Comment:**

1. Rates

Staff have been dealing with a number of enquiries from primary producers amongst others in regards to deferral of rates payments in a professional and confidential manner.

Reminder notices for first instalments outstanding will be issued soon, and via Council's GM Conversation, community eNewsletters and other communication channels, people experiencing any sort of financial hardship have been encouraged to make contact with Council Rates staff as soon as possible.

If the opportunity arises during conversations with primary producers or business people, Councillors should provide people with the reassurance that Council Rates should be the least of their concern.

## 2. Bore Water

Water from the 6 bores in the Shire is provided free of charge to residents from Blayney Shire, subject to a \$50 access Key Deposit and signed registration form.

## 3. Waiving of Council Hire Fees

Any fundraising or drought support events at the Community Centre or Sporting Ovals, meet Council's Financial Assistance Policy already in place and the General Manager has delegation to approve these requests to waive facility hire charges.

## 4. Council Offices/Facilities

A letter of support was provided to NSW Farmers for the extension of the Rural Financial Counselling Service from Dubbo into Bathurst and Orange region, including Blayney Shire. A confidential office space in one of the meeting rooms is available at Council offices for this or any other Drought Support service, if required.

In addition, following a request for additional support, various agencies and family/drought/financial advice services have been notifying Council of their referral or assistance services in Blayney Shire via the Blayney Interagency. Frequently the feedback we are receiving is the challenges people are having with dealings with Centrelink.

## 5. Drought Communities Programme

As mentioned in the Director Infrastructure Services information report, Blayney Shire Council is listed as one of the 60 eligible councils that will receive \$1 million under the Drought Communities Programme 2018-19. Whilst the guidelines are currently being updated to reflect the extension of this program, announced by the Australian Government on 19 August 2018, projects that provide the greatest support to communities, including infrastructure and other activities will be selected.

Projects must be in addition to the normal planned activities of Council and could include:

- Employing local contractors to undertake repairs and maintenance
- Upgrading or building new community facilities
- Holding events and undertaking drought-relief activities
- Carting potable water into communities for drinking and bathing

### **Enclosures (following report)**

Nil

### **Attachments (separate document)**

Nil

**03) COUNCIL MEETING DATES****Department:** Executive Services**Author:** General Manager**CSP Link:** 2. Local Governance and Finance**File No:** GO.ME.2

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**Recommendation:**

That Council adopts the meeting dates and times for Ordinary Meetings of Council for the next 12 months as follows:

- Monday 15 October 2018
- Monday 19 November 2018
- Monday 17 December 2018
- Monday 18 February 2019
- Monday 18 March 2019
- Monday 15 April 2019
- Monday 20 May 2019
- Monday 24 June 2019
- Monday 15 July 2019
- Monday 19 August 2019
- Monday 16 September 2019

**Reason for Report:**

For Council to review and adopt a meeting schedule for the Ordinary Meetings of Council for the next 12 months as per the current Blayney Shire Code of Meeting Code of Practice (2015).

**Report:**

Council convenes 11 Ordinary Meetings each year and the following dates and times are recommended for the Ordinary Meetings of Council over the following 12 months:

- Monday 15 October 2018
- Monday 19 November 2018
- Monday 17 December 2018
- Monday 18 February 2019
- Monday 18 March 2019
- Monday 15 April 2019
- Monday 20 May 2019
- Monday 24 June 2019
- Monday 15 July 2019
- Monday 19 August 2019
- Monday 16 September 2019

Meetings are held in the Council Chambers, Blayney Shire Community Centre commencing at 6.00pm on the third Monday of the month every month, except for January. This does not preclude the calling of an Extraordinary Meeting when the necessity arises for a particular issue, at the request of Councillors or staff by the authorisation of the Mayor.

**Risk/Policy/Legislation Considerations:**

The Local Government Act (1993) section 365 stipulates the requirement for Council to meet at least 10 times per annum, each time in a different month.

Council's Code of Meeting Practice (2015) section 3.1 refers to Frequency of Meetings noting that Council will adopt an annual schedule of dates at the September meeting.

This schedule does not include various Committee meetings, extraordinary Council meetings, workshops or training, civic functions and other commitments of Councillors. Council Committees will continue for the remaining term of Council, along their adopted meeting schedule.

**Budget Implications:**

Council meetings are a normal part of the operations of the organisation, and budgeted for in the 2018/19 Operational Plan. This includes travel reimbursement costs of Councillors and catering for meals.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**04) CENTENARY OF ARMISTICE 2018****Department:** Executive Services**Author:** General Manager**CSP Link:** 4. Community, Sport, Heritage and Culture**File No:** CR.GR.1

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**Recommendation:**

That Council approve the financial contribution of up to \$3,000 from the Financial Assistance Program for the hosting of a combined Centenary of Armistice celebratory luncheon for RSL Club members and ex-service men and women of the Blayney Shire.

**Reason for Report:**

To seek Council financial support for a combined Centenary of Armistice luncheon for RSL Clubs of Blayney Shire to be held in Blayney on 11 November 2018.

**Report:**

Remembrance Day will have a special significance in 2018 and Sunday 11 November 2018 marks the 100th anniversary of the Armistice which ended the First World War (1914–18).

The signing of the Armistice brought an end to the First World War. And since then each year on the 11th day of the 11th month, Australians observe 1 minute's silence at 11am, in memory of those who died or suffered in all wars and armed conflicts.

It is proposed that after each Town and Village Remembrance Day ceremony ex-service men and women from both Blayney and Lyndhurst RSL sub-branches be invited to attend a combined luncheon event. This would be hosted by Blayney Shire Council and held at the Blayney Bowling Club on Sunday 11 November 2018.

Traditionally these post ceremony gatherings have been separate functions, due to timing of each organisation's formal public marches and commemorations coinciding with each other. Luncheons which therefore follow are held in Blayney and Lyndhurst.

The endorsement from each of the sub-branch Presidents has been forthcoming for this proposal, and Council support is now sought.

**Risk/Policy/Legislation Considerations:**

Council has a long standing role and support is provided to both RSL sub-branch programs and activities, in particular ANZAC Day and Remembrance Day in Blayney and Villages each year.



Whilst this proposal for a Council donation is out of the normal application process for Round 2 of the Financial Assistance Program, special consideration by Council is requested this time.

**Budget Implications:**

This event is not funded in the Operational Plan 2018/19, and would require Council resolution to provide a supplementary vote or approve a contribution from the Financial Assistance Program, of which there is an estimated \$80k available.

It is estimated that \$3,000 would be more than adequate to provide a meal and refreshments for RSO sub-branch members, ex-service men and women of the Blayney Shire.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**05) 32 PLUMB STREET RESIDENTIAL DEVELOPMENT**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 1. Public Infrastructure and Services

**File No:** PM.AD.9

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**Recommendation:**

That Council;

1. Submit a Development Application for a 14 Lot Residential Subdivision on Lot 1 DP 250822 being 32 Plumb Street Blayney.
2. Proceed to resource and manage all aspects of the enabling infrastructure for the residential development project at 32 Plumb Street, including the provision of all utilities (electricity, gas, sewer, stormwater drainage and water) and the construction of roads and kerb and gutter to final release of Housing Land for Sale stage.
3. Develop a sales options and marketing strategy, with a report to be brought back for Council consideration.

**Reason for Report:**

At the May 2018 meeting, Council received advice that settlement for the purchase of Lot 1 DP 250822, being 32 Plumb Street Blayney was complete. Council further resolved to progress the investigation required for a proposal to stimulate the supply of new housing land in Blayney at the May meeting (**Resolution No 1805/008**).

At the same time, Council made provision for a 10-year Principal and Fixed Interest Rate loan of \$1.32 million and undertook the necessary steps required to notify TCorp and Office of Local Government of the proposed borrowings.

Also, following the formal adoption of the 2018/19 Operational Plan, an application was submitted to the NSW Government Low Cost Loan Initiative (LCLI) for a 50% interest subsidy for the 32 Plumb Street Residential Development Project, for enabling infrastructure works and land purchase.

The next step in this project and for which Council approval is sought is for the preparation of plans and lodgement of a Development Application (DA) for the 14 Lot subdivision.

After this, there remains some discussion on a number of options for Council consideration;

1. Retest the market and sell the land with an approved subdivision;
2. Enter into a Private Public Partnership to develop the land; or
3. Council undertakes the development itself.

**Report:**

Since a Residential Development Forum held in June 2017 and subsequent discussion paper recommendations by those businesses, property owners and operators present, Council has been undertaking the necessary due diligence as to how the availability and release of new housing land supply in Blayney may be stimulated.

A number of reports have been provided to further residential stimulus package proposals, and in May 2018, Council agreed to progress the investigations into the proposed development of Lot 1 DP 250822 (32 Plumb Street, Blayney). Council staff have completed the preliminary survey and design of a 14 Lot subdivision and commissioned Urban Greenfield to undertake a Feasibility Study as to the potential for residential development in Blayney. This report, has been provided to Councillors 'in confidence' given the commerciality of information relevant to a prospective partner or developer.

Some commentary on the options available to Council follows for discussion.

- Retesting the market with the approved subdivision is unlikely to lead to the achievement of Council's objective to stimulate the housing supply, given the costs involved and small margins available to a private developer. Council has the advantage of a lower holding cost, a potential NSW Government interest subsidy and access to contractors who may be engaged to undertake works.
- Whilst a Private Public Partnership to develop the land sounds appealing the main constraint is the necessity for Council to adhere to Local Government Act tendering and procurement guidelines, and to identify a suitable partner.
- Should Council undertake the development itself, Project Management resources would be secured and works undertaken via our own or local contractors engaged for various jobs. The infrastructure is not viewed as the risk item, rather the marketing, sales and responding to the needs of interested land owners is the unknown component of this project.

Based on the Feasibility Report findings and the past 12 months of research and market feedback, it is recommended that Council proceed to undertake the development of this land itself. Whilst there are some inherent risks associated with this proposal, and not since the Johnstone Crescent and Raphael Street developments in 2004 to 2006 has Council involvement in residential land been necessary, there remains significant opportunities for Blayney to leverage off the current housing supply demand in Orange and Bathurst and promote the rural and family friendly community lifestyle.

Some initial conversations in regards to a sales and marketing strategy, once the DA is approved is the potential for local Real Estate Agents engagement on an Open Listing basis.

Council would need to agree on a the \$/m<sup>2</sup> reserve which would determine the individual block of land purchase price and it would be up to each Real Estate Agent to transact the sale on our behalf in order to receive a pre-determined agreed sales commission.

Council could also provide some direction as to any covenant on building types or house construction, DA lodgement for dwelling, and limit the sale of blocks to 1 per buyer (individual or builder). This would eliminate the opportunity for one builder to buy multiple Lots outright.

Council may wish to consider being able to sell off the plan or a builder buying a block to build a home for sale as a completed package, with delayed settlement terms as a means to having a house for display.

**Risk/Policy/Legislation Considerations:**

The issue of limited residential land was highlighted in the Blayney Shire Community Strategic Plan 2018-2028, and Council’s Delivery Program 2018-2022 includes a number of actions pertaining to facilitating the development of new residential housing blocks and availability in Blayney, addressing the constraints of the river and industrial estate with developers being unwilling to make that financial commitment to build new housing.

Actions (2.2.1) are as follows:

- commence review of the Blayney Settlement Strategy
- Invest and develop available land to stimulate the release of housing blocks in Blayney to meet demand and facilitate investment growth.

Council must consider its justification for progressing with this project i.e. stimulating housing development versus the profit motive and rate payers need to be confident that rates are not subsidising this development.

The Feasibility Report considered some opportunities and risks of the project which are summarised in the following table.

Opportunities	Risks
There is well documented and evidenced shortage of premium land in Blayney residential zone boundary	Any unforeseen costs or expenditure blow outs reducing profitability and breakeven level
This is a clean site with no evidence of contamination, biodiversity issues or environmental constraints requiring remediation or management	Financial lending tightening of criteria due to Banking Royal Commission affecting capacity for home loan borrowers

Opportunities	Risks
Even with the necessary market shift land remain affordable in comparison to Orange and Bathurst with a median land price of \$180k over past 5 years	Property market uncertainty in major capital cities (Sydney) overflowing into regional centres
Location in Blayney, close proximity (walking distance) to school, Ovals, mainstreet, CentrePoint promoting healthy lifestyles and wellbeing	Gross Realisation Target not achievable and shift in market required for project to break even
There is no significant residential land subdivision underway or proposed that would create much competition for 14 Lots	Time, cost and quality issues affecting budget and project delivery to sale

Other risks identified with the project include:

- The Orange and Bathurst housing supply, each with their own demand challenges, may successfully compete for sales or flood the market, thereby delaying anticipated finalisation of the project.
- A downturn in demand for residential land and while current forecasts show otherwise, over a 10-year timeframe there is this potential.
- 2799 and rural postcode factor disadvantage for new borrowers which has an impact on size of deposit required for home lending.
- Any increase of interest rates over the life of the development may cause access to finance to become more difficult and therefore impact demand.
- Whilst the Feasibility Report has provided some assurance as to preferred land parcel size, the risk associated with product development and marketing may impact sales. If land parcels are considered unsuitable or Council's marketing strategy misses the mark there is potential that Council may hold land longer than desired.
- Reputational risk should the development works not progress as quickly as demanded by the market or effectively as proposed.
- Public perception that Council is deliberately inflating land prices and taking the affordability reach away from new home buyers.

There are also potential financial risks associated with this project outlined below.

**Budget Implications:**

External consultants have been engaged to prepare the plans, statement of environmental effects and preliminary survey plans for lodgement of a Development Application for the 14 Lot Subdivision, subject to Council determination.

The Office of Local Government Capital Expenditure Guidelines (2010) issued under s23A of the Local Government Act (1993) aims to ensure that Council evaluates the options and makes an informed decision regarding capital expenditure over \$1m or where the expected cost is more than 10% of Council's ordinary rate revenue, whichever is the greater, buying, constructing, renovating or acquiring an asset.

Whilst these guidelines do not apply to the capital expenditure on land purchases, water/sewerage networks, stormwater drainage, roads and footpaths the principles of undertaking an assessment remains paramount for Council to make an informed decision.

The business case should identify the issue, justify the need, provide an assessment of the financial and resources capacity of Council, explore any alternatives and undertake public consultation.

This project and funding source of loan borrowings was included in the Operational Plan 2018-19, and the land purchase with Council consideration of options has been widely discussed in the business and general community. The outcome of the LCLI should be announced in mid to late September. Council has been informed that the project met funding criteria and was one of 14 submissions received. Should Council's application be successful, a 50% interest rate subsidy for the 10-year loan will be provided to offset this expense.

Provision has been made in the Long Term Financial (LTFP) 2018/19 – 2027/28 for this project based on raw estimates sought earlier in the year prior to the Urban Greenfields Feasibility Study. While the figures used were slightly understated in the LTFP, it provides for disposal of 4 blocks per annum.

Council has in the past used restricted cash in the Property Account to fund and underwrite such activity. There is a risk of financial loss to Council, and subsequent reduction to the Property Account, should anticipated project development costs exceed forecasts or the average sale price across all blocks not exceed the break-even point for the development. Council will ensure project costs are monitored on an ongoing basis and implement controls to minimise cost over-run.

Given the forecast average development cost per lot is forecast to be above the current average sale price for residential land, Council must stand firm with its pricing and be prepared to hold land in pursuit of its desired price point.

Council will also incur ongoing holding costs for the development over the life until all lots are sold including loan interest, land rates and charges and water rates. As the loan term for this project is 10 years, if all parcels were to sell prior to this timeframe Council may opt to repay the debt early or continue with the loan. This will be a future consideration for Council.

Irrespective of Council being the developer or not, should the development progress, Council benefits by the income generated by DA Fees (Subdivision and 14 Houses), s64, Developer Contributions and additional rates.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

1 Feasibility Report 41 Pages

*This matter is considered to be confidential under Section 10A(2) (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

**06) MINUTES OF THE BLAYNEY SHIRE CULTURAL CENTRE WORKING GROUP MEETING HELD MONDAY 6 AUGUST 2018**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 4. Community, Sport, Heritage and Culture

**File No:** ED.LI.2

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**Recommendation:**

That the minutes of the Blayney Shire Cultural Centre Working Group Meeting, held on Monday 6 August 2018, be received and noted.

**MINUTES OF THE CULTURAL CENTRE WORKING GROUP MEETING  
HELD ON MONDAY 6 AUGUST 2018  
AT THE BLAYNEY SHIRE COMMUNITY CENTRE**

Meeting commenced at 6.00pm.

**PRESENT**

Cr Allan Ewin (Chair), Rebecca Ryan (General Manager), Jan Richards, Ian Tooke, Elizabeth Russ, Gwenda Stanbridge and Margaret Paton

**APOLOGIES**

Mayor Scott Ferguson, Graeme Summerson and Loretta Kervin

**Recommended:** That the apologies submitted on behalf of Mayor Scott Ferguson, Graeme Summerson and Loretta Kervin be accepted.

(Ian Tooke / Elizabeth Russ)

**DISCLOSURES OF INTEREST**

Nil

**MINUTES FROM PREVIOUS MEETING – 5 FEBRUARY 2018**

**Recommended:** That the minutes from the previous Cultural Centre Working Group Meeting held on 5 February 2018 be adopted.

(Ian Tooke / Elizabeth Russ)

**BUSINESS ARISING**

Nil

**AGENDA ITEMS**



**CAR PARKING LIBRARY SITE PLANS – 48 ADELAIDE STREET**

- Initial advice has been received from Manager Planning in regards to requirement to undertake a Traffic and Parking Report which was noted by the Working Group members
- This is since proposed plans have no room for offstreet parking, and DCP Part D4. Requires 1 space per 10m<sup>2</sup> gross floor area or 1 space per 4 seats for a community facility
- Would be an essential step in any DA
- Consensus that at this stage not ready to proceed to DA for this site as is, and short term refurbishment remains first priority

**FUNDING OPPORTUNITY**

- Regional Cultural Fund Round 2 > and < \$250k category
- Includes Library specific component of \$5m
- Funding closes Friday 21 September
- Consideration given to developing the best case to attain funding for a new Library vs refurbishment
- Must have shovel ready project, approved DA and plans/estimates
- Funding for refurbishment already in Council Operational Plan with CWL to paint, mobile shelving, new access door etc is demonstration of Council contribution
- Replacement of toilets is an important compliance matter – currently not accessible and at the rear of the building in detached building
- Investment would not be wasted as irrespective of outcome for new building, expectation that would be in current Library space for minimum 3 - 4 years
- Would ensure Council meets WHS and compliance for accessible access
- Asset is then improved and more saleable if and when another site is located and aspirational Cultural Centre project is developed and funded

**Action:** General Manager to prepare a written project brief for Cultural Centre Working Group members to provide letters of support by 31 August.

**Action:** General Manager to engage Architect to draw plans then lodge DA for construction of new ambulant toilets at rear of Library building at 48 Adelaide Street and submit funding application for Regional Cultural Fund Round 2 for Blayney Library Refurbishment Project

**BLOCKS FOR DISCUSSION**

1. 50 Adelaide Street was recently sold, property next to Library

**Action:** General Manager to investigate sale outcome

2. Block of land at rear of Court House and Post Office (Burns and Martin Street) in large area that sits across in North/South direction on both sites would comfortably fit first set of plans

Has many benefits and opportunities given proximity to main CBD, Post Office, Belubula River Walk, Court House

**Action:** General Manager to investigate land ownership and planning requirements with potential fitting of layout and building plan endorsed by Working Group in 2017

3. Presidents Walk area option for consideration

**Action:** General Manager to confirm zoning, Planning requirements and Flood Mapping

**ART GALLERY**

- Question raised what has happened with Blayney Town Association enquiry to Transport for use of Blayney Train Station as Art Gallery

**Action:** General Manager to investigate status of this enquiry

**NEXT MEETING**

Next meeting will be held Monday 5 November 2018 at 6.00pm in the Blayney Shire Community Centre.

**MEETING CLOSE**

There being no further business the meeting closed at 7pm

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**07) MINUTES OF THE BLAYNEY SHIRE TOURISM, TOWNS AND VILLAGES COMMITTEE MEETING HELD 4 SEPTEMBER 2018**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 2. Local Governance and Finance

**File No:** GO.ME.1

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**Recommendation:**

That the minutes of the Blayney Shire Tourism, Towns and Villages Committee meeting, held on Tuesday 4 September 2018, be received and noted.

**MINUTES OF THE TOURISM, TOWNS AND VILLAGES COMMITTEE  
MEETING  
HELD ON TUESDAY 4 SEPTEMBER 2018  
AT THE BLAYNEY SHIRE COMMUNITY CENTRE**

Meeting commenced at 6.00 pm.

**PRESENT**

Cr Bruce Reynolds (Chair), Mayor Scott Ferguson, Rebecca Ryan (General Manager), Richard Bloomfield, Lorraine Dunkley, John Burke, Elizabeth Russ, Kerry Strom, Wayne Moore, Bill Burdett, Jane Whitten and Tamara Miller.

**APOLOGIES**

That the apologies received from Jo Richardson, Mary Dowrick Debere, Kim Martin, Judy Belecky, Sharelle Cartwright, Sam Yeates and Evan Lee be accepted.

(Elizabeth Russ / Kerry Strom)

**DISCLOSURES OF INTEREST**

Nil

**ADOPTION OF MINUTES FROM PREVIOUS MEETING – 27 FEBRUARY 2018**

Recommended that the minutes from the previous Tourism, Town and Villages Committee meeting held on 22 May 2018 be adopted.

(Lorraine Dunkley / Kerry Strom)

**BUSINESS ARISING**

- Orange360 Brand Launch was held and well received
- Stronger Country Communities Fund Round 1 - projects underway

- Stronger Country Communities Fund Round 2 – no announcements to date
- Development Coordinators appointed
- Neville community Changeable Noticeboard sign installed
- Arts OutWest Advisory Council representative is Penny May. Nyree Reynolds remains Board member during transition period and will be supported by Council when nomination for Skills based Board opens.

### **SMALL BUSINESS NETWORKING FORUM**

For diary notes, as part of Small Business Month a Business Networking Forum ‘the Power of Connection’ will be held at the Blayney Shire Community Centre on Tuesday 16 October from 11am to 2pm. Notification and invitations will be issued next week.

### **ORANGE 360**

- Membership prospectus distributed and now available
- Website will be ready by EOM
- Operators engaged with Orange360
- Expand what MVC for rest of the Shire so important other villages take advantage
- General Manager Orange360 has invited villages participate in workshop with village representatives
- Villages can join like MVC

**Action:** General Manager to coordinate Progress Associations / Representative Organisations Town/Village Workshop with Orange360 General Manager in October or November

### **WEEKEND TOURIST TRAIL**

- Encourage people to visit other villages
- Package and develop trails
  - Food
  - Accommodation
  - Fashion
  - Pub crawl
  - Artist
- Development with Orange360 – Brochure and Online via VICs
- Classic Car and other niche marketing opportunities growth in Shire

### **BICYCLE TRAILS**

- Sub committee established with Orange360
- EOF Growing Local Economies for Business Case being prepared supporting Mt Canobolas
- Bike lanes / safer road / network improvements for cyclists
- Warning lights, road improvements

### **BLAYNEY FARMERS MARKET**

- Rotary has taken over operation of Market

- Returning 16 September at Carrington Park 9am to 1pm
  - A number of stall holders affected by drought and 18 stalls to date
  - Feedback is that Blayney one of favourite to come
- Action:** Each Progress Association/Village Committee to like Farmers Market Facebook page

### **BLAYNEY MULTIPURPOSE COVERED ARENA MARKETING STRATEGY**

- How can we as a community leverage benefits of project?
- Stakeholders already receiving great interest from across the region

### **MAJOR EVENTS CALENDAR**

- Example of Parkes Region 2018 fridge magnet. Blayney Shire Council will be preparing details and need dates from each Village to ensure signature events included.
- Tourism, Towns and Village Committee to check dates. If date not known to see if can set now. Eg Shows, Events, Garden Ramble and Australia Day

### **DELEGATES REPORTS**

#### **Lyndhurst**

- The Lyndhurst CWA have sold their building and are now meeting in the Lyndhurst Hall.
- Dance class continue 4 days per week excluding the school holidays.
- A very well attended Craft Group meet each week.
- Landcare will be holding a meeting on Wednesday 5 September at the Take Away Café.
- The BBQ at the Recreation Ground has been completed.
- Lights have been donated for the tennis court and the Village Committee are sourcing/raising funds for the installation.
- The exercise class at the Recreation Ground are well supported.
- Yoga classes have also commenced at the Recreation Ground.
- The campground is going well.
- About 2/3 of the pathway from Capital Park to the bridge has been completed.
- Tickets to the Country Dinner Dance on 15 September sold out in 10 days.
- Preparations are well under way for the Lyndhurst Village Fair and Market Day on 21 September.
- The Royal Hotel has a new chef with a selection of yummy food.
- There is 1 house left for sale in town as no sooner are they on the market than they are sold.
- 18 months ago we missed out on a grant to erect a memorial to commemorate all other wars not on our existing memorial. We had a visit from the Minister for Veteran Affairs who used his discretionary budget to give us the \$3,400 to complete this project.

#### **Newbridge**

- Winter Solstice was a great success with well over 1,000 people attending and a good profit made by businesses in Newbridge.

- Newbridge Progress Association passed a motion that the next Winter Solstice event (2019) will only go ahead if sufficient sponsorship is found and if the number of volunteers reaches about 41 people.
- The decision to hold the 2019 Winter Solstice event will be decided in December 2018 and the decision passed onto relevant organisations/parties as soon as possible.
- The Gladstone Hotel has been closed for a number of weeks after the lessees were unable to run the business successfully. The owner has taken steps to reopen it as soon as possible as it is a signification business in Newbridge.
- The Newbridge Arts Ground (NAGS) has formed a sub-committee of the Newbridge Progress Association.
- A newsletter called 'Newbridge Notes' has had 2 issues distributed around the village. This newsletter has local information and is published as needed by the Progress Association and is placed in every letter box in Newbridge as well as being available at the Gladstone Hotel, Craft Shop and Art Gallery. It has been well received.
- Blayney Council approved \$1,740 from the Community Financial Assistance Program for the Newbridge Winter Solstice Festival. This money supplements the \$1,180 approved for waiver of Council services in the 2018/19 Operational Plan.
- No movement of reopening the Railway Station for Stop on Request.

### **Hobbys Yards**

- Dance was a great success. Weather was terrible (a bad snowy night). Low numbers didn't worry those who attended. All had a great time dancing and socialising. Will be having another one next year.
- Wake held for Nina Parker community catered very well.
- AGM held 3 September. All positions filled by existing position holders. A new committee member added.
- Coming events:
  - Saturday 29 September at 2pm – History afternoon. Working on properties history. Owners of the properties over the years.
  - Sunday 30 September – Hobbys Yards Church lunch at Hall for Village Network Service including Oberon and Blayney
  - Sunday 21 October - Garage Trail. Buy, swap and sell. \$5 a car space. Sausage sizzle lunch. Hall to have produce etc.

### **Neville**

- The notice board erected in the village is being used very regularly to inform the village of upcoming events.
- The new 50km ahead signs erected on the outskirts of Neville on the Blayney/Shaw road are much appreciated by the people who live outside the 50km sign.
- Due to dwindling numbers through age and illness of our hall committee we will not be hosting our poetry night this year.
- The village is gearing up for both the Carcoar Running Festival and the Neville Show during November.

- The hall committee will be hosting members of the Council at our September meeting to bring the village up to speed on the VEP and budget allocations etc.

### **Blayney**

- Support for Rotary to operate Markets.
- B2B moved to 17 March 2019 – same day as Textures of One.
- Sydney Trains – Blayney Railway Station meeting today with community members. Next step being engagement of Heritage Architect for an Adaptive Re-use Study. Governance/Structure issues to be resolved.

### **Millthorpe**

- Farmers Picnic Day – 16 September. Drought support luncheon at Redmond Oval from 12pm to 4pm.

### **Carcoar**

- No movement at the Railway Station.
- Stage 2 Pound Flat 'Revive'.
- Welcome to Carcoar BBQ new community members – Kurt Fearnley Park.
- Carcoar Show / Carcoar Cup.
- Reopening of Tea Rooms and Medical Centre.

### **VIC**

- Steady numbers over winter period.
- Transition new coffee shop owners working well.

### **KINGS PLAINS**

- Regis PEA has been submitted and SEARS on NSW Planning website [http://majorprojects.planning.nsw.gov.au/index.pl?action=view\\_job&job\\_id=9505](http://majorprojects.planning.nsw.gov.au/index.pl?action=view_job&job_id=9505)
- Residents have formed an action group, now incorporated called that Upper Belubula River Group concerned for environment and heritage

### **GENERAL BUSINESS**

- Drought Communities Program 2018. \$1m, 60 Councils, announced 18 August in Forbes. As soon as guidelines released Council will consult with communities. Water and community projects to be investigated.
- Mental Health Support Day – September in Blayney. More details to be provided.
- Cr Reynolds advised that CWA have available \$3,000 per farming business to pay for items, information to be provided to Committee members website is <https://www.cwaofnsw.org.au/droughtaid>
- Expenses can include grocery bills, vehicle maintenance, school, electricity, rates, telephone, dental and medical (gap payments or cost of travel to access treatment) etc.
- GM assured Committee that Council Rates should be lowest priority, however please encourage any farmer to call Council to defer Rates payments as all we need is a phone call.

**FUTURE MEETING DATE**

- Tuesday 27 November 2018

**MEETING CLOSE**

There being no further business the meeting closed at 7.56pm.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil



**08) REPORT OF COUNCIL INVESTMENTS AS AT 31 AUGUST 2018**

**Department:** Corporate Services

**Author:** Chief Financial Officer

**CSP Link:** 2. Local Governance and Finance

**File No:** FM.IN.1

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**Recommendation:**

1. That the report indicating Council's investment position as at 31 August 2018 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

**Reason for Report:**

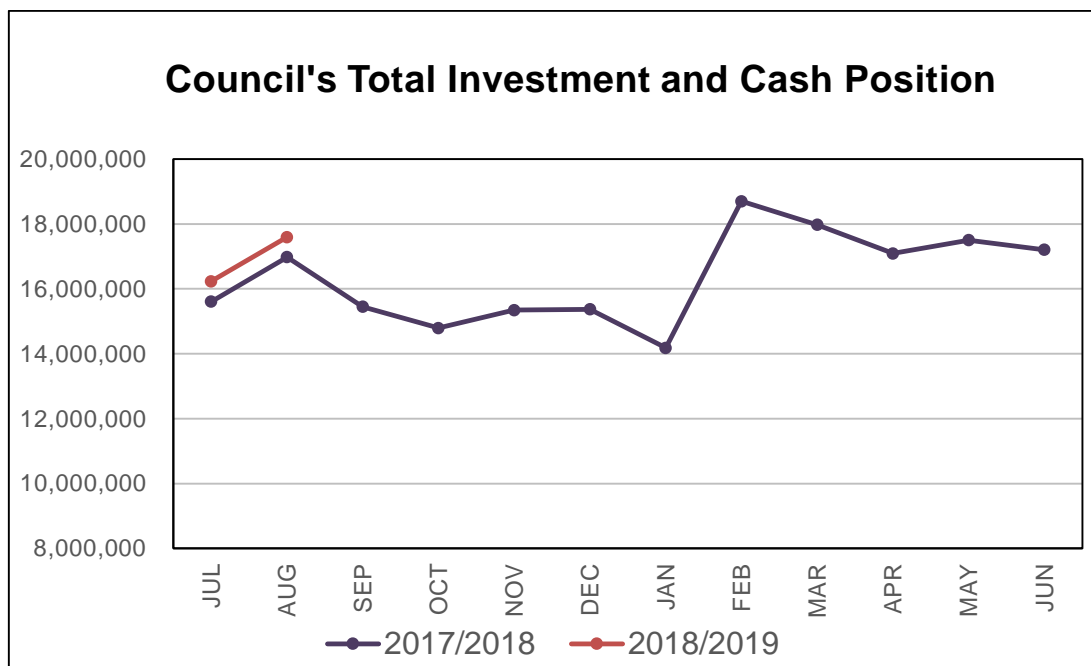
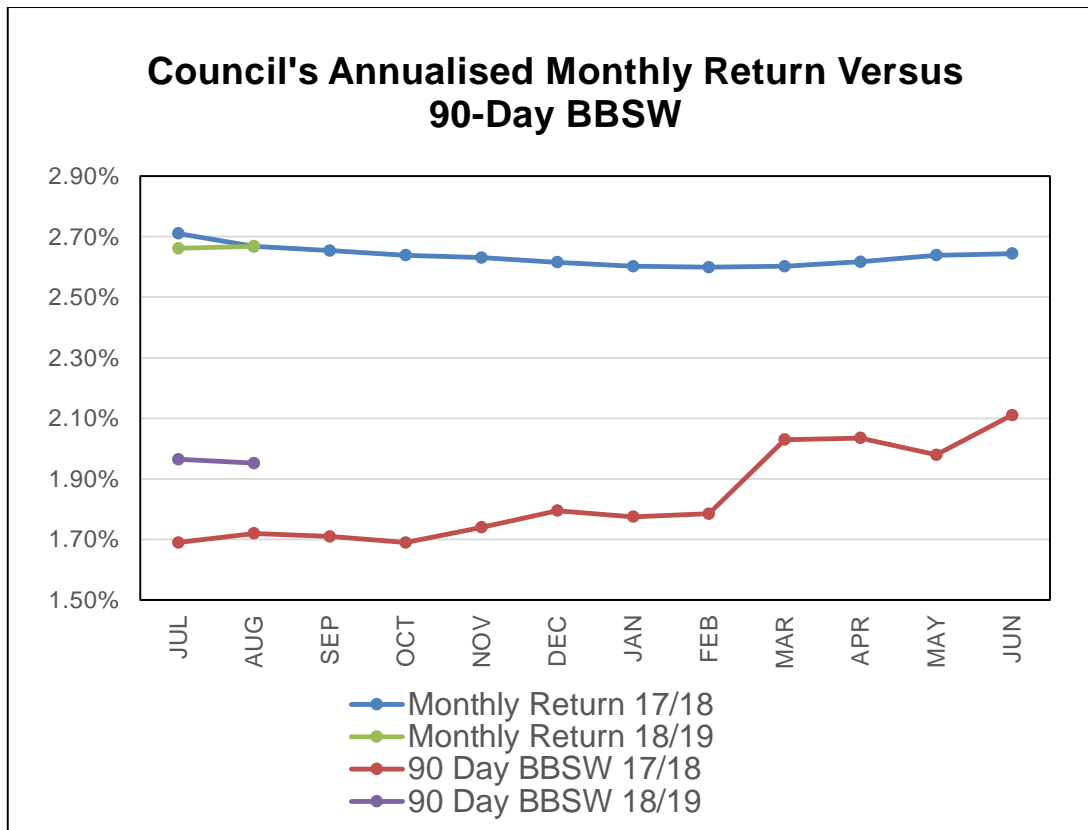
For Council to endorse the Report of Council Investments as at 31 August 2018.

**Report:**

This report provides details of Council's Investment Portfolio as at 31 August 2018.

Council's total investment and cash position as at 31 August 2018 is \$17,593,590. Investments earned interest of \$35,109 for the month of August 2018.

Council's monthly net return on Term Deposits annualised for July of 2.67% outperformed the 90 day Bank Bill Swap Rate of 1.95%.



<b>REGISTER OF INVESTMENTS AND CASH AS AT 31 AUGUST 2018</b>				
<b>Institution</b>	<b>Rating</b>	<b>Maturity</b>	<b>Amount \$</b>	<b>Interest Rate</b>
Bendigo & Adelaide Bank	A2/BBB+	04/09/2018	1,000,000	2.500%
ING Bank	A1/A	04/09/2018	500,000	2.600%
ING Bank	A1/A	18/09/2018	500,000	2.590%
Bankwest	A1+/AA-	02/10/2018	500,000	2.550%
Bankwest	A1+/AA-	16/10/2018	500,000	2.550%
Bankwest	A1+/AA-	30/10/2018	500,000	2.550%
Bankwest	A1+/AA-	13/11/2018	500,000	2.550%
AMP Bank	A1/A	20/11/2018	500,000	2.650%
Bendigo & Adelaide Bank	A2/BBB+	20/11/2018	500,000	2.550%
MyState Bank Ltd	A2/BBB	04/12/2018	500,000	2.650%
Auswide Bank Ltd	A2/BBB	11/12/2018	500,000	2.600%
Bankwest	A1+/AA-	08/01/2019	500,000	2.550%
NAB	A1+/AA-	22/01/2019	500,000	2.600%
MyState Bank Ltd	A2/BBB	05/02/2019	500,000	2.700%
MyState Bank Ltd	A2/BBB	19/02/2019	500,000	2.700%
MyState Bank Ltd	A2/BBB	05/03/2019	500,000	2.700%
AMP Bank	A1/A	19/03/2019	500,000	2.750%
ANZ	A1+/AA-	02/04/2019	500,000	2.770%
ANZ	A1+/AA-	16/04/2019	500,000	2.790%
AMP Bank	A1/A	30/04/2019	500,000	2.800%
AMP Bank	A1/A	14/05/2019	500,000	2.750%
ME Bank	A2/BBB	21/05/2019	500,000	2.750%
Auswide Bank Ltd	A2/BBB	04/06/2019	500,000	2.830%
Bankwest	A1+/AA-	02/07/2019	500,000	2.800%
ME Bank	A2/BBB	30/07/2019	500,000	2.830%
AMP Bank	A1/A	27/08/2019	500,000	2.850%
<b>Total Investments</b>			<b>13,500,000</b>	<b>2.673%</b>
Commonwealth Bank - At Call Account			-	1.400%
Commonwealth Bank Balance - General			2,491,283	1.350%
Tcorp IM Cash Fund			1,602,307	2.040%
<b>TOTAL INVESTMENTS &amp; CASH</b>			<b>17,593,590</b>	
Benchmarks:	BBSW 90 Day Index			1.952%
	RBA Cash Rate			1.500%

\* % Interest rates as at 31/08/2018

<b>Summary of Investment Movements - August 2018</b>		
<b>Financial Institution</b>	<b>Invest/(Recall) Amount \$</b>	<b>Commentary</b>
AMP Bank	(512,679)	Term Deposit Redeemed 14/08/2018
AMP Bank	(513,178)	Term Deposit Matured 28/08/2018
AMP Bank	500,000	Term Deposit Reinvested 28/08/2018

<b>Short Term Credit Rating*</b>	<b>Policy Maximum</b>	<b>Current Holding %</b>	<b>Current Holding \$</b>
A-1+	100%	33%	4,500,000
A-1	80%	26%	3,500,000
A-2	60%	41%	5,500,000
A-3	40%	0%	-
			13,500,000

\*Council's current investment portfolio contains only short term investments and has therefore been rated accordingly.

<b>Individual Institution Limit</b>	<b>Rating</b>	<b>Policy Maximum \$</b>	<b>Actual Maximum \$</b>
AMP Bank	A1/A	3,000,000	2,500,000
ANZ	A1+/AA-	3,000,000	1,000,000
Auswide Bank	A2/BBB	3,000,000	1,000,000
Bankwest	A1+/AA-	3,000,000	3,000,000
Bendigo & Adelaide Bank	A2/BBB+	3,000,000	1,500,000
ING Bank	A1/A	3,000,000	1,000,000
ME Bank	A2/BBB	3,000,000	1,000,000
MyState Bank Limited	A2/BBB	3,000,000	2,000,000
NAB	A1+/AA-	3,000,000	500,000

<b><u>RESTRICTED CASH, CASH EQUIVALENTS &amp; INVESTMENTS</u></b>	
	<b>\$'000</b>
External Restrictions - Sewer*	5,342
External Restrictions – Unexpended Grants	132
External Restrictions - Other*	<u>2,591</u>
	<b>8,065</b>
Internal Cash Restrictions*	6,543
Unrestricted	<u>2,985</u>
	<b>9,528</b>
<b>TOTAL CASH &amp; INVESTMENTS</b>	<b>17,594</b>

\* Cash restrictions represent the audited balance as at 30 June 2017, adjusted for known changes to restrictions to the end of the current month.

#### CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

I, Tiffany Irlam, certify that the investments listed in this report have been made in accordance with s.625 of the Local Government Act (1993), the Local Government (General) Regulation (2005) and Council Policy.

#### **Risk/Policy/Legislation Considerations:**

The Responsible Accounting Officer must table a written report to Council on money invested pursuant to s.625 of the Local Government Act (1993). Investments made are in accord with the framework established within Council's Investment Policy.

#### **Budget Implications:**

A good investment strategy optimises Council's return on investments.

#### **Enclosures (following report)**

Nil

#### **Attachments (separate document)**

Nil

**09) REVIEW OF COUNCIL POLICIES****Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 2. Local Governance and Finance**File No:** GO.PO.1**Recommendation:**

1. That the following policies be adopted as part of Council's policy review process and be included in Council's policy register:

<b>No.</b>	<b>Policy Name</b>
1C	Code of Meeting Practice
3L	Community Engagement Strategy
4B	Investment Policy

2. That the following policy be endorsed and placed on public exhibition for a period of not less than 28 days:

<b>No.</b>	<b>Policy Name</b>
9G	Event Management Policy
18C	Waste Collection Services

**Reason for Report:**

For the Council to review Council's strategic policies.

**Report:**

Council has in place a process of policy review following the election of a new Council. Policies reviewed are attached with amendments being highlighted in bold, strikethrough and / or underlined.

The following policies have been reviewed with minor amendments in the nature of a format, spelling, updated reference or title correction:

<b>No.</b>	<b>Policy Name</b>	<b>Nature of amendments</b>
1C	Code of Meeting Practice	Amendment of legislative reference and Appendix B: Declaration of Conflict of Interest form.
3L	Community Engagement Strategy	No amendment.
4B	Investment Policy	Minor amendments suggested by NSW Treasury Corporation.

The following policy was reviewed with amendments required being of a more substantial nature. This policy, as amended, is proposed for public exhibition for a period of not less than 28 days.

No.	Policy Name	Nature of amendments
9G	Event Management Policy	Significant review in conjunction with introduction of Information Guide.
18C	Waste Collection Services	Alignment of policy to current practice.

**Risk/Policy/Legislation Considerations:**

Nil

**Budget Implications:**

Nil

**Enclosures (following report)**

Nil

**Attachments (separate document)**

1	1C Code of Meeting Practice	58 Pages
2	3L Community Engagement Strategy	18 Pages
3	4B Investment Policy	8 Pages
4	9G Event Management Policy	30 Pages
5	18C Waste Collection Services	4 Pages

**10) ADOPTION OF RECOGNITION OF RFS ASSETS GUIDELINE**

**Department:** Corporate Services

**Author:** Chief Financial Officer

**CSP Link:** 2. Local Governance and Finance

**File No:** FM.AU.1

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**Recommendation:**

That Council endorse the Adoption of Recognition of Rural Fire Service Assets Guideline.

**Reason for Report:**

For Council to endorse the Adoption of Recognition of Rural Fire Service (RFS) Assets Guideline.

The objective of this guideline is to articulate Council's position on the accounting treatment for RFS Assets.

**Report:**

During the course of the 2016/17 financial audit the NSW Audit Office highlighted that the current treatment of RFS assets across all NSW Councils was not consistent. The Report on Local Government 2017 (April 2018) noted the anomaly that 'a large part of rural fire-fighting equipment is not reported in either state or local government financial statements'.

Whilst 46 Councils recorded RFS assets in their 2017 financial statements, Blayney Shire Council is one of the 62 Councils which did not.

NSW Treasury and the NSW RFS are of the view that; NSW RFS does not control rural fire-fighting equipment which has been vested in Councils under the Rural Fires Act 1997, these assets are controlled by Councils and the financial statements of the NSW Total State Sector and the NSW Rural Fire Service do not include these assets.

The NSW Audit Office recommended that the '*OLG should address the different practices across the local government sector in accounting for RFS fire-fighting equipment before 30 June 2018*' and develop with NSW Treasury '*a whole-of-government approach*'.

In July 2018, Council was notified by the Office of Local Government that neither the OLG nor NSW Government had reached a consensus view of the accounting treatment of RFS including fire-fighting plant and equipment assets, including the red fleet (Trucks). Instead, Councils are to make their own determination consistent with the Code of Accounting Practice update 26 standards, requiring NSW Councils to assess whether or not they control the



RFS assets and to document and provide evidence of their decision. Update 26 included the following amendment:

*'Councils need to assess whether they control any RFS assets and recognise in their financial statements any financial assets under their control.'*

Blayney Shire Council accounts for land and buildings occupied by the RFS situated within the Blayney local government area (LGA) boundary, however does not account for RFS vehicles, plant or other fire-fighting equipment.

The proposed RFS Assets Guideline, enclosed following this report, documents and confirms Blayney Shire Council's position on each of the applicable categories of infrastructure, property plant & equipment used in connection with the RFS.

As detailed, Council currently has no involvement with the replacement and ongoing maintenance of the RFS fleet. This responsibility resides with the RFS Canobolas Zone Manager who makes all decisions about acquisition, ongoing maintenance and allocation of the fleet which can be transferred from LGA to LGA at their discretion without consultation with Council.

Council does not acquire fleet assets on behalf of the RFS using its own or RFS funds as is the process with the fire stations. Instead, a portion of the annual contribution made by Council's is attributed to the ongoing replacement of fleet and is not necessarily consistent with the % allocation contributed by Blayney Shire Council. For these reasons Council maintains its position to include Land & Buildings used by the RFS in its financial statements on the basis that control of these assets is maintained but not for fleet assets.

**Risk/Policy/Legislation Considerations:**

Council is required to adhere to the Local Government Code of Accounting Practice, Accounting Standards and Local Government legislation. The adoption of this Guideline will ensure compliance and more accurate reporting of Council's financial position.

**Budget Implications:**

The adoption of this Guideline will enable Council to adopt a position for treatment of RFS assets to satisfy audit requirements and will assist Council to more accurately reflect its financial position in the 2018 Annual Financial Reports.

**Enclosures (following report)**

1 Adoption of Rural Fire Service Assets Guideline 4 Pages

**Attachments (separate document)**

Nil



## Recognition of Rural Fire Service Assets

<b>Guideline</b>	<b>XX</b>
<b>Officer Responsible</b>	Chief Financial Officer
<b>Last Review Date</b>	14/03/2011

### Procedure

**PURPOSE**

The purpose of this document is to articulate Council's approach to the accounting treatment of assets utilised by the NSW Rural Fire Service.

**BACKGROUND**

The Rural Fires Act 1997 established the Rural Fire Service (RFS) to co-ordinate bush firefighting and prevention throughout the state and to provide rural fire services for New South Wales.

The NSW Rural Fire Fighting Fund holds all contributions required to meet the costs of the service and is maintained by the NSW Treasury. Annual contributions to the fund are sourced from the following;

NSW Treasurer	14.6%
Councils	11.7%
Insurance Companies	73.7%

Rural Fire districts and Rural Fire Brigades are established generally in line with local government areas. Blayney Shire Council is part of the Canobolas Fire Zone and combines the Rural Fire Districts of Blayney, Cowra, Cabonne and Orange.

Rural Fire Services costs are shared amongst the 4 Council's with Blayney's contribution making up roughly 23%. Annual contributions in part fund ongoing running expenses and capital improvements and acquisitions for the Rural Fire Brigades and the Canobolas Zone.

Blayney Shire Council accounts for land and buildings used by the RFS situated within the Blayney local government area boundary, however does not account for Rural Fire Service plant "Red Fleet" or other equipment.

**REASONS FOR POSITION:**

The Code of Accounting Practice requires Councils to assess whether they control any RFS assets and recognise in their financial statements any financial assets under their control.

**Asset Recognition Criteria**

The criteria for asset recognition are contained in various sections of the Framework for the Preparation and Presentation of Financial Statements and AASB116 of the Australian Accounting Standards.

The Framework provides the following relevant information:

- An asset is defined as a resource that is controlled by the entity as a result of past events and from which future economic benefits are expected to flow to the entity (Clause 49).
- Attention needs to be given to its underlying substance and economic reality and not merely its legal form (Clause 51).

- In respect of not-for-profit entities, economic benefit is synonymous with service provision or enabling them to meet their objectives to beneficiaries (Clause 54).
- The right of ownership is not essential to the determination of control (Clause 57).

AASB 116 requires that an asset can only be recognised if it is probable that future economic benefits associated with the item will flow to the entity.

It is considered therefore that the main issue is who maintains control of the assets?

**Information in relation to control of assets**

The Fire Services Act provides that;

- All firefighting equipment acquired from the fund is to be vested in the council of the area (s.119).
- However, a council must not dispose of such equipment without the written consent of the Commissioner; and
- Blayney Shire Council is entitled to a share of 11.7% of the disposal proceeds.

The Rural Fire District Service Agreement between Blayney Shire Council and the Commissioner includes a basic section on District equipment;

- Council will allow the RFS to use the equipment which is owned by, vested in or under the control of the Council;
- The Commissioner agrees to maintain the equipment on behalf of the council; and
- The RFS will maintain and supply to Council a register of the equipment.

This can be compared to a very detailed section on Land and Buildings which specifically states that the legal right to possession and control over the premises and land remains vested in Council and the RFS only has right of occupation. In addition:

- Council must maintain the premises in good repair;
- Council must pay all utility costs associated with the premises; and
- Council must pay all insurances associated with the building and public risk.

**Accounting Recognition of Assets**

Statement of Accounting Concepts (SAC) 4 “Definition and Recognition of the Elements of Financial Statements” sets the basis on which an “Asset” should be recognised. There are two major factors to determine;

- The Entity must receive future economic benefits; and
- The Entity must have control over those future economic benefits.

**Future Economic Benefits**

The RFS is funded directly by the State; both operating and capital acquisitions are made directly by RFS Officers. Council has no input into the operations or capital acquisitions of the RFS.

The Fire Services Act provides that;

The NSW Rural Fire Service has the function to provide rural fire services for New South Wales (s.9(1)(a)).

It is considered therefore that it is the Rural Fire Service and not councils that receive future economic benefit from firefighting equipment assets in terms of both net cash flows and service provision.

**Determination of Control of Assets**

SAC 4 defines “control of an asset” as; the capacity of the entity to benefit from the asset in the pursuit of the entity’s objectives and to deny or regulate the access of others to that benefit.

There are 2 specific asset classes that Council must determine accounting treatment of:

**Land & Buildings**

The Rural Fire Service Agreement clearly identifies that Council retains full legal right to possession and control over premises occupied by the RFS.

Councils are required to:

- maintain buildings
- pay all utility costs associated with the building
- maintain adequate insurances on the buildings and public risk associated with the use of the building
- Council is responsible for payment of works undertaken to improve or replace RFS stations even though projects are coordinated and managed by the RFS
- Council is reimbursed for the cost of station upgrades

This is similar to a lease agreement, and as such Council retains control of the building and is required to hold the land and associated building as an asset.

Plant & equipment – Red Fleet

- S.119 (3) of the Rural Fires Act 1997 (NSW) stipulates that Council must not sell or otherwise dispose of any firefighting equipment without the consent of the Commissioner. S.119 (4) requires any funds received from sale must be credited to the RFS fund
- The RFS Zone manager makes all decisions about acquisition of new assets, which are funded directly by the RFS
- The RFS insures all plant and equipment
- The RFS is responsible for registration and maintenance of its fleet
- In practice the RFS makes all decisions to switch fleet and equipment to other fire districts as it feels necessary
- Council has no access to and is not permitted to use of any plant and equipment held by the RFS

Council has taken the view that it has no control over the purchase, use or sale of any RFS equipment. As such the requirements for recognition of assets under AASB116 have not been met and RFS equipment should therefore not be included in Councils' financial statements.

**CONCLUSION**

It is clear that the AASB Accounting Standards require a standard higher than ownership when accounting for assets. Entities may own an asset, but unless they have control of that asset and can clearly identify future economic benefits flowing to the entity from that asset, then it cannot be included in the entities assets schedule.

It is considered that when all criteria of asset recognition included in the AASB Accounting Framework and Standards are taken into account, Blayney Shire Council retains effective control of associated Land and Buildings, however the RFS retains control of plant and equipment.

In line with this Blayney Shire Council's practice is to recognise associated Land and Buildings in its asset schedules, but not Plant and Equipment.

It is also considered that in regard to the objectives of financial reporting, council's obligation and commitment to the rural fire fighting function is fully and accurately reflected in the statutory contribution expense made and the net cost of other relevant facilities provided under the local agreement.

**End**

	<b>Date</b>	<b>Reference</b>
<b>Created:</b>	<b>17/09/2018</b>	
<b>Lasted Reviewed:</b>	<b>17/09/2018</b>	
<b>Next Reviewed:</b>	<b>15/03/2021</b>	

**11) DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT****Department:** Infrastructure Services**Author:** Director Infrastructure Services**CSP Link:** 1. Public Infrastructure and Services**File No:** GO.ME.1**Recommendation:**

That the Director of Infrastructure Services Monthly report for September 2018 be received and noted.

**Reason for Report:**

To update Councillors on matters associated with shire infrastructure, its maintenance, operation, upgrade and construction.

**Report:****Topical Issues****Drought Communities Program**

In recent weeks as part of the Australian Government's response to the drought they have announced an extension to this program, and Blayney has been included to receive up to \$1m for local infrastructure and other drought relief projects. It is intended to provide short term support, and includes boosting local employment and procurement and addressing social and community needs.

It is noted the Drought Community Programme guidelines are currently being updated to reflect the extension announced by the Australian Government on 19 August 2018. Current advice to hand is that funding is provided to support projects that may include:

- Employing local contractors to undertake repairs and maintenance
- Upgrading or building new community facilities
- Holding events and undertaking drought-relief activities
- Carting potable water into communities for drinking and bathing.

It is noted that the upgrading of Council's community bores may be a suitable project. Councillor input and each of our Town and Villages/Progress Associations contribution for potential projects which align with the above points will be sought in due course prior to facilitation of any submissions.

**Centroc Energy Group**

In the past month, Council's Manager Water and Wastewater, has taken up the responsibility as Chair of this group. The group continues to impart and share knowledge on ways to improve renewable energy usage outcomes, across the membership.

### Southern Lights Project

Progress continues to be made on preparation of a business case for this Regional NSW project.

In order to provide an update, Centroc is undertaking a Street Lighting Forum on Tuesday 16 October in Orange, and inviting Local MP's, Council elected members and staff to hear about this transformative project.

Further information can be obtained by visiting the recently launched Southern Lights Project website at <https://www.southernlightsnsw.org.au>.

### Road over rail bridge replacement, Newbridge

Councillors may recall the Australian Government funding provided to the NSW Government to replace the existing timber bridge over rail, on Blayney Street Newbridge, in the past 18 months.

Whilst not a Council asset; by way of update Council has been advised that tenders for the construction of this replacement bridge were undertaken, and closed in the past couple of weeks.

Council will be taking advantage of this bridge work which will result in road works on either side with the laying of new bitumen seal of Village Road to the 50km limit zone as funded in the 2018/19 Capital Works Program.

### **Major Works**

#### Southern Cadia Access Route

Council crews continue to progress works along the Cadia Road section of the project, with preparation of the base layer pavement along another 2km section of the route.

A further 2km section of the route has been sealed.

Bulk earthworks including some widening works has also commenced on the steeper section between the Cadia Quarry site, and Woodville Road.

#### Browns Creek Road

The replacement of the bridge over Sugarloaf Creek on Browns Creek Road, was undertaken between 17-20 August in extremely difficult conditions, with rain and snow making progress difficult. Despite the adverse weather, Council staff and the Contractor completed works ahead of schedule, with controlled access being provided over the bridge from approximately 7am on the Monday.

During the closure, Councils drainage crew took the opportunity to address a failed culvert within the work zone and installed a new culvert on an improved alignment. Approach works including sealing have now been undertaken at the bridge site, with guardrail installation yet to be completed, and subject to availability of the contractor. Sealing works along the route have also been completed to the approach works for the new bridge site at Cowriga Creek.



### Road Maintenance Works

Council's drainage crew has been undertaking culvert replacement and extension works in the Lyndhurst and Mandurama areas, primarily focussing on those village roads, identified for future initial sealing works.

In addition, culverts identified in poor condition through Council's routine inspection programs continue to be addressed where required.

Maintenance grading continues in the Greghamstown area with it being estimated another week of work still to be completed.

With the return of some rain, Council has seen the demand for pothole patching increase, with the patching crew addressing routes in systematic fashion.

The vegetation crew, is currently being utilised to provide support into other crews, with very limited growth across the shire. With limited feed in the district, a conscious decision has been made not to spray or mow along local roads verges, as any spring growth remains a good alternative source of feed supply for drought grazing.

### Footpaths

Council's concrete crew continues work on Stage 1 of the Lyndhurst shared path project with works now approaching the highway end of Russart Street.

In recent weeks, Council has received formal advice and subsequent media announcement with the Member for Bathurst, the Hon Paul Toole MP of its successful application to fund Stage 2 of the project. A final design is currently being prepared for NSW Roads and Maritime Services (RMS) consideration. As the project will be primarily along the Mid-Western Highway Council is required as part of the funding agreement to obtain RMS approval. In order to obtain the most cost effective outcome, Council is seeking to fast track this design/approval so that the concrete crew can continue on with works seamlessly from Stage 1.

### **Major Contracts**

#### Browns Creek Road Bridges

The Contractor has commenced piling works on Cowriga Creek Bridge. Initial results show the piling depth will likely be deeper than initially anticipated.

Splicing of the piles will take place to continue in the week commencing 10th September. This poorer than anticipated subgrade will likely result in an increase in cost for piling in accordance with the provisional items within the contract.

Council crews have also constructed an all-weather track for the bridge Contractor, and commenced construction of the new alignment approach works at the site.

**Assets**

Assets staff are preparing a report on Council's infrastructure assets for Special Schedule 7. Assets staff finished capturing all new parks and garden, footpath and kerb and gutter assets in GIS and Asset Management System.

Gravel road inspections have been completed recently.

Data is also being prepared for financial year 2018 Australasian Local Government Performance Excellence Program.

**Parks and Recreation**

The extreme temperatures during the winter season has resulted in plumbing failures of Councils drinking water fountains, at both Heritage Park, and Redmond Oval.

Council continues to liaise with the manufacturers to address these issues. In the meantime some of these facilities have had to be turned off, and remain out of order until a plumber can reinstall fittings.

**Risk/Policy/Legislation Considerations:**

Information report only

**Budget Implications:**

Information report only

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**12) PROPOSED LEASE OF ROAD - GRAHAM LANE, MILLTHORPE**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 3. The Local and Visitor Economy

**File No:** PM.LE.1

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**Recommendation:**

That Council grant a 2x3 year lease for part of Graham Lane, from the end of the constructed section of the lane to the eastern most boundary of Lot 40 DP 11125, as identified in the Director Infrastructure Services report.

**Reason for Report:**

To obtain Council approval for the leasing of part of the unformed section of Graham Lane, Millthorpe.

**Report:**

Councillors received a report to the July 2018 meeting to consider the proposed leasing of part of the unformed section of Graham Lane, Millthorpe.

A Public notice was published in the Blayney Chronicle on Thursday 19 and 26 July 2018.

Adjoining owners to the unused part of the road, were notified in writing on 19 July 2018, and an opportunity to provide a written submission provided for a minimum 28 days.

The Public notice identified the public road concerned, as part of Graham Lane, Millthorpe, and identified how and by when submissions should be made.

As of 28 August 2018, Council had received 2 submissions in regard to the matter.

A map is enclosed for Council information following this report detailing existing fences, landholders and proposed lease area.

**Submission 1:- Owner Lot 2 DP 614384 – 1429 Vittoria Road**

Objection on the grounds that they move farming machinery as they have a hay baling business, and would like to access the laneway for moving of machinery. Consider it dangerous to utilise George Street due to the existence of the Child care Centre.

They also informed Council they have previously enquired about leasing the laneway “some years ago”, and told “there was no development going on in that area and they were not interested”.

Response

It is noted that the landowner has, and utilises access to both George Street and Vittoria Road. These roads provide a higher level of service (access) to the objector than Graham Lane would. The provision of an additional access is considered extraneous.

Submission 2:- Owner Lot 43 DP 11125 – 168 Eves Lane

In favour of the proposal, but limited only to the section identified in Councils correspondence, and that it "not be a precursor to the road being permanently closed".

Response

The proposal remains limited to the section identified, as the public road reserve is enclosed within adjoining properties, beyond that identified in this proposal.

Inspection

Following review of the submissions, the Director Infrastructure Services, undertook a site inspection of the subject section of road, to identify any evidence of existing use by any party.

The laneway is fenced on both sides, with a new rural fence recently installed on the southern side, with new gates into the proponent's property. There are 2 old gates at the eastern end that could provide access to adjoining properties; one in an easterly direction beyond the eastern end of the public road, which is noted to be enclosed within an adjoining property. And a gate on the northern boundary providing access into the objector's property. Both gates had clearly not been used in many years, either being restricted by soil and vegetation deposition, or having been reinforced with further fencing to secure the paddock. Wheel tracks along the public road indicate use only by the proponent.

The proponent is using the roadway, with storage of new fencing materials, a truck and stock crate.

There is no evidence to show the road is otherwise being used by the public, and it is therefore recommended that the lease be approved for 2 x 3 year terms.

**Risk/Policy/Legislation Considerations:**

The Roads Act, 1993 provides for the short term leasing of unused public roads.

*153 Short-term leases of unused public roads*

- (1) A roads authority may lease land comprising a public road (other than a Crown road) to the owner or lessee of land adjoining the public road if, in its opinion, the road is not being used by the public.*
- (2) .....*

- (3) *A lease granted under this Division may be terminated by the roads authority at any time and for any reason.*
- 154 *Public notice to be given of proposed lease*
- (1) *Before granting a lease under this Division, the roads authority must cause notice of the proposed lease:*
- (a) *to be published in a local newspaper, and*
- (b) *to be served on the owner of each parcel of land adjoining the length of public road concerned.*
- (2) *The notice:*
- (a) *must identify the public road concerned, and*
- (b) *must state that any person is entitled to make submissions to the roads authority with respect to the proposed lease, and*
- (c) *must indicate the manner in which, and the period (being at least 28 days) within which, any such submission should be made.*
- 155 *Public submissions*
- Any person may make submissions to the roads authority with respect to the proposed lease.*
- 156 *Decision on proposed lease*
- (1) *After considering any submissions that have been duly made with respect to the proposed lease, the roads authority may grant the lease, either with or without alteration, or may refuse to grant the lease.*
- (2) *If the roads authority grants a lease, the roads authority must cause notice of that fact to be published in a local newspaper.*
- 157 *Special provisions with respect to short-term leases*
- (1) *The term of a lease, together with any option to renew, must not exceed:*
- (a) *except as provided by paragraph (b), 5 years, or*
- (b) *in the case of a lease of land that has been acquired by the roads authority under Division 3 of Part 12, 10 years.*
- (2) *A person must not erect any structure on land the subject of a lease under this Division otherwise than in accordance with the consent of the roads authority.*
- Maximum penalty: 10 penalty units.*
- (3) *Such a consent may not be given unless the roads authority is satisfied that the proposed structure comprises a fence or a temporary structure of a kind that can easily be demolished or removed.*

**Budget Implications:**


There is a minor financial implication to Council for the administration of the lease, which will be offset by the proposed lease fee, with Consumer Price Index adjustments allowed for on an annual basis within the lease.

**Enclosures (following report)**

1 Proposed lease area - Graham Lane


1 Page





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Created By: Grant Baker  
Projection: GDA94 / MGA zone 55  
Date: 11/09/2018 11:04 AM

## Lease Graham Lane

**13) PROPOSED BRIDGE NAMING**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 1. Public Infrastructure and Services

**File No:** RD.NA.1

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**Recommendation:**

That Council:-

- a. supports the proposed names for the bridges as identified in the Director Infrastructure Services report, and
- b. places the proposed names on public exhibition for a period of not less than 28 days, and
- c. seeks Roads and Maritime services approval for the proposed names.

**Reason for Report:**

To provide a proposal for the naming of the 6 bridges constructed as part of Councils Bridge Replacement Program in 2017, the bridge over Cowriga Creek on Browns Creek Road (under construction) and the bridge over Cowriga Creek on Forest Reefs Road.

**Report:**

At the June 2017 meeting of Council, Council determined that in regards to proposed naming for the 6 new bridges under construction, that in accordance with Council's Road and Street Names Policy; local community input, including via local schools and the Blayney and Lyndhurst RSL sub-branches be sought (**Resolution No. 1706/017**).

The bridges to be named include:-

- Old School Creek - Coombing Street, Carcoar
- Coombing Creek - Felltimber Road
- Dirt Hole Creek – Errowanbang Road
- Felltimber Creek – Gallymont Road
- Coombing Creek – Dowsetts Lane
- Evans Plains Creek – Newbridge Road

Council sourced advice from the Blayney Shire Local & Family History Group, with a report prepared by Gwenda Stanbridge identifying young servicemen who lived as close as possible to the abovementioned bridge locations. This report is attached under separate cover (**Attachment 1**).

Further information has also now been provided for the naming of the bridges over:-

- Cowriga Creek - Forest Reefs Road (2014), and,
- Cowriga Creek on Browns Creek Road (currently under construction)

As advised in the Director Infrastructure Services monthly report for August, the engagement undertaken with the Public Schools within Blayney Shire and Trunkey Creek. The Principal from Carcoar Public School has subsequently indicated an interest in being involved with the project, however at present the scope of this has yet to be identified.

The advice from both the Blayney and Lyndhurst sub-branches of The Returned and Services League, Australia.

Council has received a submission from the Lyndhurst Sub-branch which follows this report (**Enclosure 1**).

No formal submission was received from the Blayney Sub-branch, and in further follow up it was indicated their members were unable to provide a response as they were not familiar with the names provided.

In the report submitted, some bridge locations were provided with multiple names, whereas others only had one name provided. Based upon the research undertaken, and feedback given, it is proposed to name the bridges (as underlined) as follows.

Tucker Bridge, Old School Creek – Coombing Street, Carcoar  
Private Spencer Gordon Tucker  
Born – 1894, Carcoar, to Alfred and Mary Anne Tucker.  
Died – 1 May 1917, Messines, Belgium

It is noted that Spencer's father, Alfred had served a period as an Alderman on the Carcoar Municipal Council.

Cheffins Bridge, Coombing Creek – Felltimber Road  
Private Colin Reginald Cheffins  
Born – 1879, Essex, England to Peter and Catherine Cheffins of Essex, England.  
Died – 1 September 1918, Peronne, France

It is noted that Colin's father, Peter, was an Engineer both on Blayney Municipal and Lyndhurst Shire Councils.

Ellery Bridge, Dirt Hole Creek – Errowanbang Road  
Gunner Stephen Ellery  
Born – 1891, Shaw, NSW, to Mark and Emily Ellery of Shaw.  
Died – 9 August 1916, Pozieres, France

Green Bridge, Felltimber Creek – Gallymont Road  
Sergeant Isaac Hilton Wentworth Green  
Born – 1897, Lucknow, NSW, to Charles and Dorothy Green of Gallymont  
Died – 20 March 1919, Weymouth, England  
Private Archibald John Green  
Born – 1881, Trunkey, NSW, to Thomas and Elizabeth Green of Rocky Bridge  
Died – 19 July 1916, Fleurbaix, France



Chittenden Bridge, Coombing Creek – Dowsetts Lane

Private George Clifton Chittenden

Born – 1895, to James and Emily Chittenden of Hobbys Yards

Died – 24 January 1917, Guedecourt, France

Wilson Bridge, Evans Plains Creek – Newbridge Road

Private Walter William Wilson

Born – 1888, Balmain, NSW to Thomas and Clara Wilson of Balmain

Died – 11 January 1917, Montauban, France

Goode Bridge, Cowriga Creek – Browns Creek Road (currently under construction)

Private Ernest Harold Goode (brother to George)

Born – 1885, Millthorpe, NSW to William and Grace Goode of Millthorpe

Died – May 1917, Warlencourt, France

Private George Henry Goode (brother to Ernest)

Born – 1887, Millthorpe, NSW to William and Grace Goode of Millthorpe

Died – 2 June 1918, Villers-Brettoneux, France

Gainsford Bridge, Cowriga Creek – Forest Reefs Road

Private Frederick William Bernard Gainsford

Born – 1891, Forest Reefs, NSW to Frederick and Elizabeth Gainsford of Forest Reefs

Died – 13 April 1917, Boulogne, France

Greater detail is provided in the attached research document.

Centenary of Armistice

As 2018 is the 100<sup>th</sup> anniversary of the signing of the Armistice for the Great War (World War 1), it would be fitting that Council celebrate the formal naming of these bridges. This may come in the form of single/multiple events at bridge location(s), and provide an opportunity for elected members (Australian, NSW, and Council), RSL representatives and the community to come together and recognise both those who lost their lives, and the formal opening of the bridges.

Ideally this would be sometime around 11 November (Armistice Day).

**Risk/Policy/Legislation Considerations:**

A key element of the universal naming principles provided for within the NSW Geographical Names Board (GNB) Place Naming Policy (Section 6.1) relates to emergency services call centres identifying a location from a database of names as quickly as possible. Advice from the GNB is that, it becomes harder the longer the name, and when you start to use abbreviations. As a rule of thumb identifying a location within 7 key strokes saves lives. It is therefore important that place names are short and unambiguous.

**Budget Implications:**

The supply and installation of signage shall be funded from within the existing rural road maintenance allocation.

**Enclosures (following report)**

2 Lyndhurst RSL Sub-branch Submission 1 Page

**Attachments (separate document)**

1 Blayney Shire Local and Family History Group Report 72 Pages



To Grant Baker,

Writing in regard to our conversation regarding the naming of the local Bridges in your Shire, have just returned home from our trip up north, you just have to love 30-38 degrees, no where near it at the moment.

Have studied Gwenda's research and must congratulate her on her work, I have done some research and find that her selection appears to be well selected.

I presume with three of the Bridges there are multiple names, if it is your wish that we would nominate our preference than the following list is as follows.

\* Belubular River Tributary-Coombing St, Carcoar.

**Private Spencer Gordon TUCKER, Reg No 577. 36<sup>th</sup> Battalion.**

\* Coombing Creek – Felltimber Road.

**Private Colin Reginald CHEFFINS, Reg No 3604. 54<sup>th</sup> Battalion.**

\* Dirt Hole Creek – Errowanbang Road.

**Gunner Stephen ELLERY, Reg No 1550. 2div Trench Mortar Battery.**

\* Felltimber Creek – Gallymont Road.

**Private Archibald John GREEN, Reg No 2838. 53<sup>rd</sup> Battalion.**

\* Coombing Creek – Dowsetts Lane.

**Private George Clifton CHITTENDEN, Reg No 1895. 45<sup>th</sup> Battalion.**

\* Evens Plainses Creek – Newbridge Road.

**Private Walter William WILSON, Reg No 4554. 1<sup>st</sup> Div Ammunition Column.**

\* In regard to Browns Creek Road as they were Brothers, **Ernest and George GOODE**, Is it possible that both be remembered .

\* Cowrica Creek – Forrest Reefs Road.

**Frederick William Bernard GAINSFORD, Ser No 2159.**

I hope this is what you are requesting, I am still learning this new role.

All the best ... Phill Morcom. Honorary Secretary- Lyndhurst R.S.L Sub-Branch.



**14) PROPOSED ROAD CLOSURE - PANUARA ROAD - SOUTHERN CADIA ACCESS ROUTE**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 1. Public Infrastructure and Services

**File No:** RD.RC.13

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**Recommendation:**

1. That Council approve the commencement of Road Closure proceedings for proposed Lot 13 (in accordance with the plan prepared by Registered Surveyor Matthew Peter Forsyth dated 8 March 2018).
2. That a further report be presented to Council to consider any submissions associated with the proposed closure, and future transfer to the adjoining owner.

**Reason for Report:**

To seek Council approval for the closure of part Panaura Road, Errowanbang, as part of the road realignment for the Southern Cadia Access Route.

**Report:**

Councillors will note the Confidential reports provided in the September Business Paper for land acquisitions associated with the Southern Cadia Access Route.

In addition to the land acquisitions, and realignment of the intersections of Cadia, Panuara and Meribah Roads, Council will close part of the existing alignment of Panuara Road (proposed Lot 13), and proposes to transfer it to the adjoining landholder.

In accordance with NSW Department of Industry (Crown Roads) procedures, a report is required to be considered by Council prior to progressing with the Road Closure process in accordance with the Roads Act 1993.

Proposed Lot 13, is currently part of Panuara Road, however as a result of the realignment works, the new alignment of Cadia and Panuara Roads will be comprised of proposed Lots 8, 9, 10 and 11. Meribah Road will intersect with Panuara Road at approximately proposed Lot 11.

In order to prioritise traffic flow as a result of the Southern Cadia Access Route project, Cadia Road will continue along the new alignment and down to the intersection with Errowanbang Road at Flyers Creek. Panuara Road will sweep around to the east and intersect with Cadia Road at a new intersection at proposed Lot 9.

It is recommended that Council approve the commencement of Road Closure procedures, with a future report being presented to Council to consider any submissions, and seek approval for the closure and future transfer to the adjoining owner.

**Risk/Policy/Legislation Considerations:**

On 4 June 2018, Council was notified that the Crown Land Management Act (2016) would commence on 1 July 2018. Amendments to the Roads Act 1993 commenced on the same day as set out in Section 2 of the Crown Land Legislation Amendment Act (2017).

Upon commencement of Part 4 Division 3 of the Roads Act, Council now has the power to close Council roads within their administrative area.

As referenced in the Confidential Reports on the same matter, to Council of May and September 2018, negotiations with the adjoining landholders has been undertaken in an open and agreeable manner, with all relevant parties aware of Council's proposal.

**Budget Implications:**

The proposed closure of part of Panuara Road, Errowanbang (Lot 13), and the associated costs are within existing budget allocations, from Councils Local Roads Rehabilitation budget.

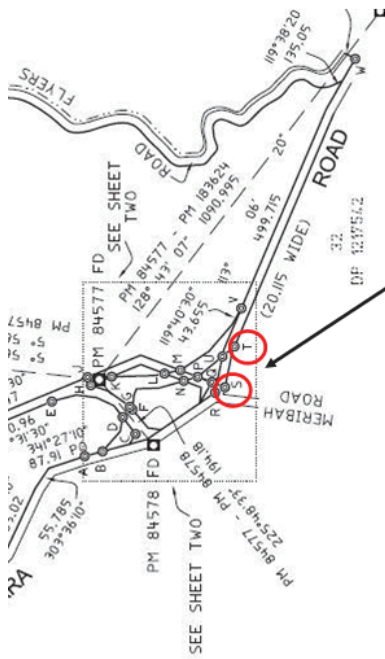
**Enclosures (following report)**

1 Proposed Road Closure - Locality Plan

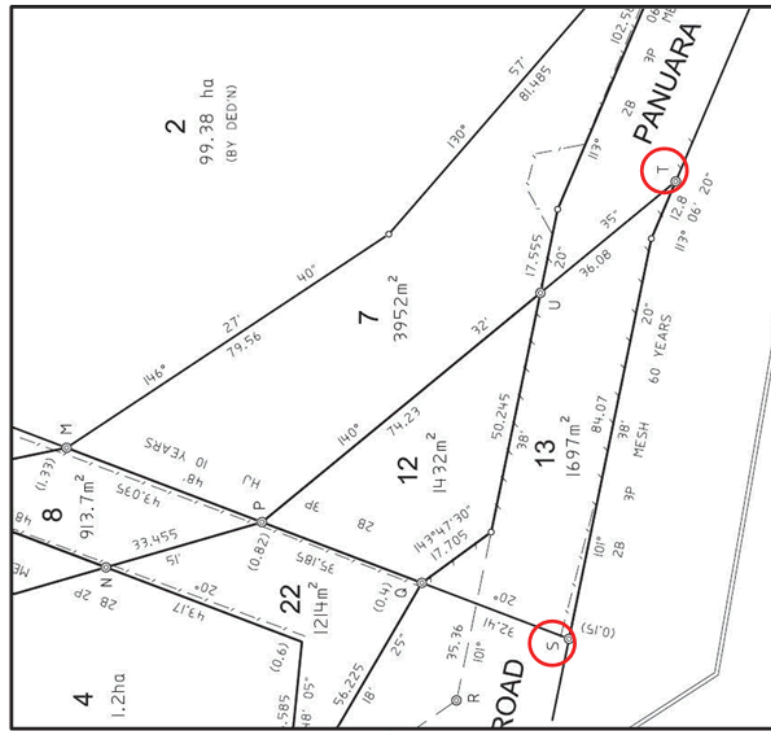
1 Page

**Attachments (separate document)**

Nil



Surveyor: MATTHEW PETER FORSYTH Date of Survey: 8 MARCH 2018 Surveyor's Ref: 17095DP	PLAN OF LAND TO BE ACQUIRED FOR THE PURPOSES OF THE ROADS ACT, 1993.	LGA: BLAYNEY Locality: ERROWA Subdivision No: _____ Lengths are in metres. Red
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**Proposed Road Closure (Lot 13) – Panuara Road, Errowanbang**  
**Southern Cadia Access Route**  
**Locality Plan**

**15) MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL MEETING HELD ON THURSDAY 16 AUGUST 2018**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 4. Community, Sport, Heritage and Culture

**File No:** PR.ME.1

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**Recommendation:**

1. That the minutes of the Blayney Shire Sports Council Meeting, held on Thursday 16 August 2018, be received and noted.
2. That Council provide in principal support to a future third long jump pit at King George Oval and undertake extension of existing pits, in consultation with Little Athletics.

**MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL MEETING HELD ON THURSDAY 16 AUGUST 2018 AT THE BLAYNEY SHIRE COMMUNITY CENTRE**

Meeting commenced at 6.00pm.

**PRESENT:**

Grant Baker (Blayney Shire Council), Cr John Newstead (Blayney Shire Council), Ian Tooke (BTA Development Coordinator), Bill Burdett (Blayney Town Association), Trevor Jones (Blayney Harness Club), Lorraine Dunkley (Lyndhurst Village Committee), Cr David Kingham (Blayney Shire Council), Rodney Corbett (Blayney Junior Soccer), Rosemary Reid (Blayney A&P Association), Greg Mitchell (Blayney Little Athletics).

**APOLOGIES:**

Rebecca Scott (Blayney Senior Soccer), Michael Truloff (Millthorpe Public School/Millthorpe Junior Cricket/Redmond Oval Committee), Cheryl Rutherford (Blayney Tennis Club), Julie Prosper (Blayney Cricket Club), Christine Smith (Heritage Country Schools PSSA).

**RECOMMENDED:** That the apologies be accepted.

(John Newstead/Trevor Jones)

**CONFIRMATION OF PREVIOUS MINUTES – 17 MAY 2018 (AS CIRCULATED)**

**RECOMMENDED:** That the minutes of the previous meeting held 17 May 2018, be accepted.

(Lorraine Dunkley/Rodney Corbett)

**MATTERS ARISING FROM THE MINUTES**

Council to follow up on Long Jump repairs.  
Council to follow up on soccer seating.

**DISCLOSURES OF INTEREST**

Nil.

**EVENTS CALENDAR UPDATE**

Nil.

**GRANT FUNDING UPDATE**

**SCCF2**

Council awaiting outcome of grant application.

**NSW ICC World T20 2020 Cricket Legacy Fund**

Application lodged for cricket nets.

**Sports Infrastructure Application**

Unsuccessful.

**ACTION:** User group meeting to be organised following winter season finals.

**Defibrillators grant application**

Successful. 3 defibrillators purchased.

New round is currently open and closes on 14 September 2018.

Training to be provided by supplier. Proposed date toward end of September.

Soccer and cricket arranging date, members should contact Andrew Oldham and Ian Tooke.

**PROJECT UPDATES**

**SCCF1 – successful funding received for:**

Blayney Belubula River Walk

Lyndhurst Village Link Footpath Project Stage 1 – construction underway.

Blayney Skate Park Heritage Park – Council currently calling for tenders.

Recreation Ground Refurbishment Projects

Blayney Shire Public Toilet Upgrade Project.

Carcoar Tennis Court – Community Building Partnership.

Covered arena – Project scoped with user group.

**GENERAL BUSINESS**

**Blayney Little Athletics**

Commence end of September.

Long Jump pit extensions required due to athletes abilities and requirement for replacement of sand.

**RECOMMENDATION:** Council provide in principal support to a future 3<sup>rd</sup> pit.

Council undertake extension of existing pits, in consultation with Little Athletics.



**BMX**

The State Team has been very successful at the National Series.

**Soccer**

Competition finishing up toward end of September.

**ACTION:** Issue remains with lock on showground gate (a green padlock).

**AH&P**

Applied for funding for dining room area through Community Building Partnerships.

**Blayney Tennis Club**

AGM will be held in September.

Treasurer – Margaret Matthews will be retiring.

**Harness Racing**

AGM will be held in September.

Race Meetings 11 & 18 November 2018/

**NEXT MEETING**

Thursday 15 November 2018 at 6:00pm.

Meeting Closed 7:21pm.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**16) MINUTES OF THE BLAYNEY TRAFFIC COMMITTEE MEETING HELD ON FRIDAY 17 AUGUST 2018**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 4. Community, Sport, Heritage and Culture

**File No:** TT.ME.1

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**Recommendation:**

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 17 August 2018, be received and noted.
2. That Council provide in principal support to the 2018 Alpine Classic, to be staged on 3rd and 4th November 2018 on various roads across the Blayney Shire, as a Class 2 event, using an alternate route as Neville Road will be closed due to Carcoar Cup and subject to the conditions detailed in the Director Infrastructure Services' Report.
3. That Council endorse the Traffic Management Plan for the Carcoar Cup Running Festival, to be held on 3 - 4 November 2018 on roads in the Villages of Carcoar and Neville, and roads in-between as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.
4. That Council endorse the Traffic Management Plan for the Hills of Orange Charity Ride, to be held on 22 - 25 November 2018 on various roads across the Blayney Local Government Area, as a Class 2 event, with provision of revised route maps and subject to the conditions detailed in the Director Infrastructure Services' Report.
5. That Council endorse the Traffic Management Plan for the Millthorpe Market event, to be staged on 2 December 2018 on Redmond Oval and Millthorpe Public School as a Class 2 event, with modification of the TCP to provide for left turn only exit from Church Street and no entry into Church Street, provide a current certificate of currency and subject to the conditions detailed in the Director Infrastructure Services' Report.
6. That Council endorse the Traffic Management Plan for the Millfest event, to be staged on 8 December 2018 on Pym Street Millthorpe as a Class 2 event, with modification of the TCP, by removal of no left turn and no right turn signage in to Blake Street, replacing with No Thru Road signage and ensuring traffic signage is visible by use of barrier boards and subject to the conditions detailed in the Director Infrastructure Services' Report.

**MINUTES OF THE BLAYNEY TRAFFIC COMMITTEE MEETING  
HELD ON FRIDAY 17 AUGUST 2018 IN THE COMMUNITY CENTRE**

Meeting commenced at 10:00am.

**PRESENT -**

**Members:** Cr Bruce Reynolds (Blayney Shire Council - Chair), David Vant (Roads & Maritime Services Representative), Reg Rendall (Paul Toole Representative), Daniel Cooper (NSW Police).

**Present:** Andrew Cutts (Tablelands Area Road Safety Officer), Grant Baker (Director Infrastructure Services), Nikki Smith (Administration Officer).

**APOLOGIES**

That the apology of Sgt Peter Foran (NSW Police) be accepted.

**DECLARATION OF INTEREST**

That the following Declaration of Interest be noted.

<b>Number</b>	<b>Member/Officer</b>	<b>Interest</b>	<b>Report</b>	<b>Reason</b>
<b>20180817:04</b>	Cr Reynolds	Non-Pecuniary	Millthorpe Markets	Help on BBQ at event and children attend school.

**CONFIRMATION OF MINUTES**

**RESOLVED:** That the minutes of the previous Traffic Committee Meeting held on Friday, 15 June 2018 be confirmed to be a true and accurate record of that meeting.

(Reg Rendall /Cr Bruce Reynolds)

**RESOLVED:** That the minutes of the previous Electronic Traffic Committee Meeting held in July 2018 be confirmed to be a true and accurate record of that meeting.

(Reg Rendall /Cr Bruce Reynolds)

**MATTERS ARISING FROM THE MINUTES**

NIL.

**CORRESPONDENCE**

**Driver Fatigue**

Noted.

**REPORTS**

**20180817:01 - Alpine Classic Car Rally – 3 & 4 November 2018**

**RECOMMENDED:** That Council provide in principal support to the 2018 Alpine Classic, to be staged on 3rd and 4th November 2018 on various roads across the Blayney Shire, as a Class 2 event, using an alternate route as Neville Road will be closed due to Carcoar Cup and subject to the conditions detailed in the Director Infrastructure Services' Report.

(David Vant/Reg Rendall)

**20180817:02 - Carcoar Cup Running Festival – 3 & 4 November 2018**

**RECOMMENDED:** That Council endorse the Traffic Management Plan for the Carcoar Cup Running Festival, to be held on 3 - 4 November 2018 on roads in the Villages of Carcoar and Neville, and roads in-between as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.

(Reg Rendall/Cr Bruce Reynolds)

**20180817:03 - Hills of Orange Charity Ride – 23 to 25 November 2018**

**RECOMMENDED:** That Council endorse the Traffic Management Plan for the Hills of Orange Charity Ride, to be held on 22 - 25 November 2018 on various roads across the Blayney Local Government Area, as a Class 2 event, with provision of revised route maps and subject to the conditions detailed in the Director Infrastructure Services' Report .

(David Vant/Reg Rendall)

**20180817:04 - Millthorpe Markets – 2 December 2018**

**RECOMMENDED:** That Council endorse the Traffic Management Plan for the Millthorpe Market event, to be staged on 2 December 2018 on Redmond Oval and Millthorpe Public School as a Class 2 event, with modification of the TCP to provide for left turn only exit from Church Street and no entry into Church Street, provide a current certificate of currency and subject to the conditions detailed in the Director Infrastructure Services' Report.

(David Vant/Reg Rendall)

**20180817:05 - Millfest – 8 December 2018**

**RECOMMENDED:** That Council endorse the Traffic Management Plan for the Millfest event, to be staged on 8 December 2018 on Pym Street Millthorpe as a Class 2 event, with modification of the TCP, by removal of no left turn and no right turn signage in to Blake Street, replacing with No Thru Road signage and ensuring traffic signage is visible by use of barrier boards and subject to the conditions detailed in the Director Infrastructure Services' Report.

(Reg Rendall/Daniel Cooper)

**20170817:06 - TRAFFIC COMMITTEE REGISTER**

That the information be noted.

**INFORMAL MATTERS****20180817:07 – Monthly Road Safety Reports – May 2018.**

That the information be noted.

**20180817:08 – Chifley Local Area Command – Serious/Fatal Motor Vehicle Accidents Reports – April, May, June & July 2018.**

That the information be noted.

**Intersection – Adelaide and Church Streets (20171017:11)**

That the information be noted.

**Regulatory Signage – Millthorpe and Browns Creek Roads (20180216:07)**

That the information be noted.

**ACTION:** Council to upgrade line marking as follows:-

- A TB (transverse) line be installed set back from the existing continuity line.
- Extend the BB (dividing barrier) line to the TB line.

**Trucks & Trailer Parking Church Street, Blayney**

**ACTION:** Council to liaise with Nixon’s Transport in relation to the possibility of accommodating parking of other company trucks in their yard.

**FUTURE MEETING DATES - 2018**

Friday, 12 October 2018

Friday, 14 December 2018

**MEETING CLOSED**

The meeting closed at 11.42am.

**COUNCIL ISSUES**

**Development of Policy and Guidelines for Advisory Signs.**

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**17) DEVELOPMENT APPLICATION 3/2018 – THREE LOT SUBDIVISION – 99 RICHARDS LANE MILLTHORPE**

**Department:** Planning and Environmental Services

**Author:** Town Planner

**CSP Link:** 2. Local Governance and Finance

**File No:** DB.AB.1221

**Recommendation:**

That Council approve Development Application 3/2018 for a 3 lot subdivision at Lot 1 DP 123898, 99 Richards Lane, Millthorpe, subject to the conditions contained in enclosure 3.

**Reason for Report:**

For Council to consider and determine Development Application 3/2018 for a 3 lot subdivision at Lot 1 DP123898, 99 Richards Lane, Millthorpe, as 2 submissions were received during the notification period which Council staff could not obtain written correspondence that the objection was withdrawn, nor could the objection be resolved through a condition of consent.

**Report:**

The proposed development is for a 3 allotment subdivision at Lot 1 DP 123898, 99 Richards Lane, Millthorpe which is outlined in red of Figure 1.

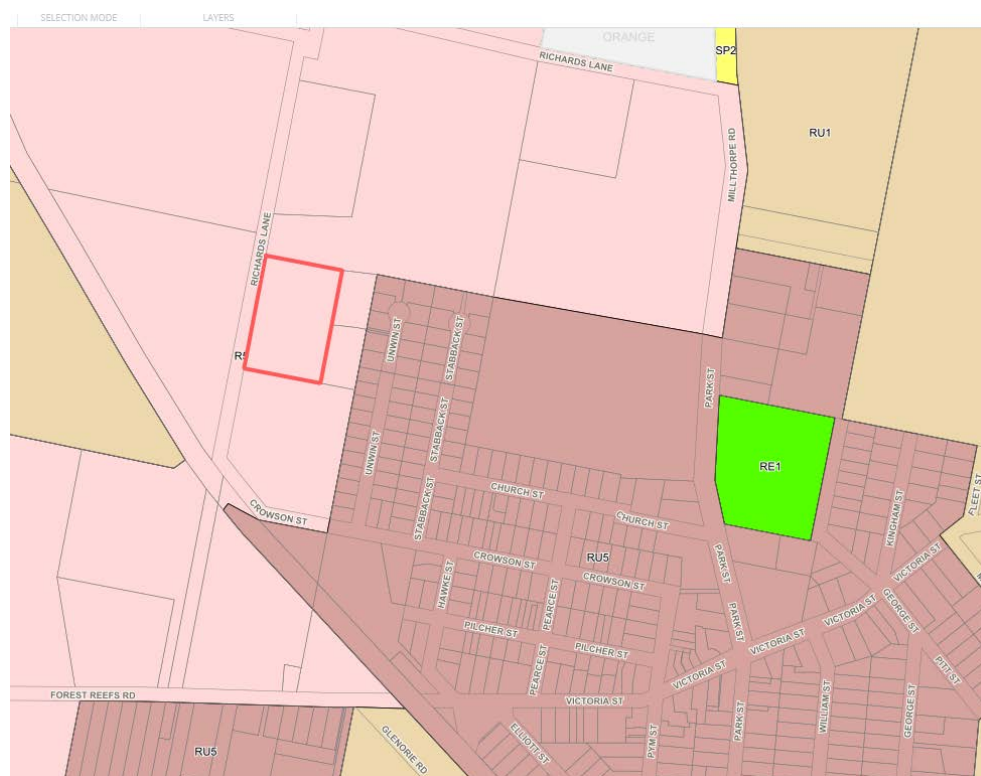


Figure 1: Locality Plan

The site is located along Richards Lane, approximately 130 metres from the corner of Crowson Street and has an area of 1.82 hectares. The topography of the land falls towards Crowson Street and is clear of any vegetation.

The surrounding land use is predominately residential development, with existing dwelling houses located to the east and west of the site. Residential development and ancillary agricultural use is scattered along Richards Lane. The site is surrounded by R5 Large Lot Residential land, with RU5 Village zone is located 50m from the rear of the site, along Stabback and Unwin Street.

## **Section 4.15 Evaluation – matters for consideration**

### **4.15 (1) (a) (i) the provisions of any environmental planning instrument**

#### **1. State Environmental Planning Policies**

*State Environmental Planning Policy No.55 – Remediation of Land* provides a state wide approach to remediation of contaminated lands. On the basis that the site has been used for agricultural purposes, predominately grazing, it is considered unlikely that any contamination exists and does not warrant any further investigation.

#### **2. Regional Environmental Planning Policies**

There are no particular REPPs that are relevant to this development.

#### **3. Local Environmental Plans**

The land is zoned R5 Large Lot Residential under the *Blayney Local Environmental Plan 2012* (Blayney LEP) and the proposed subdivision is permissible subject to development consent from Council.

The proposal is considered to be consistent with the objectives of this zone as follows:

- *To provide residential housing in rural setting while preserving and minimizing impacts on, environmentally sensitive locations and scenic quality.* The proposal will provide the opportunity for residential housing in a rural setting, while minimising impacts on environmental and scenic qualities.

- *To ensure that large residential lots do not hinder the proper and orderly development of urban area in the future.*

The proposal will increase the opportunity for residential housing in a rural setting which is in close proximity to the village of Millthorpe.

- *To minimise conflict between land uses within this zone and land uses within adjoining zones.*

The proposal will minimise conflict between land uses within this zone and the adjoining village zone due to the proposed lot layout and design.

#### **Clause 4.1 Minimum Subdivision Lot Size**

The proposal complies with Clause 4.1(3) as it meets the minimum lot size shown on the Lot Size Map of the BLEP2012. The minimum allotment size is 4000m<sup>2</sup> and each proposed allotment exceeds the proposed minimum allotment size.

#### Clause 5.10 Heritage Conservation

The site is located within the Heritage Conservation Area of Millthorpe. It is considered that there will be minimal impact due to the land being on the fringe of the Heritage Conservation Area and no Heritage Items being in close proximity to the site.

#### Clause 6.8 Essential Services

The proposal will be connected to reticulated sewer, electricity services and suitable vehicular accesses will be constructed to Councils standard.

#### **4. Guidelines and Policies**

The development was notified to adjoining land owners and 2 submissions were received. Section 4.15 (1) (d) of this report summarises and addresses the submissions.

#### **4.15 (1) (ii) the provisions of any proposed instrument that is or has been the subject of public consultation under this Act and that has been notified to the consent authority that apply to the land to which the development relates**

There are no such proposed instruments relevant to this development.

#### **4.15 (1) (a) (iii) any development control plan that applies to the land to which the development relates**

DA3/2018 was lodged on 3 January 2018, as such Development Control Plan No.6 – Development Guidelines for North Millthorpe applies to the application and complies as follows:

#### Section 3 – Subdivision Guidelines

##### 3.1 Allotment Size and Layout

- The development is consistent with objectives of the prescribed zone;
- The development is not prohibited in the prescribed zone;
- The land is above 4000m<sup>2</sup> and is required to be connected to reticulated sewer as it is located within 75 metres of available sewer. The land is required to be connected to reticulated water as it is located within 225 metres of available water;
- The land will be connected to electricity and telecommunication services; and
- The land does not alter the Millthorpe historic village plans, lot boundaries or road patterns.

##### 3.2 Road, Access and Streetscape

- Access to each allotment is proposed, a condition of consent will apply to ensure that access to each allotment is constructed to Councils standards.

##### 3.3 Landscape Buffers

- Not applicable to this application.

##### 3.4 Waste Water

- The land is above 4000m<sup>2</sup> and is required to be connected to reticulated sewer as it is located within 75 metres of available sewer.

##### 3.5 Storm water Drainage

- Not applicable to this application.



### 3.6 Other Services

- The land is required to be connected to reticulated water as it is located within 225 metres of available water and will be connected to electricity and telecommunication services.

### **4.15 (1) (a) (iiia) any planning agreement that has been entered into under section 93F, or any draft planning agreement that a developer has offered to enter into under section 93F, that apply to the land to which the development relates**

There are no such agreements relevant to this proposal.

### **4.15 (1) (a) (iv) any matters prescribed by the regulations that apply to the land to which the development relates**

There are no such matters relevant to the development.

### **4.15(1) (a) (v) any coastal zone management plan (within the meaning of the Coastal Protection Act 1979), that apply to the land to which the development relates**

Not applicable to this application.

### **4.15 (1) (b) the likely impacts of that development**

#### **Context and Setting**

The land is located along Richards Lane, approximately 1 kilometer south - west from the main street of Millthorpe. The land is located on the fringe of village zone and residential development surrounds the site to the east and south.

#### **Access, Transport & Traffic**

The proposed accesses to each allotment will be required to be constructed to Councils standard. A condition of consent will apply.

#### **Services & Utilities**

The land is above 4000m<sup>2</sup> and is required to be connected to reticulated sewer as it is located within 75 metres of available sewer. The land is required to be connected to reticulated water as it is located within 225 metres of available water. The land will be connected to electricity and telecommunication services.

#### **Site Design, Internal Design and Construction**

The proposal is for subdivision only and not for the construction of any structures. The site is surrounded on all sides by land which is zoned Large Lot Residential.

#### **Hazards, Technological and Natural**

There are no known technological or natural hazards relevant to site.

#### **Noise and Vibration**

There are no vibration impacts relevant to the proposal.

#### **Environmental Impact, flora, fauna, land resources, air and water pollution, micro climate**

There are no known environmental impacts relevant to the site.

**Water**

The land will be connected to reticulated water and easements are required in favour of the site, conditions of consent will apply.

**Waste**

Any waste generated during the construction phase will be removed from the site by the appointed contractor.

**Safety, Security and Crime Prevention**

The proposal would not adversely impact safety or security to the site and surrounding properties would be unaffected.

**Economic Impact**

The economic impacts from the proposal will include employment opportunities during the construction phase and it is anticipated that the proposal will not generate adverse economic impacts.

**Social Impact**

The proposal is not anticipated to generate adverse social impacts.

**Cumulative impact, principles of Ecological Sustainable Development, Sustainability and Climate Change****Cumulative Impact**

The proposal is a 3 lot subdivision, the site location is considered appropriate due to the surrounding developments and land uses. Therefore, the cumulative impact of the development in the community and locality is considered appropriate.

**Climate Change**

The NSW Government no longer prescribes state wide sea level rise projections for use by councils.

**Ecological Sustainable Development**

All potential environmental interactions should have regard for the Precautionary Principle (prevent environmental degradation and protect local environment), Inter-generational Equity (not to compromise the environment for future generations), Improved Valuation and Pricing of Environmental Resources (to utilise the land with minimal environmental impact to result in an economic benefit to the community) and conservation of biological diversity and ecological integrity.

**Other**

The following impacts have been considered and are not relevant to the proposal, bushfire, flooding and contamination.

**4.15 (1) (b) Suitability of the site for the development**

The above assessment details the aspects of the development which render it suitable for the site. The development would be compatible with adjoining properties and the current residential use of the surrounding area.

**4.15 (1) (d) Any submissions made in accordance with this Act or the Regulations**

The development was notified to adjoining landowners in January 2018 for a period of 14 days, 2 submissions were received during this initial notification.

The concerns raised, include;

- On Site Waste Management System

The application was lodged on the 3 January 2018 and initially proposed onsite waste management systems for each allotment. However, the land is above 4000m<sup>2</sup> and is required to be connected to reticulated sewer as it is located within 75 metres of available sewer system.

- Paving of Richards Lane to mitigate dust

There is no requirement for the applicant to seal Richards Lane to mitigate potential dust impacts from the subdivision. Please see the risk section of this report for further comment.

- Building Envelope Setback from Rear Boundary

The application was lodged on the 3 January 2018 and the proposed building envelope was noted as 5 metres from the Eastern boundary.

The proposed development was amended after the initial notification, in the form that the development is now proposed to be connected to reticulated sewer.

Council staff emailed the 2 objectors, noting the development is now connected to sewer, seeking written response if their objections still remained. Council has not been able to obtain written correspondence from the adjoining land owners withdrawing their objections, nor could the issue be resolved through a condition of consent.

The main point of issue that appears to be unresolved is the nomination on the plan of the building envelope. The objectors seeks the building envelope to be located 20m off the Eastern boundary, initially the applicant agreed, prior to realising this would also mean; garages, sheds and outbuilding could not be located within 20m of the Eastern boundary.

The applicant subsequently amended the site plan on 7 August 2018 increasing the distance of the building envelope off the Eastern boundary from 5m to 12.5 metres.

Council staff have not been able to obtain written correspondence from the adjoining land owner agreeing to the 12.5m setback of the building envelope from the Eastern boundary.

It is noted the adjoining land owner seeking the building envelope to be setback 20m in this subdivision, that the buildings located on their property are setback from the same common boundary, approximately;

- Shed – 6.13m
- Dwelling – 12.2m

#### **4.15 (1) (e) The public interest**

There are not expected to be any significant impacts on public interest from this development. There are no relevant State or Federal policies, covenants or service provision matters.

**Conclusions**

The requirement for a building envelope to be nominated on the registered plan was a requirement of the Development Control Plan No.6 – Development Guidelines for North Millthorpe.

DA3/2018 is for a subdivision and not for the construction of any structure. The primary objection that remains unresolved is where future buildings will be located on the new allotments.

Any future development applications for structures will be assessed against the Blayney Shire Council Development Control Plan 2018 (DCP 2018).

Whilst DCP 2018 is not to be considered in the assessment of DA3/2018, it is relevant to note that DCP 2018 only requires dwellings on allotments of these sizes to be a minimum 6m off the Eastern boundary. The applicants have proposed 12.5m, double the minimum setback outlined in DCP 2018.

In this instance no structure will be able to be within 12.5m as the building envelope will be registered on the title, ensuring the setback is maintained.

The proposed development has been assessed under the provisions of all relevant legislation, and found to be suitable for the site and the locality.

**Risk/Policy/Legislation Considerations:**

With any development application, Council could be challenged to the NSW Land and Environment Court.

It has been identified that this precinct, known as North Millthorpe requires greater strategic consideration by Council.

In 2010 there was a subdivision approved that included some of this precinct for 93 lots, predominantly 4,000m<sup>2</sup> in size. This subdivision did not proceed (did not commence either) and has subsequently lapsed.

In 2012 when the Blayney Local Environmental Plan commenced, it was expected the 93 lot subdivision would be undertaken and subsequently in the BLEP a minimum lot size of 4,000m<sup>2</sup> was applied (and remains in place) to the area known as North Millthorpe. Council has listed the Minimum Lot Size of North Millthorpe to be a specific consideration in the review of the Blayney Settlement Strategy (BSS) to be undertaken in the next 12 months.

Given the number of individual landowners in this precinct has been slowly increasing since 2010, though small incremental subdivision and that there will now not be a singular large subdivision, following the BSS, Council will need to consider if it should proceed to strategically plan this precinct, including but not limited to;

- Whether this precinct should have a specific MasterPlan for subdivision layout,
- Whether a servicing plan (roads hierarchy, sewer, stormwater, potable water etc) for the area should be developed,

- How any servicing plan could be funded, including; existing utilising existing developer contributions, creation of a new specific contributions plan for this locality (above the current contributions plan) and if Council will make any contribution.

**Budget Implications:**

Nil.

**Enclosures (following report)**

1	Plans	2 Pages
2	Submissions	2 Pages
3	Proposed Conditions	5 Pages

**Attachments (separate document)**

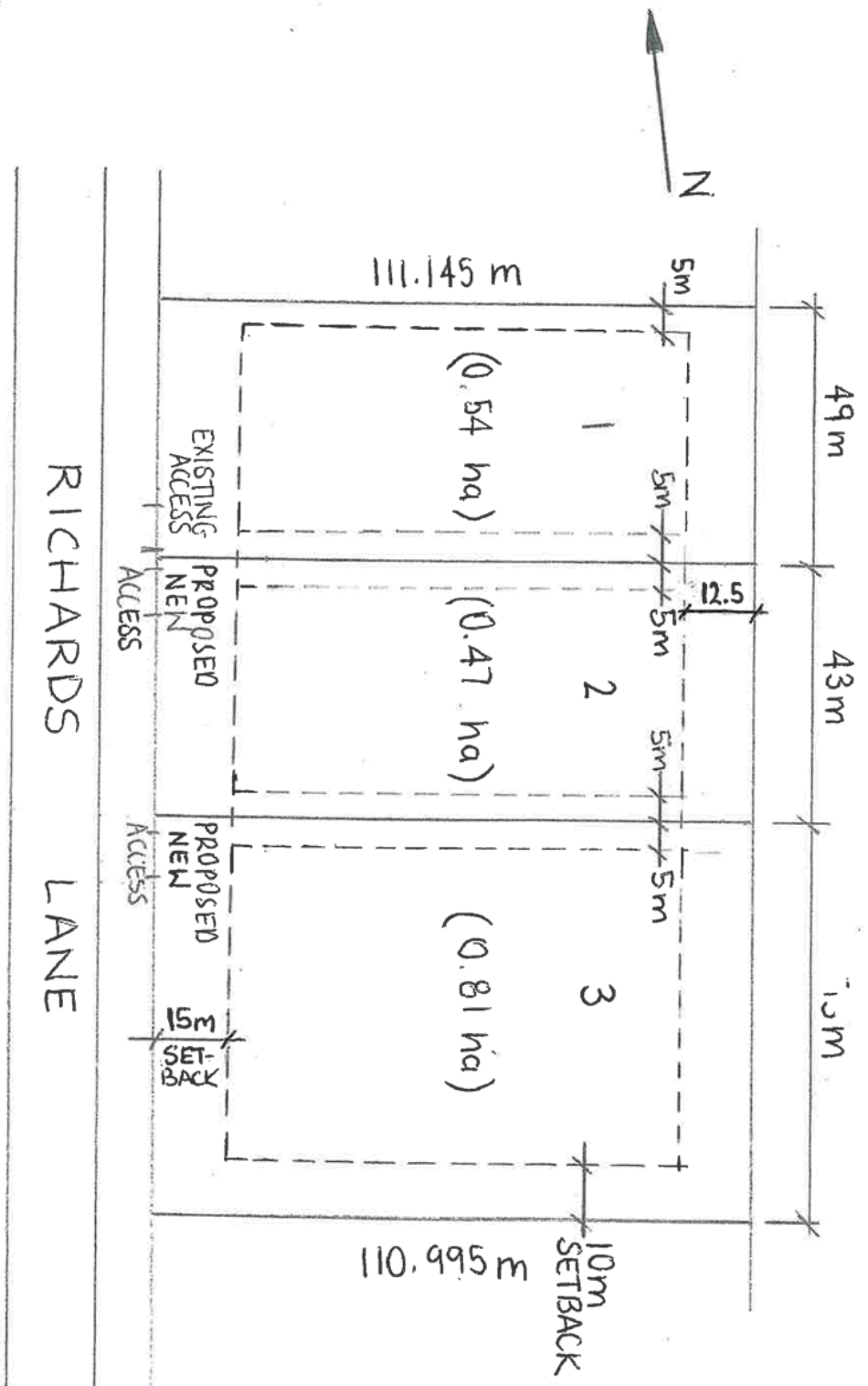
Nil

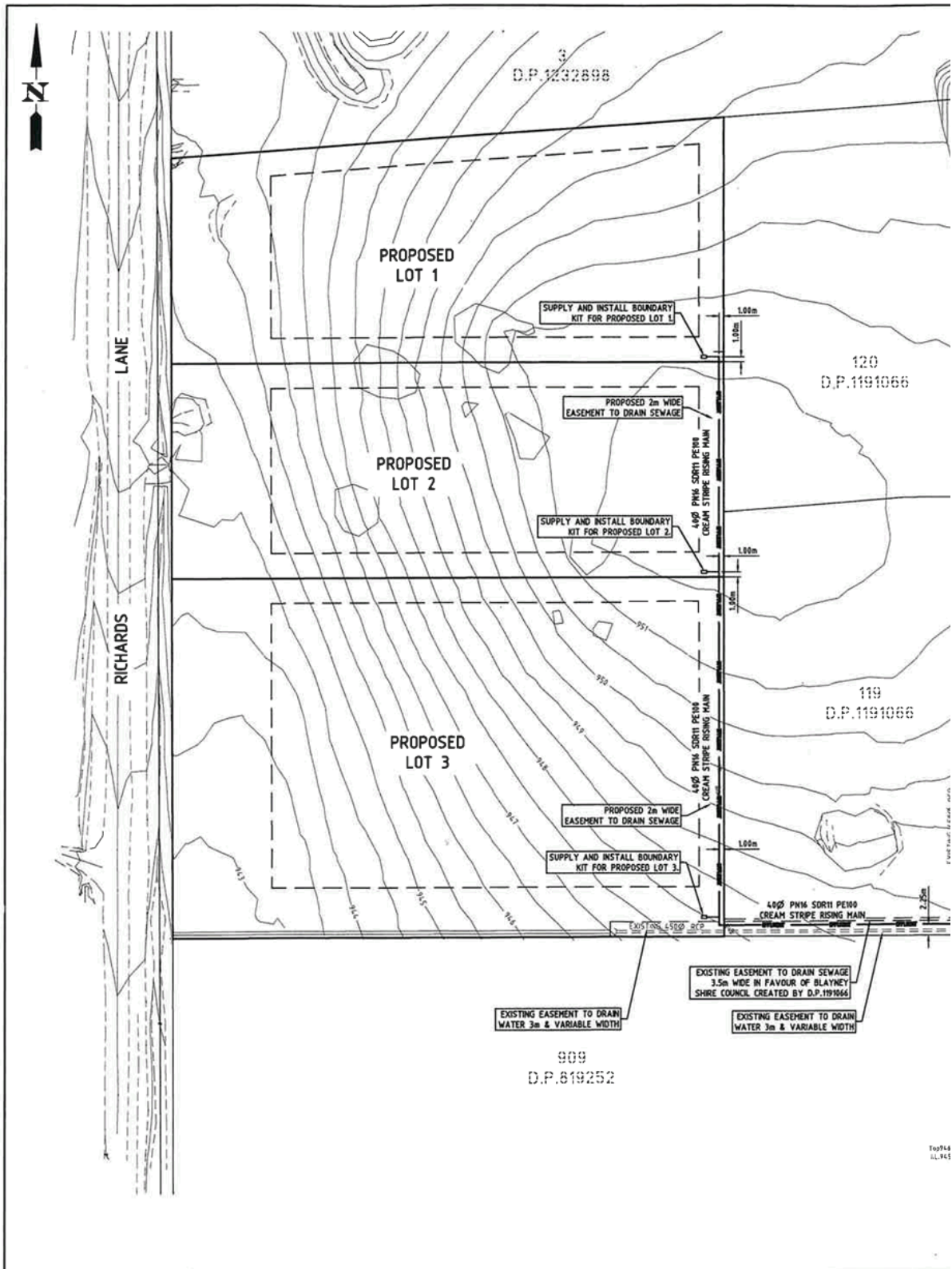
PROPOSED SUB-DIVISION  
 AMENDMENT C  
 99 RICHARDS LANE  
 MILLTHORPE

SCALE 1:1000

NIGEL SMITH & JAYNE  
 WALKER - SMITH

C





		SURVEY: <b>OTHERS</b>		DATE:	SCALES:  SCALE 1:500 (A1) 1:1000 (A3)
		DESIGN: <b>R.A.H.</b>		DATE: <b>JUN. 2018</b>	
		DRAWN BY: <b>A.R.</b>		DATE: <b>JUN. 2018</b>	
		CHECKED BY:		DATE:	
No.	DATE	AMENDMENT DESCRIPTION	APP'D		
B	6/07/18	AMEND TO SUIT EXISTING EASEMENT	R.A.H.		
A	22/6/18	ISSUED FOR DA APPROVAL	R.A.H.		

16/01/2018

Patsy Moppett  
Senior Town Planner  
Blayney Shire Council  
91 Adelaide St,  
Blayney 2799 NSW

Dear Ms Moppett

We write to you regarding the Development Application, 3/2017, “Three (3) Lot Subdivision” at Lot 1 DP 1232898, 99 Richards Lane, Millthorpe.

While we have no objection to the subdivision on principle, we have concerns regarding management of sewage on these lots when future housing development occurs. We feel that on-site sewage treatment and waste-water dispersal would be inappropriate for such small lots whose western borders are waterlogged much of the year. We feel permitting on-site sewage and waste-water dispersal would present an unacceptable risk of contamination to:

1. The watercourse and dam on Lot 3 DP 1232898 (31 Richards Lane)
2. The natural drainage along Richards Lane
3. The bore and dam on Lot 909 DP 819252 (49 Crowson St)

Also, as there are a number of close neighbours to each of the proposed lots the risk posed to them by unpleasant odours from on-site sewage systems is of concern.

In addition, Richards Lane is part of the “Village / Country Walk” documented by the Millthorpe Village Committee in their “Visitor Guide Millthorpe NSW Australia” publication. Any odours from on-site sewage systems close to the road would negatively affect visitors and locals alike as they walk along Richards Lane.

The risks documented above could be mitigated by mandating “pump out” sewage systems on the proposed lots or connecting each lot to a centralised sewerage system.



**Patsy Moppett**

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**From:** Blayney Shire Council  
**Sent:** Wednesday, 24 January 2018 2:25 PM  
**To:** Patsy Moppett; Planning and Environmental Services Records  
**Subject:** FW: D.A. Application # 3/2017 - Your reference IAPPD/37341

FYI – This has not been registered.

**From:** [REDACTED]  
**Sent:** Wednesday, 24 January 2018 2:05 PM  
**To:** Blayney Shire Council <council@blayney.nsw.gov.au>  
**Subject:** D.A. Application # 3/2017 - Your reference IAPPD/37341

**Does this message need to be registered in the corporate recordkeeping system ?**

Mr. Dicker.  
Director of Planning and Town Services.  
Re: DA #3/2017

Dear Mr.Dicker,  
Thank you for the opportunity to respond to your letter dated 05/01/2018.  
This is regarding the sub division of the sub division of the sub division Lot 103.

My family and I have some pressing concerns over the proposed development:

Will the developer be putting a sewer system in place to service this development?  
If not, what measures will be in place to protect the water course and all of the downstream users from contamination. This water course runs along the side and front boundaries.

Will the developer/s be paving Richards Lane to mitigate the dust nuisance from new residence and required services - given there is another potential sub development just up the road from the same block (lot 103)?

We feel that a development of 1 and a maximum of 2 blocks would be in keeping with this particular block, given the steep nature and limited building sites.

We believe that the proposed setback / building envelope of just 5 meters from our boundary fence is too close for blocks of these size, 20 meters would make it a more comfortable living space for all users.

Our house was designed and built on the understanding this surrounding block (lot 103) was a 35 acre lot with only one house being built up at the far end - our living, beds and bathrooms are all up at the new proposal side of our block - not the way we would design for this potential sub division.

Thank you for this opportunity and we look forward to further consultation.

**SCHEDULE A  
CONDITIONS OF CONSENT**

**CONDITIONS ISSUED WITH DEVELOPMENT APPLICATION No. 3/2018**

**STATUTORY**

**REASON: To comply with legislative statutory requirements.**

1. Development is to take place in accordance with the attached stamped plans for Development Application No. 3/2018, documentation submitted with the application and subject to the conditions below, to ensure the development is consistent with Council's consent.

*Note: Any alterations to the approved development application plans must be clearly identified **WITH THE APPLICATION FOR A CONSTRUCTION CERTIFICATE**. The Principal Certifying Authority (PCA) for the project may request an application for modification of this consent or a new application in the event that changes to the approved plans are subsequently made.*

2. The applicant is to submit the original plan of subdivision and two (2) copies for Council's endorsement. The applicant is to obtain a Subdivision Certificate from Council pursuant to Section 109C of the Environmental Planning and Assessment Act 1979, as amended.

*Note: Council will only consider issuing a Subdivision Certificate in relation to this subdivision when it is satisfied that all conditions of development consent have been complied with and the appropriate fee paid.*

**ENGINEERING**

**REASON: To comply with Councils Policy and legislative statutory requirements.**

3. The applicant is to submit three (3) copies of engineering plans, specifications and calculations in relation to Condition 19. Further, the works are to comply with *WBC Guidelines for Engineering Works*.
4. The applicant is to prepare and implement a Traffic Management Plan that provides necessary direction to traffic or pedestrian movement through or past the work site. The Traffic Management Plan is to be prepared by a suitably qualified person in accordance with the provisions of the relevant Australian Standards and is to be submitted to Council for approval PRIOR to its implementation.
5. The developer is to submit a soil and water management plan for the site in accordance with *WBC Guidelines for Engineering Work*. No building, engineering, or excavation work, or topsoil stripping or vegetation removal, is to be carried out in relation to this development until such time as the plan has been approved by Council and the measures detailed in the plan are in place prior to works commencing. The measures detailed in the plan are to remain in place until all landscaping is completed.

6. The applicant is to submit to Council an electronic copy of the works as executed plans for the works required by Condition 19 in AutoCAD 2000 format. Further, the works are to comply with *WBC Guidelines for Engineering Works*.  
Optional note 1:  
*The provision of a table on the works as executed plan which details: the distance from the centre of the downstream manhole/pit to each sideline, house connection, and dead end; the depths to invert; and the length of such sidelines.*  
Optional note 2:  
*The provision of information on the works executed plan which details: road levels, road crossfalls & longitudinal grades.*
7. Prior to the commencement of any works on Council or Roads and Maritime Services (RMS) controlled land including a public road, the applicant is to affect Public Liability Insurance to the minimum amount of \$20 million. This insurance is to note Council's interest and is to remain current for at least the period from the issue of the Construction Certificate until the issue of a Compliance Certificate or final inspection report for the works. Documentary evidence of the currency of the cover is to be provided to Council prior to the commencement of works within the road reserve.
8. The applicant is to obtain a Compliance Certificate pursuant to Section 109C of the Environmental Planning and Assessment Act 1979, as amended, **or inspection report** from either Council or an accredited certifying authority, certifying that the engineering work required by condition 19 has/have been constructed in accordance with the approved plans and *WBC Guidelines for Engineering Works*.  
*Note: Where Council is the Certifying Authority in relation to engineering works fees will be payable in accordance with Council's Revenue Policy. Unless the development is deemed as exempt, the applicant is to obtain a Construction Certificate for engineering works pursuant to Section 109C of the Environmental Planning and Assessment Act 1979, as amended from either Council or an accredited certifying authority, which compliments the detail provided in the development consent, that the proposed works are in accordance with WBC Guidelines for Engineering Works, prior to any subdivision works commencing.*  
*Note 1: No building, engineering or excavation work is to be carried out in relation to this development until the necessary construction certificate or certificates have been obtained.*  
*Note 2: YOU MUST NOT COMMENCE WORK UNTIL YOU HAVE RECEIVED THE CONSTRUCTION CERTIFICATE, even if you made an application for a Construction Certificate at the same time as you lodged this development application.*  
*Note 3: It is the responsibility of the applicant to ensure that the development complies with the provisions of the Building Code of Australia in the case of building work and the applicable Council Engineering Standards in the case of subdivision works. This may entail alterations to the proposal so that it complies with these standards.*  
*Optional note: Dangerous Goods - the Construction Certificate plans and specifications will need to be approved by the Dangerous Goods Branch, NSW Industrial Relations, prior to the commencement of any work.*

**SERVICES**

**REASON: To comply with Councils Policy and legislative statutory requirements.**

9. The creation and registration of an easement over the adjoining land is required for:
  - (a) An easement for sewer, 3 metres wide within proposed Lot 2 and in favour of Lot 1;
  - (b) An easement for sewer, 3 metres wide within proposed Lot 3 and in favour of Lots 1 & 2;
  - (c) An easement for sewer, 3 metres wide within proposed Lot 101 DP 1191066 and in favour of Lot 1, 2 & 3
  - (d) An easement for water, 3 metres wide within proposed Lot 2 in favour of Lot 1;
  - (e) An easement for water, 3 metres wide within proposed Lot 3 in favour of Lots 1 & 2;
  - (f) An easement for water, 3 metres wide within proposed Lot 101 DP 1191066 in favour of Lots 1, 2 & 3; and
  - (g) An easement for water, 3 metres wide in proposed Lot 1 DP 1148965 in favour of Lots 1, 2 & 3.
10. Contributions are to be paid to Council towards the provision or improvement of amenities or services (residential subdivision/works) under the *Blayney Local Infrastructure Contributions Plan 2013* (see Council's web site). The contributions to be paid are currently \$6,217.00 per new lot created/per new dwelling. The amount payable would be recalculated on the basis of the contribution rates that are applicable at the time of payment. Evidence of payment of the contributions is to be provided to the Principle Certifying Authority prior to the issue of the Construction/Subdivision Certificate.
11. The applicant shall contribute \$7,452.00 per new lot created/per new dwelling, towards sewer head works pursuant to Section 305 of the Water Management Act, 2000, and the Development Servicing Plan (Section 64), before the Subdivision Certificate is issued. The amount applicable will be dependent upon the date on which payment is made and will be as per Council's adopted fees and charges for the financial year in which payment is made.
12. The applicant shall contribute towards water head works to Central Tablelands Water (CTW) pursuant to Section 305 of the Water Management Act, 2000, and the Development Servicing Plan (Section 64), before the Subdivision Certificate is issued. The amount applicable will be dependent upon the date on which payment is made and will be as per CTW's adopted fees and charges for the financial year in which payment is made.

13. The applicant is to arrange an inspection of the development/subdivision works by Council's Engineering Department, at the following stages of the development. This condition applies notwithstanding any private certification of the engineering works.

	COLUMN 1	COLUMN 2
A	Water	<ul style="list-style-type: none"> <li>* After laying of mains and prior to backfill;</li> <li>* After laying of services and prior to backfill;</li> <li>* Pressure testing.</li> </ul>
B	Sewerage	<ul style="list-style-type: none"> <li>* After laying of pipes and prior to backfill;</li> <li>* Main - air pressure testing;</li> <li>* Manhole - water test for infiltration, exfiltration.</li> </ul>
C	New Gate – Rural Crossing	<ul style="list-style-type: none"> <li>* Prior to commencement of excavation works.</li> <li>* After compaction of base and prior to sealing</li> <li>* Road pavement surfacing</li> </ul>

14. An all-weather 2WD vehicular access is to be constructed to each proposed allotment. Such access shall include:
- (a) a gate or stock grid set back a minimum distance of fifteen (15) metres from the edge of the public road.
  - (b) a minimum 4.0 metre wide gravel footway crossing, extending from the edge of the bitumen seal on the public road to the entrance gate or stock grid.
  - (c) a 150 mm thick 3.0 metre wide concrete dish drain or 450 mm minimum diameter reinforced concrete pipe culvert with headwalls, aligned with the table drain in the public road.
- Note: Any new vehicular access points are to be located such that all RMS stopping sight distances are achieved.*
15. All road and inter allotment drainage is to be conveyed to the open drain located in Richards Lane in accordance with *WBC Guidelines for Engineering Works*.
16. Water mains are to be constructed such that there is a separate and distinct water main connection wholly within the boundary of each proposed residential and open space lot, in accordance with the Local Government (Approvals) Regulation 1999 and in accordance with *WBC Guidelines for Engineering Works*.
17. The applicant is to ensure that the water service to each lot is contained entirely within the boundary of the individual lot serviced. Any alterations that are necessary are to be at the applicants cost. The applicant is to arrange an inspection with Central Tablelands Water to ensure each property has a separate water supply within their respective boundaries.

18. Water services are to be provided to each allotment prior to the issue of the Subdivision Certificate. All costs are to be met by the applicant.
19. The construction of sewer mains is to occur, such that there is a separate and distinct sewer connection wholly within the boundary of each proposed residential lot, in accordance with the Local Government (Approvals) Regulation 1999 and in accordance with *WBC Guidelines for Engineering Works*. *Note: The developer is to construct a 150 mm sewer riser at each property junction; each riser is to be constructed so that riser cap finishes 150 mm above the finished surface level of each allotment created.*
20. The developer is to relocate any utility services if required, at the developer's cost.
21. The rural address number must be displayed at the entrance of the property in a prominent position that is visible from the road, within fourteen (14) days of the number plate(s) being provided by Council.
22. The location of each eligible entrance shall be established and a number allocated, based upon measurements taken by the Principal Certifying Authority, which will be in accordance with Standard AS/NZS 4819:2003.

**18) NETWASTE STRATEGIC RECYCLING PLAN (2018 – 2023)**

**Department:** Planning and Environmental Services

**Author:** Senior Environmental Services Officer

**CSP Link:** 5. The Natural Environment

**File No:** GO.ME.2

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**Recommendation:**

That Council endorses the NetWaste Strategic Recycling Plan (2018 – 2023).

**Reason for Report:**

The purpose of this report is to seek Council endorsement of the NetWaste Strategic Recycling Plan (2018-2023)

**Report:**

The NetWaste Group of Councils, following the introduction of the Recycling Relief fund by the NSW Environmental Protection Agency has proceeded to regionally prepare a Strategic Recycling Plan.

Blayney Shire Council in conjunction with 8 member NetWaste Councils and consultants Wright Corporate Strategy have created a Regional Strategic Recycling Plan. The plan outlines actions that will be taken by the NetWaste Councils to continue household dry recycling services, manage the downturn in dry recycling commodity prices and expand markets for the recycled materials and products.

This plan has been created as a requirement of the NSW Governments Recycling Relief Fund. The Recycling Relief Fund is a \$47 million support package established by the NSW Environmental Protection Agency in response to China's National Sword Policy.

The Recycling Relief Fund is a temporary funding program which covers a portion of price rises for up to four months over the period 1 March 2018 to 31 August 2018 and is directly associated with kerbside household recycling services to ensure the ongoing and uninterrupted delivery of kerbside and drop-off recycling services.

The strategic plan was created with the vision "to deliver on-going, sustainable dry recycling services for our region". To achieve this vision, the NetWaste project team identified 5 key short, medium and long term actions including:

- Achieve greater regional independence and adaptability through a more unified approach;
- Assist and support development of greater processing capabilities and product reuse;
- Ensure financial viability of dry recycling services;

- Provide higher quality, less contaminated products and materials for recycling;
- Develop greater community ownership and understanding of sustainable dry recycling.

**Risk/Policy/Legislation Considerations:**

Should Council not endorse the Strategic Recycling Plan, Council will not be eligible for \$11,325 received under the NSW Environmental Protection Authority Recycling Relief Fund program.

**Budget Implications:**

Council was successful in obtaining \$11,325 under the NSW Environmental Protection Authority Recycling Relief Fund to assist in implementation of the 5 action areas and 19 specific actions.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

1 Strategic Recycling Plan (2018 - 2023)

38 Pages



**19) REPORT OF THE CENTROC BOARD AND CENTRAL NSW JOINT ORGANISATION MEETING HELD 23 AUGUST 2018**

**Department:** Executive Services

**Author:** Mayor

**CSP Link:** 2. Local Governance and Finance

**File No:** GR.LR.3

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**Recommendation:**

That the Mayoral Report from the Centroc Board and Central NSW joint Organisation Meeting held 23 August 2018 at Parliament House Canberra be received and noted.

**Reason for Report:**

To provide Council with the Mayors delegate report on the Centroc Board and Central NSW Joint Organisation meetings.

**Report:**

The Centroc and Central NSW Joint Organisation Board meetings were held at Parliament House Canberra 23 August 2018. By 12.00pm news had spread that Parliament had dissolved for the day and was adjourned until 10 September which meant members were not able to go to question time.

The Board met with the Hon Michael McCormack, Deputy Prime Minister and Member for the Riverina who was official host for the day. The Board were grateful to hear from him first hand given the unusual circumstances at Parliament that day. The Deputy Prime Minister was thanked for his commitment to the funding for the Newell Highway. The Board spoke further about the drought and he suggested the region keep coming Canberra with their solutions to help in the growing crisis. He and his staff were thanked for their support over the day especially given the circumstances.

The Board also heard from the then Minister for Social Services, the Hon Dan Tehan. The Board put forward some suggestions on ways to help communities through the Drought which the Minister asked to be sent through.

Member for Calare, the Hon Mr Andrew Gee addressed the Board, following conversations on drought and the work of Water Infrastructure and further achievements by Centroc.

The Chair Cr John Medcalf and Mr Jock Carter led a round table with the Central West Transport Taskforce. The Taskforce attendees included Mr Ken Gillespie, Mr Don Murray, Michael Kneipp, Nicholas White, Phil Anderson, Nicholas Berry and Diane Sucur. The Board had a robust discussion on priorities in rail lines, freight, corridors, heavy vehicles and public transport.

The Taskforce will provide the key discussion items summarised from the meeting for distribution.

Also in attendance at the Board meeting was Chair of RDACW, Ms Christine Weston, Ms Jayne Humphries Senior Project Officer at Department of Premier and Cabinet (NSW) and Ms Karen Purser, Council Engagement Manager, Office of Local Government.

Following this session, the Central NSW Joint Organisation meeting was held. Where a significant amount of the meeting was procedural, the Chair reported on a meeting of the Chairs of Joint Organisations in Sydney. It was very clear that the State is seeking advice on regional priorities with the Premier and various Ministers addressing this collective of regional Chairs. It was agreed to give consideration to a potential collaborative approach and to support this the Board resolved that a one page document on priorities requested from the Chairs of Joint Organisations for member feedback be circulated.

**Transport Infrastructure** – The Centroc Board continue advocating regarding the need for a safe swift link between Central NSW and Western Sydney.

**Water Infrastructure** - A verbal update from Meredith Macpherson Water Utilities Alliance Program Manager was provided. Including an update on the strategies and actions for the CWUA Strategic Business Plan review to be undertaken as part of the Joint Organisation strategic process.

The Board resolved that Advocacy for water for our region in this catastrophic drought is to be ramped up. This includes the work through the Drought Subcommittee that are to meet again early September.

It was resolved that a media release be developed for members for the greater water security and potentially revisit the cases like raising the wall at Wyangala as an urgent step. The Chair and Executive will nominate a representative to LGNSW for their Water Subcommittee.

**Health** – The Board resolved to review the Beyond the Range, program and build broader health skills for the region. The Board will seek advice from Health Councils on this matter.

**Regional Development** – A verbal update was given to the Board from the Chair of RDACW Christine Weston.

**JO Report** - The Chair gave an update on the recent joint meeting of Joint Organisations held in Sydney the week beforehand. Where the general feedback was the Office of Local Government have been working well with the JOs.

**Tourism** – The Board resolved to resubmit the application for the Building Better Regions Fund.

Included in the briefing material to Ministers was the Southern Lights Project, where significant effort is being undertaken across Southern NSW on a collaborative project to deliver LED with smart controls street lighting leveraging State and Federal funding where possible.

The Board resolved to write to the Minister for Environment and Energy, now the Hon Angus Taylor, as well as The Hon Michael McCormack regarding the support for small load metering for streetlighting.

**Financial** – The Board noted the 2017/2018 budget result of a cumulative anticipated surplus of \$197,881. It was agreed that Tourism funds remaining at 30 June 2018 estimated at \$96,223 be reserved for that project.

All activities through Centroc and the Central NSW Joint Organisation are progressing well.

**Risk/Policy/Legislation Considerations:**

Nil

**Budget Implications:**

Nil

**Enclosures (following report)**

- |   |   |         |
|---|---|---------|
| 1 | Centroc Board Meeting Minutes - 23/08/2018                  | 5 Pages |
| 2 | Central NSW Joint Organisation Meeting Minutes - 23/08/2018 | 3 Pages |

**Attachments (separate document)**

Nil



**Confirmation of Minutes of the Board Meeting 23 August 2018 held at Parliament House Canberra  
Board Delegates in bold**

<b>Cr G Hanger</b>	Bathurst Regional Council	<b>Cr M Liebich</b>	Weddin Shire Council
<b>Mr D Sherley</b>	Bathurst Regional Council	<b>Mr G Carroll</b>	Weddin Shire Council
<b>Cr S Ferguson</b>	Blayney Shire Council	Ms C Weston	RDA Central West
<b>Ms R Ryan</b>	Blayney Shire Council	Mr J Carter	DPC
<b>Cr D Somerville</b>	Central Tablelands Water	Mr K Gillespie	DPC
<b>Mr G Rhodes</b>	Central Tablelands Water	Mr D Murray	DPC
<b>Cr B West</b>	Cowra Council	Mr N Berry	DPC
<b>Mr P Devery</b>	Cowra Council	Mr N White	DPC
<b>Cr G Miller</b>	Forbes Shire Council	Mr M Kneipp	DPC
<b>Mr S Loane</b>	Forbes Shire Council	Mr P Anderson	DPC
<b>Cr J Medcalf</b>	Lachlan Shire Council	Ms D Sucur	DPC
<b>Mr G Tory</b>	Lachlan Shire Council	Mr J Humphreys	DPC
<b>Cr S Lesslie</b>	Lithgow City Council	Ms K Purser	OLG
<b>Mr A Muir</b>	Lithgow City Council	Ms J Bennett	Centroc
<b>Cr K Sajowitz</b>	Oberon Council	Ms Meredith Macpherson	Centroc
<b>Mr G Wallace</b>	Oberon Council	Ms Kate Barker	Centroc
<b>Mr M Burdack</b>	Orange City Council	Ms Carolyn Griffin	Centroc
<b>Cr K Keith</b>	Parkes Shire Council	Ms Verity Page	Centroc

**1. Welcome By Chair John Medcalf 9.30am**

**The Honourable Dan Tehan Minister for Social Services  
9.30am -9.54am**

**Andrew Gee  
9.54am – 10.07am**

**Deputy Prime Minister Michael McCormack  
10.07am- 10.10am**

**The Centroc Board meeting was opened at 10.15am by Chair Cr J Medcalf**

**2. Apologies**

Cr R Kidd, Cr K Beatty, Mr S Harding, Mr K Boyd, Mr G Styles, Mr G Faulkner, Cr B McCormack,  
Mr J Bell, Cr B Ingram, Mr D Aber, Ms J Andrews, Mr A Albury

<b>Resolved</b>	<b>Cr M Liebich/Cr B West</b>
That the apologies for the Centroc Board meeting 23 August 2018 listed above be accepted.	

**3. Minutes**

**3a Noting of the Minutes of the GMAC Meeting 26 July 2018**

<b>Resolved</b>	<b>Mr D Sherley/Mr P Devery</b>
That the Minutes of the Centroc GMAC Meeting 26 July held in Orange be noted.	

**3b Confirmation of the Minutes of the Board Meeting 24 May 2018 at Parliament House**

<b>Resolved</b>	<b>Cr B West/Mr D Sherley</b>
That the Minutes of the Centroc Board Meeting 24 May 2018 held at Parliament House be confirmed.	

**3c Noting of the Minutes of the Inaugural Central NSW Joint Organisation meeting 24 May 2018 held at Parliament House Sydney**

<b>Resolved</b>	<b>Cr S Ferguson/Cr K Keith</b>
That the Minutes of the Inaugural Central NSW Joint Organisation meeting 24 May 2018 held at Parliament House be noted.	

**3d Noting of the Minutes of the Special Meeting 26 July 2018 at Orange**

<b>Resolved</b>	<b>Mr D Sherley/Cr S Ferguson</b>
That the Minutes of the Centroc Special Meeting 26 July 2018 held at Orange be noted.	

**3e Noting of the Minutes of the Centroc Executive Meeting 26 July 2018 at Orange**

<b>Resolved</b>	<b>Mr D Sherley/Cr B West</b>
That the Minutes of the Centroc Executive Meeting 26 July 2018 held at Orange be noted.	

**4a. Business Arising from the Minutes – Matters in Progress**

<b>Resolved</b>	<b>Mr D Sherley/Cr G Miller</b>
That the Board note the Matters in Progress, making deletions as suggested.	

**5 Correspondence****5a Correspondence In**

<b>Resolved</b>	<b>Mr D Sherley/Cr B West</b>
That the Board note the incoming correspondence.	

**5b Correspondence Out**

<b>Resolved</b>	<b>Cr K Keith/Mr D Sherley</b>
That the Board note the outgoing correspondence.	

**6 Reports****6a Transport Infrastructure including Bells Line of Road**

<b>Resolved</b>	<b>Cr K Keith/Cr G Miller</b>
That the Board note the Transport Infrastructure Report.	

**Deputy Prime Minister Michael McCormack returned 10.27am-10.41am**



10.41am-10.45am Dr John McVeigh Policy Advisor Mr Bruce McVells addressed the Board

Meeting adjourned 10.45am

Meeting resumed 11.10am

**6b Water Infrastructure Report**

<b>Resolved</b>	<b>Cr D Somerville/Cr M Liebich</b>
That the Board note the Water Infrastructure report; and	
<ol style="list-style-type: none"> <li>1. Endorse the submission to the National Health and Medical Research Council on the Draft revised Chapter 5 Microbial Quality of Drinking Water and Technical Appendix; and</li> <li>2. Note the strategies and actions for the CWUA Strategic Business Plan review with a further report and review to be undertaken as part of the Joint Organisation strategic process;</li> <li>3. Ramp up advocacy for water for our region in this catastrophic drought;</li> <li>4. Develop a media release for members for the greater water security and potentially revisit the cases like raising the wall at Wyangala as an urgent step; and</li> <li>5. Chair and Executive to nominate a representative to LGNSW for their Water Subcommittee.</li> </ol>	

**6c Health Report**

<b>Resolved</b>	<b>Mr G Carroll/Cr B West</b>
That the Board note the Health Report; and	
<ol style="list-style-type: none"> <li>1. Review the Beyond the Range project from a broader health skills perspective;</li> <li>2. Seek advice from Health Councils in this regard; and</li> <li>3. Receive a report on skills and course profiles for growing our own health workforce in Central NSW.</li> </ol>	

**6d Regional Development**

<b>Resolved</b>	<b>Cr B West/Mr D Sherley</b>
That the Board note the Regional Development Report; and	
<ol style="list-style-type: none"> <li>1. Note that de-identified advice from the digital assessment process through RDA Central West will inform advocacy to various stakeholders with regard to the need for investment in the region;</li> <li>2. Commend to members they             <ol style="list-style-type: none"> <li>a. Give permission to Centroc and RDA Central West to use the Digital Assessments to provide advice to Mobile Network Operators, key agencies and elected officials to build the case for the need for investment in their LGAs;</li> <li>b. Take up the opportunities provided by RDA Central West to negotiate with Mobile Network Operators to improve telecommunications as identified in the RDA Central West Digital assessment process.</li> </ol> </li> <li>3. Write to the Office Local Government seeking agreement on a suitable timeframe for Joint Organisation strategic work.</li> </ol>	

**6e JO Report**

<b>Resolved</b>	<b>Mr D Sherley/Cr K Keith</b>
That the Board note the Joint Organisation Report.	



**6f Planning Report**

<b>Resolved</b>	<b>Mr D Sherley/Cr G Miller</b>
That the Board note the Planning Report and endorse the submission to the Central West & Orana Sport and Active Recreation Plan 2018 -2023	

**Taskforce Central West Transport Taskforce members arrived**

**Meeting adjourned 11.45am**

**Lithgow City Council left the meeting**

**12.30pm Central Taskforce Discussion Chaired by Mr Jock Carter and Cr John Medcalf**

**Key actions from the discussions will be circulated to Members for feedback**

**Taskforce Central West Transport Taskforce members departed**

**Meeting resumed at 2.00pm**

**6g Tourism Report**

<b>Resolved</b>	<b>Ms R Ryan/Cr G Miller</b>
That the Board note the Tourism Report and resubmit a funding application under Building Better Regions Fund.	

**6h Operational Report**

<b>Resolved</b>	<b>Mr D Sherley/Mr P Devery</b>
That the Board note the Operational report and write to the Minister for Environment and Energy, The Hon Josh Frydenberg as well as The Hon Michael McCormack regarding the support for small load metering for streetlighting.	

**6i Financial report**

<b>Resolved</b>	<b>Mr D Sherley/Mr S Loane</b>
That the Board note the Financial Report and;	
<ol style="list-style-type: none"> <li>1. gives permission for the audited accounts to be signed under the auspices of the Treasurer if the final result after the audit does not differ greatly from figures presented in the report;</li> <li>2. that Tourism funds remaining at 30 June 2018 estimated at \$96,223 be reserved for that project; and</li> <li>3. note the 2017/2018 budget result of a cumulative anticipated surplus of \$197,881.</li> </ol>	

**7. Late Reports - Nil**

**8. Other Matters**

<b>Resolved</b>	<b>Cr B West/Mr D Sherley</b>
That the next Board meeting is to be held in Oberon.	



9. The Member for Riverina, The Hon Michael McCormack and his staff were thanked for the ongoing support hosting the Centroc Board at Parliament House.

10. Speakers to the next meeting

11. Next Meetings

25 October 2018 – GMAC

25 October 2018 – Executive

22 November 2018 –Board

The General Meeting of the Board closed at 2.05 pm





**Minutes of the Central NSW Joint Organisation meeting 23 August 2018 Parliament House**

**Present Members (in Bold)**

<b>Cr G Hanger</b>	Bathurst Regional Council	<b>Cr J Medcalf</b>	Lachlan Shire Council
<b>Cr S Ferguson</b>	Blayney Shire Council	<b>Cr K Sajowitz</b>	Oberon Council
<b>Cr B West</b>	Cowra Council	<b>Cr K Keith</b>	Parkes Shire Council
<b>Cr G Miller</b>	Forbes Shire Council	<b>Cr M Liebich</b>	Weddin Shire Council

**Attendees**

Mr G Tory	Lachlan Shire Council	Lt G K Gillespie	DPC
Mr D Sherley	Bathurst Regional Council	Mr D Murray	DPC
Ms R Ryan	Blayney Shire Council	Mr N White	DPC
Mr P Devery	Cowra Council	Mr N Berry	DPC
Mr S Loane	Forbes Shire Council	Ms J Humphreys	DPC
Mr G Wallace	Oberon Council	Ms K Purser	OLG
Mr M Burdack	Orange City Council	Ms J Bennett	Centroc
Mr G Carroll	Weddin Shire Council	Ms M Macpherson	Centroc
Cr D Somerville	CTW	Ms K Barker	Centroc
Mr G Rhodes	CTW	Ms C Griffin	Centroc
Ms C Weston	RDACW	Ms V Page	Centroc

**Meeting opened 2.05pm, Chaired by Chair Cr John Medcalf**

1. **Apologies** -Cr R Kidd, Cr K Beatty, Mr K Boyd, Mr G Styles, Mr S Harding, Mr A Albury, Ms J Andrews

<b>Resolved</b>	<b>Cr K Keith/Cr B West</b>
That the apologies for the Central NSW Joint Organisation Board meeting 23 August 2018 listed above be accepted.	

2. **Confirmation of the Minutes of the Inaugural Central NSW Joint Organisation meeting 24 May 2018 Preston Stanley Room Parliament House Sydney**

<b>Resolved</b>	<b>Cr K Keith/Cr S Ferguson</b>
That the Central NSW Joint Organisation Board note the Minutes of the Inaugural Central NSW Joint Organisation meeting 24 May 2018 Preston Stanley Room Parliament House Sydney	

3. **Business Arising from the Minutes – Matters in Progress**

<b>Resolved</b>	<b>Cr B West/Cr G Miller</b>
That the Central NSW Joint Organisation Board note the Matters in Progress, making deletions as suggested.	

4. **Central NSW Joint Organisation Draft Charter**

<b>Resolved</b>	<b>Cr G Hanger / Cr K Sajowitz</b>
That the Board note the report on the Central NSW Joint Organisation Charter and	
1. adopt the Draft Charter for the Central NSW Joint Organisation amending:	



<p>a capitation fee <del>(based on the number of ordinary rate assessments issued by each Member Council).</del> to a capitation fee (based on ABS population data by LGA and reviewed each census)</p> <ol style="list-style-type: none"> <li>2. place the Charter on the Central NSW Joint Organisation website and</li> <li>3. receive a report comparing fee structures using ordinary rate assessments and ABS population data.</li> </ol>
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**Amendment to item 4.**

**4. Central NSW Joint Organisation Draft Charter**

<b>Resolved</b>	<b>Cr B West/Cr G Miller</b>
<p>That the Board note the report on the Central NSW Joint Organisation Charter and</p> <ol style="list-style-type: none"> <li>1. adopt the Draft Charter for the Central NSW Joint Organisation</li> <li>2. place the Charter on the Central NSW Joint Organisation website; and</li> <li>3. receive a report comparing fee structures using ordinary rate assessments and ABS population data.</li> </ol>	

The amendment became the motion.  
The motion was put and carried.

**5. Payment of Expenses and the Provision of Facilities to Board Members Policy**

<b>Resolved</b>	<b>Cr K Keith/Cr S Ferguson</b>
<p>That the Board adopt the draft policy for the payment of expenses and the provision of facilities to Board members and the Chairperson.</p>	

**6. Code of Meeting Practice**

<b>Resolved</b>	<b>Cr B West/Cr G Miller</b>
<p>That the Board Adopt the draft Code of Meeting Practice</p>	

**7. Central NSW Joint Organisation Draft Budget and Statement of Revenue Policy 2018-2019**

<b>Resolved</b>	<b>Cr K Keith/Cr G Hanger</b>
<p>That the Board note the Report on the Central NSW Joint Organisation Draft Budget and Statement of Revenue Policy 2018-2019.</p>	

Ms J Bennett declared a pecuniary interest in the matter as it related to her employment and left the room. Centroc staff (M Macpherson, K Barker, C Griffin, V Page) also left the room.

**8. Appointment of Executive Officer for CNSWJO**

<b>Resolved</b>	<b>Cr B West/Cr G Miller</b>
<p>That subject to final ratification by the Board of the appointment, the Chairperson be delegated the authority to finalise the appointment of the Executive Officer, including remuneration. The Chairperson will consult with the Interview Panel as to the final recommendation.</p>	

Ms J Bennett and Centroc staff returned to the room.



**9. Administration Update**

<b>Resolved</b>	<b>Cr G Miller/Cr G Hanger</b>
That the Board note the timeline for the implementation of the JO; and The Executive Officer circulate a one page document on priorities requested from the Chairs of Joint Organisations for member feedback.	

**Next meeting of the Joint Organisation is 22 November 2018**

**Meeting closed 2.26pm**

**20) QUESTIONS WITH NOTICE****Author:** Councillor Reynolds Bruce Reynolds**File No:** PR.MA.1

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Cr Reynolds has submitted the following Questions on Notice pertaining to Redmond Oval - Fence and Underground Water Tank.

**Question:**

Could the General Manager update the Council on the construction of the fence at Redmond Oval? Has a final design been developed and what is the time frame before construction is expected to be completed?

**Response:**

The Fence at Redmond Oval is part of a group of Recreation Ground Refurbishment Projects which includes the construction of the new Community Shelter and covered events/gathering area at Mandurama Recreation Ground and the new perimeter fence at Newbridge Showground.

This group of projects is scheduled for completion by 30 April 2019.

Following the advice from Council's Heritage Advisor, Council staff have been working with the Millthorpe Village Committee as to the design concept for the Redmond Oval Fence, which is now finalised. The fence will be a black painted timber frame and galvanised mesh design similar to that in front of the Millthorpe Primary School.

Council would have noted crews onsite in June/July, installing new storm water and gutter works at the northern end to address a hidden water meter and concrete culvert. There is more necessary landscaping and drainage works of the Playground to be completed before the fence project commences.

The demolition and removal of the existing fence will not proceed unless the installation is guaranteed to be completed by the Millthorpe Markets, in early December. Should this be the case, works will commence over the summer school holiday period.

**Question:**

Could the General Manager or Director update the Council on the ongoing issue with the faulty underground water tank at Redmond Oval? What actions are being taken to complete the repairs to the tank and remove the unsightly bunting which has been surrounding the tank for more than 12 months?

**Response:**

This is a complex issue and many consultants of various professions have been engaged at the expense of the Contractor to identify a satisfactory solution.

This project therefore remains in progress, and until the rectification works is agreed to by both Council, specialist Engineers and the Contractor, the safety barrier must remain in place.

Both Council and Contractor are committed to ensuring the best long term outcome is achieved in the rectification works. The Redmond Oval Committee appreciate this unfortunate time delay, as do the Millthorpe Primary School. Whilst there are mechanisms within the contract that would enable Council to take over the works, this has risks and as long as the Contractor continues to demonstrate a willingness to resolve the issue, this mechanism will not be imposed.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**Matters to be dealt with in closed committee**

In accordance with the Local Government Act (1993) and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

**21) LAND ACQUISITION FOR ROAD RE-ALIGNMENT SOUTHERN CADIA ACCESS ROUTE**

*This matter is considered to be confidential under Section 10A(2) (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

**22) LAND ACQUISITION FOR ROAD RE-ALIGNMENT SOUTHERN CADIA ACCESS ROUTE**

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**23) LAND ACQUISITION FOR ROAD RE-ALIGNMENT SOUTHERN CADIA ACCESS ROUTE**

*This matter is considered to be confidential under Section 10A(2) (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*