



**CONFIRMED**

# **MINUTES**

# **ORDINARY MEETING**

Held

**8 August 2018**

At

**Shire of Dardanup  
ADMINISTRATION CENTRE EATON  
1 Council Drive - EATON**

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*CONFIRMED MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD 8 AUGUST 2018*

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## COUNCIL ROLE

Advocacy	When Council advocates on its own behalf or on behalf of its community to another level of government / body /agency.
Executive/Strategic	The substantial direction setting and oversight role of the Council eg. Adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
Legislative	Includes adopting local laws, town planning schemes and policies.
Review	When Council reviews decisions made by Officers.
Quasi-Judicial	<p>When Council determines an application/matter that directly affects a person's rights and interests. The Judicial character arises from the obligations to abide by the principles of natural justice.</p> <p>Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg: under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.</p>

## DISCLAIMER

"Any statement, comment or decision made at a Council or Committee meeting regarding any application for an approval, consent or licence, including a resolution of approval, is not effective as an approval of any application and must not be relied upon as such.

Any person or entity that has an application before the Shire must obtain, and should only rely on, written notice of the Shire's decision and any conditions attaching to the decision, and cannot treat as an approval anything said or done at a Council or Committee meeting.

Any advice provided by an employee of the Shire on the operation of a written law, or the performance of a function by the Shire, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as a legal advice or representation by the Shire. Any advice on a matter of law, or anything sought to be relied upon as a representation by the Shire should be sought in writing and should make clear the purpose of the request."

## SHIRE OF DARDANUP

### MINUTES FOR THE SHIRE OF DARDANUP ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 8 AUGUST 2018, AT SHIRE OF DARDANUP – EATON ADMINISTRATION CENTRE, COMMENCING AT 5.00PM.

#### 1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member, Cr. P S Robinson declared the meeting open, welcomed those in attendance and referred to the Disclaimer, Acknowledgement of Country, Emergency Procedure and the Affirmation of Civic Duty and Responsibility on behalf of Councillors and Officers:

##### *Acknowledgement of Country*

*The Shire of Dardanup wishes to acknowledge that this meeting is being held on the traditional lands of the Noongar people. In doing this, we recognise and respect their continuing culture and the contribution they make to the life of this region by recognising the strength, resilience and capacity of Wardandi people in this land.*

##### *Affirmation of Civic Duty and Responsibility*

*Councillors and Officers of the Shire of Dardanup collectively declare that we will duly, faithfully, honestly and with integrity fulfil the duties of our respective office and positions for all the people in the district according to the best of our judgement and ability. We will observe the Shire's Code of Conduct and Standing Orders to ensure efficient, effective and orderly decision making within this forum.*

##### *Emergency Procedure*

*In the event of an emergency, please follow the instructions of the Chairperson who will direct you to the safest exit route. Once outside, please proceed to the Assembly Area points located to the western side of the front office car park near the skate park and gazebo where we will meet (and complete a roll call).*

#### 2 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED

##### 2.1 Attendance

Cr. Peter Robinson	-	Deputy Shire President (Chairman)
Cr. Carmel Boyce	-	Elected Member
Cr. Tyrrell Gardiner	-	Elected Member

Cr. Luke Davies	-	Elected Member
Cr. James Lee	-	Elected Member [entered the room 5.02pm]
Cr. Janice Dow	-	Elected Member
Cr. Patricia Perks	-	Elected Member
Mr Mark Chester	-	Chief Executive Officer
Mr Phil Anastasakis	-	Director Corporate & Community Services
Mr Luke Botica	-	Director Engineering & Development Services
Mrs Gaylene Godfrey	-	PA to Chief Executive Officer & Shire President
Mr Steve Potter	-	Manager Development Services
Mr Mick Saunders	-	Manager Assets
Ms Lee Holben	-	Manager Community Services
Mrs Natalie Hopkins	-	Manager Financial Services

## 2.2 Apologies

Cr. M T Bennett – Leave of Absence [228-18]

### **3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

None.

### **4 PUBLIC QUESTION TIME**

None.

### **5 APPLICATIONS FOR LEAVE OF ABSENCE**

#### **COUNCIL RESOLUTION**

252-18      MOVED - Cr. L Davies                      SECONDED - Cr. P R Perks

**THAT Cr. C N Boyce be granted leave of absence for the meeting of 19 September 2018.**

CARRIED  
7/0

**6 PETITIONS/DEPUTATIONS/PRESENTATIONS**

None.

**7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

7.1 Ordinary Meeting Held 18 July 2018

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

253-18 MOVED - Cr. T G Gardiner SECONDED - Cr. C N Boyce

**THAT the Minutes of the Ordinary Meeting of Council held on 18 July 2018, be confirmed as true and correct subject to no corrections.**

CARRIED  
7/0

7.2 Special Meeting Held 26 July 2018

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

254-18 MOVED - Cr. T G Gardiner SECONDED - Cr. P R Perks

**THAT the Minutes of the Special Meeting of Council held on 26 July 2018, be confirmed as true and correct subject to no corrections.**

CARRIED  
7/0

**8 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION**

8.1 2018 WA Local Government Convention

*Deputy Shire President, Cr. P S Robinson advised the meeting that five councillors and the Chief Executive Officer attended the 2018 WA Local Government Convention held in Perth 1-3 August 2018. He especially found the South West Native Title Settlement and Local Government session to be very interesting and thought it was important for ratepayers to know through the minutes that the Shire is getting value out of the Convention.*

*Cr. C N Boyce went on the field trip to the City of Cockburn Landfill, Community Drop-off Facility, Household Hazardous Waste Facility, Resource Recover Workshop and Reuse Shop Tour. She is interested to see how it compares to the Cleanaway site when councillors do their site tour on Friday.*

*Cr. C N Boyce found the Australian Tax Office stall particularly interesting. She advised that local governments can apply to have access to Australian Business Register data with the ability to filter information. She will forward the application form through to staff.*

*Cr. P R Perks went on the field trip of the White Gum Valley Estate and was impressed with the way they were dealing with their stormwater and creating a lovely, picturesque area in the process. She advised there is a lot of data collection and collaboration going on that may be useful for Wanju. She also attended the Getting Professional Performance from Non-Professionals which talked about being self aware and watching how we communicate verbally and non-verbally with other people. Stated that it's important to invest in personal development to offer value to our ratepayers.*

*Cr. T G Gardiner found Anh Do and Billie Jordan interesting. Particularly Billie Jordan's perspective in relation to senior citizens.*

<b>9 ANNOUNCEMENTS OF MATTERS FOR WHICH MEETING MAY BE CLOSED</b>
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None.

<b>10 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN</b>
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None.

<b>11 DECLARATION OF INTEREST</b>
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*Discussion:*

*The Chairman, Deputy Shire President, Cr. P S Robinson asked Councillors and staff if there were any Declarations of Interest to be made.*

*There were no Declarations of Interest made.*



## 12 REPORTS OF OFFICERS AND COMMITTEES

- 12.1 Title: ITEM WITHDRAWN - Proposed Amendment 199 to Town Planning Scheme No. 3 and Associated Proposed Structure Plan – Lot 383 Padbury Road, Dardanup West (Graham Houghton on behalf of Mr A. Pantlin)

Reporting Department: Engineering & Development Services  
Reporting Officer: Suzanne Occhipinti - Senior Planning Officer  
Legislation: Planning and Development Act 2005

### Discussion:

The Chairman, Deputy Shire President, Cr. P S Robinson referred to the Chief Executive Officer's Personal Assistant's email advising that the item be deferred to enable the applicant, with their consultant, to consider options for the lot layout. The item will go to the 29 August 2018 meeting to comply with WAPC deadlines.

### Overview

Further to public advertising, Council is requested to consider a proposed structure plan over Lot 383 Padbury Road, Dardanup and a corresponding scheme amendment (Amendment 199) to rezone the property from "General Farming" to "Small Holding" zone. Officers recommend that Council advises the Western Australian Planning Commission that it supports the proposed structure plan, subject to modifications, and Amendment 199.

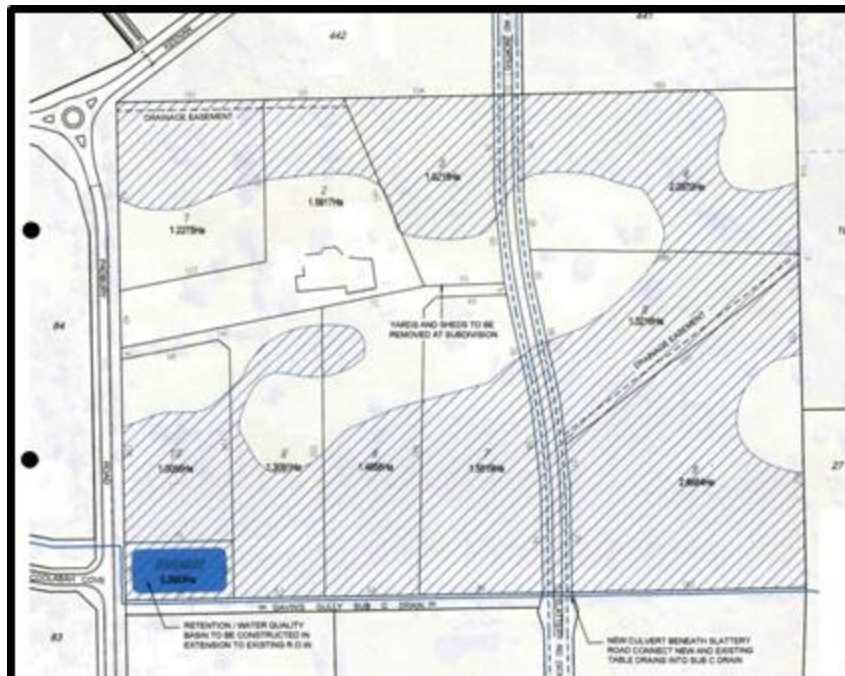
### Location Plan –



### Site Plan –



Proposed Lot Layout –



Note: Cross Hatched Areas are 'Building Exclusion Areas' (See Appendix ORD: 12.1A)

Background -

At its meeting held 13 December 2017, Council resolved to initiate standard Amendment 199 to the Shire of Dardanup Town Planning Scheme No.3 (TPS3), which proposes the following modifications:

- a) Rezoning Lot 383 Padbury Road, Dardanup West from 'General Farming' zone to 'Small Holding' zone;
- b) Amending Local Planning Scheme No. 3 scheme map to identify Lot 383 Padbury Road, Dardanup West as 'Small Holding' zone as per the Scheme Amendment map; and

- c) Including Lot 383 Padbury Road, Dardanup West into Area No. 14 of Appendix VIII of TPS No. 3, Additional Requirements – Small Holding Zone.

In addition to the proposed Scheme Amendment, a proposed Structure Plan over Lot 383 was simultaneously submitted, identifying 10 'Small Holding' lots ranging in area from 1ha to 2.8ha. A local road connecting two existing culs-de-sac of Slattery Way (north and south) is proposed to service the lots, along with the existing Padbury Road to the west of the site. Environmental constraints, including a high water table in certain areas and the presence of Bushfire Prone Vegetation on neighbouring land, has significantly influenced the proposed lot layout. A copy of the proposed Structure Plan is provided in (Appendix ORD: 12.1A).

- *Advertising*

Pursuant to Council's resolution, Amendment 199 was referred to the Environmental Protection Authority (EPA), which advised that the amendment was not required to be assessed under the *Environmental Protection Act 1986*, and that it was not necessary for the authority to provide any advice or recommendations (Appendix ORD: 12.1B).

Both the proposed amendment and Structure Plan were concurrently advertised in accordance with the *Planning and Development (Local Planning Scheme) Regulations 2015* (Regulations).

The advertising involved the following:

- Public Notice placed in the South Western Times on 25 January 2018;
- Public Notice placed on site for the duration of the advertising period;
- Public Notice displayed on the Shire's website for the duration of the advertising period;
- Letters sent to surrounding landowners; and
- Letters sent to the following agencies:
  - Western Power;
  - Water Corporation;
  - Department of Health;
  - Department of Planning, Lands and Heritage (Department of Aboriginal Affairs; Department of Lands);
  - Department of Fire and Emergency Services;
  - Department of Mines, Industry Regulation and Safety;
  - Department of Primary Industries and Regional Development (Department of Agriculture and Food);
  - Department of Biodiversity, Conservation and Attractions;
  - Harvey Water;
  - Aqwest;
  - Department of Water and Environmental Regulation; and
  - Western Australian Planning Commission.

In response to the advertising, 17 submissions (including eight public submissions) were received. Copies of each are provided in (Appendix ORD: 12.1C).

It is noted that subject to the advertising period, the applicant submitted an 'Addendum' to address some of the concerns raised, particularly those raised by the

Department of Fire and Emergency Services (DFES) and Department of Water and Environmental Regulation (DWER) (Appendix ORD: 12.1D). This information is summarised in a separate table further in the report.

The submissions are summarised in the below Schedule of Submissions:

	Submitter	Submitter Comment	Officer Comment
1.	Water Corporation	<p>Comment.</p> <p>Notes that reticulated water and sewerage services are not currently available to the subject land.</p>	<p>Noted. TPS3 requires the landowner to install a sufficient rainwater tank or bore to provide potable water.</p> <p>TPS3 requires disposal of effluent to be via alternative effluent disposal systems to the specifications and satisfaction of the Local Government and the Department of Health, which will be included as a condition at the subdivision stage as per the recommended modified provisions on the Structure Plan.</p>
		<p>Advises that the subject area falls within the Gavin's Gully Main Drain catchment in the Collie River Drainage District, a rural drainage system.</p>	<p>Noted.</p>
		<p>Advises that developments within this catchment are required to contain the flows from one in one hundred year storm event on site.</p>	<p>Noted. TPS3 requires an Urban Water Management Plan (UWMP) to be prepared prior to subdivision (to be submitted with subdivision application). This requirement will be included as a recommended modification on the Structure Plan.</p>
		<p>Advises that discharge to the Water Corporation drains must be compensated to pre-development levels.</p>	<p>Noted, as above.</p>
		<p>Advises that the developer of this land should be advised to liaise with the Water Corporation at the preliminary planning stage to determine detailed planning requirements as this area could be prone to future flooding.</p>	<p>Noted. This can be included as part of Council's resolution.</p> <p>TPS3 requires an Urban Water Management Plan (UWMP) to be prepared prior to subdivision (to be submitted with subdivision application). This requirement will be included as a recommended modification on the Structure Plan.</p>

	Submitter	Submitter Comment	Officer Comment
			<p>A condition of subdivision will require the endorsed UWMP to be implemented to the satisfaction of the Local Government and the Department of Water.</p> <p>The proposed Local Structure Plan shows clearly defined building exclusion areas that are susceptible to seasonal water logging and inundation.</p>
		<p>Advises that at the time of development the developer may be required to provide calculations from a consulting engineer to demonstrate, to the satisfaction of the Water Corporation, that the runoff from the development has been restricted to pre-development levels.</p>	<p>Noted – this will form a component of the Urban Water Management Plan (UWMP) to be prepared prior to subdivision (to be submitted with subdivision application) by a suitably qualified practitioner and assessed at the subdivision stage.</p>
		<p>Notes that to determine the flood level the developer should contact the Department of Water regarding the Drainage and Water Management Plan which includes this subject area.</p>	<p>Noted – the application was referred to the Department of Water &amp; Environmental Regulation (DWER) and their comments are addressed further in the report.</p>
2.	Western Australian Planning Commission (WAPC) / Department of Planning, Lands & Heritage (DPLH)	<p>Comment:</p> <p>Advises that the WAPC/DPLH will be required to formally consider this matter following Council's assessment, and in doing so will need to have regard to:</p>	Noted.
		<p>i. The recommendation of the Council (including the proposal's suitability and any recommended modifications); and</p>	Noted.
		<p>ii. Any issues raised during the advertising period (i.e. from the public and government agency submissions).</p>	Noted.
		<p>Advises that given that the above matters are currently unknown; it would be premature for the Department to provide comment at this time, as this could potentially prejudice the WAPC's consideration of the proposal.</p>	Noted.
3.	Department of Primary Industries	No Objection.	

	Submitter	Submitter Comment	Officer Comment
	and Regional Development (DPIRD)	Advises that DPIRD does not object to the rezoning of the above mentioned lot as this area has been previously identified for this purpose in the WAPC endorsed ' <i>Crooked Brook / West Dardanup Structure Plan</i> '.	Noted.
4.	Department of Health (DoH)	<p>Comment.</p> <p>Advises that the proposed development is required to be in accordance with the draft <i>Country Sewerage Policy</i>.</p> <p>Advises that the amendment should require that all developments are to have access to sufficient supply of potable water that is of the quality specified under the <i>Australian Drinking Water Quality Guidelines 2004</i>.</p>	<p>Prior to developing any lot, approval will need to be granted by the Shire of Dardanup and the Department of Health (if necessary) for the installation of an alternative effluent disposal system.</p> <p>TPS3 requires the landowner to install a sufficient rainwater tank or bore to provide potable water.</p>
		Advises that approval is required for any on-site waste water treatment process.	Prior to developing any lot, approval will need to be granted by the Shire of Dardanup and the Department of Health (if necessary) for the installation of an alternative effluent disposal system.
5.	Harvey Water	No Objection.	Noted.
6.	Department of Fire and Emergency Services (DFES)	<p>Comment.</p> <p><b>Siting &amp; Design</b> – Assessment (A2.1) – not demonstrated:</p> <p>Notes that the Structure Plan map dated 26 October 2017 included within the scheme amendment report identifies ten proposed lots, and the BMP identifies eleven proposed lots on a '<i>Proposed Subdivision</i>' plan (Figure 5 page 10) – clarification is required.</p> <p>Advises that the Structure Plan map dated 26 October 2017 identifies significant areas susceptible to seasonal waterlogging and inundation and unsuitable for development. These areas are identified as '<i>building exclusion areas</i>'.</p>	<p>The Addendum submitted confirms the proposal is for 10 lots.</p> <p>Noted.</p>

	Submitter	Submitter Comment	Officer Comment
		<p>Advises that the BMP does not identify Asset Protection Zones or more broadly, the 'developable areas' within each proposed lot. Developable areas are those areas in which a building can be built, and include areas of BAL-29 and below. This should also include other site constraints, such as scheme setbacks and in this instance, areas outside of the 'building exclusion areas'.</p>	<p>The BAL contour map submitted with the Addendum shows building exclusion zones, the required setbacks under TPS3, aerial photography and the BAL contours.</p> <p>The Structure Plan in the addendum also shows building exclusion zones. This results in clearly defined developable areas for each lot. It is recommended a modification to the Structure Plan and BMP be required to clearly identify developable areas for each lot including:</p> <ul style="list-style-type: none"> <li>• Building Exclusion Areas;</li> <li>• TPS3 boundary setbacks; and</li> <li>• Areas subject to a rating of BAL-29 and above.</li> </ul>
		<p>Action:</p> <p>It is recommended that all figures in the BMP are updated to reflect the correct Structure Plan as necessary. Figure 10 of the BMP also needs to reflect the 'building exclusion areas' and overlay areas of BAL 29 or below.</p>	<p>Noted, as above.</p>
		<p><b>Vehicular Access</b> – Assessment (A3.4) – not demonstrated.</p>	<p><b>Vehicular Access:</b></p>
		<p>Advises that in bushfire prone areas, lots with battle-axe access legs should be avoided because they often do not provide two-way access and egress for residents and may be easily blocked by falling trees or debris during a bushfire event.</p>	<p>The BAL Contour map in the Addendum proposes battleaxe legs be widened to 10m to allow for two cars to pass, however this has not been shown on the Addendum's Structure Plan itself.</p> <p>Officers considers the two battleaxe legs proposed to Lots 7 and 9 are acceptable as they are only reasonably short in length (49 and 68m).</p> <p>It is recommended that Council require a modification to the Structure Plan, which states that, as a condition of subdivision, all battleaxe legs are to be widened to 10m and are to contain a minimum 6m</p>

	Submitter	Submitter Comment	Officer Comment
			wide, formed driveway.
		DFES recommends the Structure Plan may be modified to ensure through-access thereby avoiding the need for battle-axe lots.	Noted, however officers consider the widening of the battleaxe legs will adequately address DFES concerns.
		Action:  It is requested that justification is provided for non-compliance or modify the Structure Plan accordingly.	Noted.  Officers considers the two battleaxe legs proposed are acceptable as they are only reasonably short in length (49m and 68m) and are proposed to be widened to 10m to enable two vehicles to pass.
		<b>Water – Assessment (A4.2)</b> – not demonstrated.	
		Advises that the BMP at 6.2.4 details the requirement for a dedicated 50,000 litre water tank supply.	Noted.
		The BMP details that 'Council have instructed that the water tank is to be provided at the West Dardanup fire brigade station located on Garvey Road'.	Council's Engineering Department has confirmed that the Dardanup West Bushfire Brigade site has provision for two additional 50,000L tanks to be installed at this site and is the preferred site due to its central location and suitable access.  The Shire's Chief Bush Fire Control Officer (CBFCO) has also advised that he is satisfied with locating the tank at the station as proposed.
		The BMP also details that this location exceeds the maximum two-kilometre distance as required by the Guidelines.	It is acknowledged that 'Acceptable Solution - 4.2' of SPP3.7 indicates a maximum of a 2km distance between the water supply and the furthest house site of a subdivision (furthest property is approximately 2.7km from the Dardanup West BFB).  The Shire's preference has previously been to co-locate water tanks for developments in this area at the Dardanup West BFB which has good road access to the development area and



	Submitter	Submitter Comment	Officer Comment
			<p>sufficient area to provide for the tanks and emergency vehicle movements.</p> <p>The proposed location has been deemed acceptable by the Director Engineering and Development Services and the Shire's CBFCO.</p>
		<p>Action(s):</p> <p>It is requested that justification is provided from the local government for the location of the water tank or modify the location accordingly.</p>	Noted. As above.
		Notes that DFES has assessed the BMP for the proposed scheme amendment and associated Structure Plan, and has identified a number of issues that need to be addressed prior to the support of the proposal.	The issues raised are considered to have been addressed by the applicant through the submitted Addendum to the Structure Plan.
		Notes that it is recommended that the proposal be deferred pending the required modifications outlined in the table above.	Officers believe the areas of concern have been adequately addressed and a recommendation from the Shire can be provided to the WAPC accordingly.
7.	Aboriginal Heritage Directorate (AHD) of the Department of Planning, Lands and Heritage (DPLH)	<p>Comment.</p> <p>1. Advises they have reviewed the Register of Sites and Objects and advises there are no Aboriginal sites within the area of the proposal.</p>	Noted.
		2. Recommends that developers undertaking activities within the proposal area take into consideration the DPLH's Aboriginal Heritage Due Diligence Guidelines when planning specific developments. Notes that these guidelines have been developed to assist proponents to identify any risks to Aboriginal heritage and to mitigate risk where heritage sites may be present.	Noted.
8.	Department of Water and Environmental Regulation (DWER)	<p>Comment:</p> <p>1. The amendment is to rezone Lot 383 Padbury Road,</p>	Noted.

	Submitter	Submitter Comment	Officer Comment
		Dardanup West from General Farming zone to Small Holding zone to allow for the subdivision and development of 10 rural residential lots.	
		2. The purpose of the Structure Plan is to facilitate the subdivision and development of the land for rural residential lots (~1-3ha).	Noted.
		3. The proposal is part of the larger Dardanup West / Crooked Brook Structure Plan area.	Noted.
		4. A main feature of this development is the construction of Slattery Way that runs in a North /South direction, that separates the development into east and west portions.	Noted.
		5. The subject land is over a 'Multiple Use' palusplain wetland and subject to localised seasonal flooding.	Noted.
		6. It is noted from the Stormwater Management Plan in the Structure Plan report that the Gavin's Gully Sub C Drain is owned by the Water Corporation, to which this development is proposed to drain into and eventually flows into the Preston River about 2km downstream.	Noted, however officers have confirmed that there is currently no management order over Gavin's Gully Sub C Drain and therefore it is not 'owned' by the Water Corporation. It is the expectation of the Director Engineering and Development Services that the Shire will take over the management of this asset at the time of subdivision.
		7. Due to the increased runoff from impervious surfaces (with the land use change) with the slow and limited stormwater flow rate of Gavin's Gully (that was designed to accept flows from agricultural land use only), the Structure Plan proposes to construct a detention basin to mitigate against the increased flows and volumes.	Noted.
		8. The proposal is within the Bunbury Groundwater Area as proclaimed under the <i>Rights in Water and Irrigation Act 1914</i> .	Noted.
		9. The proposal is located within a non-proclaimed area for	Noted.

	Submitter	Submitter Comment	Officer Comment
		surface water under the <i>Rights in Water and Irrigation Act 1914</i> .	
		10. In view of the above situation, the Department identifies the following risks:	
		Risk of contamination of groundwater if there is insufficient vertical separation of onsite sewage disposal systems to groundwater or the soils PRI is insufficiently amended.	<p>The proposed Local Structure Plan includes a notation requiring a Section 70A notification be placed on the certificates of title for all lots at subdivision stage requiring a vertical separation of at least 500mm from the base of the irrigation area of an Alternative Effluent Treatment System and the highest known water table. The use of alternative effluent disposal systems in the locality will also address nutrient retention.</p> <p>Effluent disposal systems may need to be raised to achieve the required groundwater separation, through the installation of sand pads or similar, which is commonplace in the Dardanup West locality.</p>
		Potential of surface water contamination if the onsite sewerage disposal system is within an area subject to inundation or is located too close to a drainage system.	<p>Appendix VIII Area No.14 in TPS3 requires effluent disposal systems to be located a minimum of 50m from any watercourse or wetland, and this is achieved through a notation on the Structure Plan which indicates a condition of subdivision approval will prohibit effluent disposal systems being located within the Building Exclusion Areas.</p> <p>TPS3 also requires a site and soil evaluation for each lot to be undertaken at the subdivision stage to determine an appropriate onsite domestic waste water treatment system and its location, to meet health and environmental objectives to the satisfaction of the Local Government and Department of Health.</p>
		The Stormwater Management Plan information (in the Structure Plan report) states that the 1:100 flood level is estimated at 18.6m AHD (where Sub C Drain enters the main	TPS3 requires an Urban Water Management Plan (UWMP) to be prepared prior to subdivision (to be submitted with subdivision application). This requirement will be

	Submitter	Submitter Comment	Officer Comment
		<p>gully), but no details have been provided as to how the estimation was made. It may therefore be possible that the finished floor level could be insufficient posing a flooding risk.</p>	<p>included as a recommended modification on the Structure Plan.</p> <p>The UWMP will need to demonstrate there will be no increase to pre-development flows and will indicate appropriate finished floor levels for construction.</p> <p>A condition of subdivision will require the endorsed UWMP to be implemented to the satisfaction of the Local Government and the Department of Water.</p>
		<p>Management of surface water from lots and roadside drainage into the Water Corporation owned Gavin's Gully; noting that Water Corporation may not be willing to accept additional discharge.</p>	<p>Noted, however officers have confirmed that there is currently no management order over Gavin's Gully Sub C Drain and therefore it is not 'owned' by the Water Corporation. It is the expectation of the Director Engineering and Development Services that the Shire will take over the management of this asset at the time of subdivision.</p>
		<p>As the agricultural drains are to remain in private ownership (proposed Lots 7-11) and if these are to continue to perform a drainage function, there is a risk that this infrastructure may not be managed appropriately or to a sufficient standard that may cause drainage issues.</p>	<p>There is no longer a 'Lot 11' proposed.</p> <p>It is appropriate to require easements to be created at subdivision stage over the drainage channels in Lots 1, 5, 7, 8, 9 and 10 to ensure they are kept clean and efficient.</p> <p>It is recommended an additional notation be included on the Local Structure Plan requiring as a condition of subdivision approval that easements be established over Lots 7-10 in the location of the existing agricultural drain.</p>
		<p>In the absence of 'whole of catchment information', there is a stormwater management risk that the infrastructure (i.e. culvert beneath Slattery Road, drainage easements and detention basin) proposed in the Structure Plan may not be of a sufficient capacity to attenuate</p>	<p>Applicant will need to ascertain flows from adjacent development to ensure culvert pipe proposed under Slattery Road is of sufficient size to cater for any increased runoff.</p> <p>The Urban Water Management Plan will determine the</p>

	Submitter	Submitter Comment	Officer Comment
		increased flows from adjacent development resulting in increased flooding risk.	suitability of the proposed measures and culverts etc. are of a suitable capacity.
		To mitigate against the above risks, the Department provides the following advice:	
		The Shire should satisfy itself that estimated flood levels have been assessed to a sufficiently rigorous level to ensure that building finished floor levels can be adequately set against flooding.	The UWMP will need to be prepared by a suitably qualified consultant and will need to identify the extent of fill and finished floor level requirements.
		The Building Exclusion Area, drainage easements and drains (as identified in the Structure Plan) should also exclude on-site sewage disposal areas, noting that in accordance with section 6.2.2 of the Government Sewerage Policy (Nov 2017), an on-site sewage disposal system is not to be located within 100 metres of a drainage system (that discharges directly into a waterway) and any area subject to inundation and/or flooding in a 10 per cent Annual Exceedance Probability (AEP) rainfall event.	All development (including alternative effluent disposal systems) is not permitted in the identified Building Exclusion Areas.
		More details should be provided regarding the sizing and capacity of the detention basin (including drainage easements and culvert); in the view of ensuring sufficient capacity to service the Structure Plan area, and also future adjacent developments.	This will need to be addressed in the UWMP, to be prepared and assessed at the subdivision application stage.
		Agreement from the Water Corporation would be required to ensure that the additional flows into Gavin's Gully (from the Structure Plan area and future adjacent developments) would be acceptable, noting the need for management/maintenance.	There are currently no management orders over Gavin's Gully Sub C Drain. However, Council has historically spent funds maintaining the drain, and therefore the Director Engineering and Development Services has advised it is likely that Council will accept management of it in the future.
		<p><b>Recommendations:</b></p> <p>Additional detail should be provided in the Structure Plan</p>	TPS3 requires an Urban Water Management Plan (UWMP) to be prepared prior to

	Submitter	Submitter Comment	Officer Comment
		<p>supporting information (i.e. Stormwater Management Plan) to mitigate against the above risks.</p>	<p>subdivision (to be submitted with subdivision application). This requirement will be included as a recommended modification on the Structure Plan.</p> <p>A condition of subdivision will require the endorsed UWMP to be implemented to the satisfaction of the Local Government and the Department of Water.</p>
		<p>The Shire commissions a drainage and groundwater study over the entire Crooked Brook/Dardanup West Structure Plan to:</p>	<p>“Shire officers are investigating the possibility of undertaking a drainage assessment of this locality in light of resourcing and budget implications.”</p>
		<p>a) Investigate the need for drainage upgrades as outlined in the Hydrological Review of the Crooked Brook Structure (JDA 2005), and</p>	<p>“Shire officers are investigating the possibility of undertaking a drainage assessment of this locality in light of resourcing and budget implications.”</p>
		<p>b) Develop a more rigorous understanding of the groundwater regime to enable on-site effluent system applications to be appropriately assessed.</p>	<p>“Shire officers are investigating the possibility of undertaking a drainage assessment of this locality in light of resourcing and budget implications.”</p>
		<p>Further comment (23 March 2018):</p> <p>Advice has been provided as per the email below for the next portion of TPS3 Area no.14 Dardanup West / Crooked Brook Structure Plan – Lot 383 Padbury Road, Dardanup West.</p>	<p>Noted. This comment refers to the advice provided on 7 March 2018, which has been discussed above.</p>
		<p>Assessing and providing good advice on these small incremental stages of Area No. 14 is problematic. There are constraints predominately related to drainage (seasonal inundation and flood) and high groundwater (affecting on-site domestic waste water systems) but the applications are of a scale that makes it hard to justify application of BUWM (Better Urban Water Management), which is a requirement in Appendix VIII of the TPS 3 at sub-division stage.</p>	<p>TPS3 requires an Urban Water Management Plan (UWMP) to be prepared prior to subdivision (to be submitted with subdivision application). This requirement will be included as a recommended modification on the Structure Plan.</p> <p>A condition of subdivision will require the endorsed UWMP to be implemented to the satisfaction of the Local Government and the Department of Water.</p>
		<p>In most instances the Department will recommend a</p>	<p>“Shire officers are investigating the possibility of undertaking a</p>

	Submitter	Submitter Comment	Officer Comment
		<p>drainage and groundwater management plan should be developed to support a Structure Plan in this area and of these scales. However, to avoid cumulative impacts, a management plan should be done for the entire remaining undeveloped portion of Area 14, noting that approximately half of the entire area is yet to be developed. A similar message was provided in the attached previous email for Lot 503 Garvey Road, Dardanup West.</p>	<p>drainage assessment of this locality in light of resourcing and budget implications.”</p>
		<p>Consideration is needed of the potential cumulative impact of on-site domestic waste water systems, which is raised as a consideration in the Draft Government Sewerage Policy (WAPC 2016). Noting the area lies within the Lower Ferguson and Lower Preston sub-catchments of the Leschenault Estuary water quality improvement plan (DoW 2013), which are both recovery catchments for which there is recommended to be no increase in TN or TP inputs. It is worth noting that previous discussions regarding the issue of on-site domestic waste water systems have occurred with shire EHOs.</p>	<p>As indicated in structure plan, Alternative Effluent Treatment Systems will be required as a condition of subdivision, which include nutrient retention capabilities.</p>
		<p>It is noted that DWER's previous response omitted to detail that this area is a sewage sensitive area in accordance with the Draft Government Sewerage Policy (WAPC 2016) and as such secondary treatment systems are required to be used (e.g. Anaerobic Treatment Units). As a condition of subdivision, a notification, pursuant to Section 70A of the 'Transfer of Land Act 1893' should be placed on the certificate(s) of title of the proposed lot(s). The notification should state:</p> <p><i>“A reticulated sewerage service is not available to the lot(s). As such, an on-site secondary treatment and disposal system for sewage, which includes</i></p>	<p>As above.</p>

	Submitter	Submitter Comment	Officer Comment
		<i>nutrient removal, will be required. Therefore, the developable area of the lot is reduced. There are ongoing landowner obligations to ensure that the treatment and disposal system is regularly maintained in accordance with relevant health regulations. Contact the local government for further information."</i>	
9.	Department of Biodiversity, Conservation and Attractions (DBCA)	<p>No Comment.</p> <p>1. Advises that the Department of Biodiversity, Conservation and Attractions' Parks and Wildlife Service South West Region has no comment on the above proposal.</p> <p>2. Notes that it is considered that the proposal and any potential environmental impacts will be appropriately addressed through the existing planning framework.</p>	Noted.
10	Kevin and Sue Burkett  44 Slattery Way	<p>Objection.</p> <p>1. Advises that, we Kevin and Sue Burkett totally object to the rezoning and dividing into small holdings and the construction of the Slattery Way through road.</p>	Noted.
		<p>2. Notes that when purchasing this house at 44 Slattery Way in 2014, we investigated and contacted the Shire and asked if the road was to be extended from the end of the cul-de-sac. We were advised it was never going to happen.</p>	<p>Officers are unaware of the basis for this comment as the Dardanup West/Crooked Brook Structure Plan (DWCBSPP) was endorsed in 2007 by the WAPC, which as a result has provided strategic support for a future road in this location, and for rezoning of the subject lot to 'Small Holding', for 11 years.</p> <p>The Dardanup West/Crooked Brook Structure Plan (DWCBSPP, 2007) states that it is "an indicative framework for future development, detailed planning, which will formalise development proposals, which will be undertaken at the rezoning and subdivision</p>



	Submitter	Submitter Comment	Officer Comment
		<p>3. Notes that last year – 2017 we contacted the Shire to ask if there were any plans to allow sub-dividing of properties into smaller holding and we were advised that there were no plans.</p>	<p>stage”.</p> <p>The DWCBSP shows indicatively the extension of Slattery Way towards the north as “proposed other roads (indicative)”. The location of the indicative road on that plan is consistent with the location and extent of the proposed road on the proposed Local Structure Plan.</p> <p>Officers are unaware of the basis for this comment as the Dardanup West/Crooked Brook Structure Plan (DWCBSP) was endorsed in 2007 by the WAPC, which as a result has provided strategic support for a future road in this location, and for rezoning of the subject lot to ‘Small Holding’, for 11 years.</p> <p>The DWCBSP also provides strategic support for future road connectivity from Slattery Way to Dardanup town site, along a future extension of Keenan Road.</p> <p>Much of this road linkage has not yet been approved, as local structure planning and rezoning of the lots to the east have not been applied for at this time.</p>
		<p>4. Advises that having no house or buildings adjacent to our property and the cul-de-sac was another reason we purchased our property.</p> <p>If this development proceeds we would have a building zone and houses directly in our view, higher traffic volumes, probable vehicles accessing the area that are already causing road problems, therefore destroying the relaxed walking access currently available. This will be creating a race track road in the area.</p>	<p>It is noted that due to the unsuitability of some of the subject land for development, there are ‘building exclusion areas’ between the developable areas of the proposed southern lots, and the existing dwellings on Slattery Way.</p> <p>This includes a strip of mature, native vegetation along the southern boundary of the subject land.</p> <p>The building exclusion areas will result in future dwellings being located over 200m from the objectors’ dwelling, whilst</p>

	Submitter	Submitter Comment	Officer Comment
			the nearest existing dwelling to the objectors is 65m away, and there are currently two other dwellings within 200m of the objectors' dwelling.
		5. Believes the opening of Slattery Way will increase traffic flow down Slattery Way and therefore the quietness and appeal for us which were one of our main reasons for purchasing 44 Slattery Way. This decision takes away our living situation choices and will now reduce the appeal and saleability of our investment if we choose to sell.	Noted. As discussed above.
		6. If this proceeds you have taken away the main reason for purchasing a home in a quiet area that does not have adjacent properties in our view. This will also de-value our property significantly.	Noted. However, as discussed above, the subject land has had strategic justification for 'Small Holding' type development since 2007.
		7. Queries where is the walkway reserve from Slattery Way through to Padbury Road gone? – this does not show on the map.	Council's Engineering Department has advised that when Slattery Way is made a through-road, a maintenance track alongside the drain will need to be kept to allow access to the drain, which will double as a walkway.
		8. Queries why isn't the Shire investing in the already struggling drainage system down Slattery Way, in particular along the front of our property, the cul-de-sac culvert and drain way, and the drain way and verges down the walkway from Slattery Way through to Padbury Way.  Surely upgrading these and other areas infrastructure such as drains, culverts, investing in verge and tree maintenance, road maintenance such as guide posts, signage and pot holes would maintain and improve the existing infrastructure.	The proposed Structure Plan indicates a new culvert under Slattery Way.  The developer will be required to upgrade the culvert and open drain between the existing southern Slattery Way cul-de-sac and Padbury Road, which will be dealt with at subdivision stage, with the detailed design informed by the Urban Water Management Plan.  Council's Engineering staff advise that the roadside drain along Slattery Way appears to perform adequately. There are a number of existing (old) guide posts on Slattery Way, however, Council can review and install additional guide posts where required.  Advice was sent to the objector advising of this, and

	Submitter	Submitter Comment	Officer Comment
		<p>9. Queries that if this development goes ahead, why can't the entry to the properties be from Padbury Road.</p> <p>The entry road from Padbury Road would provide a more direct access to the proposed properties and significantly reduce road construction costs?</p> <p>It would also appear that the road extension would require significant dollars to ensure that drainage would be effective as the area that has been identified on your map for the through road is deemed as a building exclusion due to waterlogging and inundation and unsuitable for development. This is on both sides of the proposed development area. Because of these reasons why would you consider the road construction here?</p>	<p>that the Shire is willing to attend to road, drain or tree maintenance issues.</p> <p>The developer will be required to install a suitably sized culvert under Slattery Way to cope with increased flow, as well as upgrading the drain between Slattery Way and Padbury Road.</p> <p>A detention basin upstream of Padbury Road will also assist with attenuating stormwater drainage which will also be dealt with at subdivision stage and informed by the UWMP.</p> <p>There is no requirement for the applicant to achieve access from Padbury Road.</p> <p>The connection of the two culs-de-sac are identified in the DWCBSP and therefore the access as proposed is considered appropriate, with the cost of all road and drainage upgrades to be borne by the applicant.</p>
		<p>10. Furthermore, the building envelope areas will be raised and therefore create further water run-off towards the already struggling drainage system at the end of the current Slattery Way cul-de-sac, which is supposed to then fall away into the walkway drain towards Padbury Road - which it doesn't because the drain and reserve have not been fenced.</p> <p>The cattle have therefore had free rein to enter the reserve</p>	<p>The UWMP to be provided at subdivision stage will need to demonstrate no increase to pre-development flows.</p> <p>Noted. Upgrades to drainage associated with the</p>

	Submitter	Submitter Comment	Officer Comment
		<p>and drain and have collapsed the walls of the drain, filling the drain with silt and soil and the fall has been partially reversed and the water does not flow away fast enough.</p> <p>It continues to backfill towards the cul-de-sac and encroaches on our property at the cul-de-sac corner and then fills the drain in front of our property.</p>	<p>development will be addressed at the subdivision stage.</p> <p>As above.</p>
		<p>11. This drain caused major flooding issues late 2017 that the Shire did not attend to in a satisfactory way or timeframe. Please advise why?</p>	<p>Council's Engineering Department believes the objectors are referring to very heavy rains in mid-August 2017 in which leaves etc. in restricted flow, blocked the culvert and water backed up and caused temporary minor inundation of the cul-de-sac and some very minor undermining around one of the headwalls.</p> <p>It may have been the case that the Engineering Department did not respond that weekend, as they were attending to a number of high priority flooding and flood damage in other areas, however later attended to clear out the open drain and remove exposed roots of some verge trees.</p>
11.	<p>GP &amp; VA Smith</p> <p>23 Slattery Way</p>	<p>Comment</p> <p>1. Notes that they are not against the lot development so much, but object to the planning of what will change what sign is posted as Slattery Road on the north side of the proposed lot development, to Slattery Way which is on the South side of the proposed development, in which on the plans will join up and become Slattery Road.</p>	<p>Even though the Structure Plan indicates the road will become 'Slattery Road' this will be formally dealt with at subdivision stage. Officers consider the road name of 'Slattery Way' should remain and apply to the entire road.</p>
		<p>2. Advises that they reside at 23 Slattery Way with their family and purchased this property in January 2009, after looking at several properties of this size at the time.</p> <p>States they chose 23 Slattery Way because of the fact it was a no through road and only had local traffic, after living in the central Bunbury area in a street</p>	<p>Noted.</p> <p>The through road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure</p>

	Submitter	Submitter Comment	Officer Comment
		that had a lot of unruly traffic and did not what to have the worry of raising two very young children in this area.	Plan (DWCBSBSP).
		3. Advises that what concerns them with this road change is that all the residents on the north east side of this development will now short cut through towards Garvey Road increasing the traffic volume of the Slattery Way.	Noted.
		4. Believes that with the property break ins that have happened in the Dardanup, Ferguson and surrounding areas over the last 24 months and still happening will make it easier for thieves to plan a better escape route being able to exit the street from either end once this road goes through, and after looking at shire plans of the area notice that there will be access from Harold Douglas Road, in the near future giving more access for these types.	Noted.
		5. Advises that the people of Slattery Way have banded together and take great notice of vehicles that use our street and have noticed our properties being cased out from time to time and place notifications on the Dardanup resident's page on Facebook which warns others in our area and also warns us with reports from others on the page.	Noted.
		6. Advises that there will also be the inconvenience of mail address changes from Slattery Way to Slattery Road, Slattery Way has been here for about 18 years from what I have heard from neighbours, why should we have the inconvenience of this having nine properties in our street to change address compared to 3 at the northern side.	Even though the Structure Plan indicates the road will become 'Slattery Road' this will be formally dealt with at subdivision stage. Officers consider the road name of 'Slattery Way' should possibly remain and apply to the entire road.
		7. Queries why the access for the proposed properties can't be gained from Padbury Road, through the centre of the proposed area, ending where Slattery Road is planned. (It could) have a right turn at	The through-road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSBSP).

	Submitter	Submitter Comment	Officer Comment
		property 4 and 5 and a cul-de-sac at property 5 and 6, creating a local traffic only for the 10 properties. (This would) keep traffic down (and) create a safer environment for future families with children like us, and I believe creating better property value because of this.	
12.	Amanda Farr  <i>14 Keenan Road</i>	<p>Objection</p> <p>1. Advises that they oppose the new development of 10 small new blocks.</p> <p>2. Advises that they bought in this small holdings zoned area for the lifestyle and we aren't really happy that we will suddenly acquire so many new neighbours on top of each other because the building envelopes in the smaller blocks are so small.</p>	<p>Noted.</p> <p>Due to the unsuitability of some of the subject land for development, the building exclusion areas will result in some separation between dwelling sites by default.</p> <p>However, even where the developable sites are close to one another, the distance between them is not dissimilar to the pattern of development existing in the southern part of Slattery Way.</p>
		<p>3. Believes that the traffic will also increase in our area which is a huge negative and just the overall 'feel' of the rural area will be indeed lost. This will have a big impact on the area so I hope all neighbours voices are heard and recognised.</p> <p>4. Notes that as a neighbour who is directly impacted, I wanted to voice my thoughts on this matter.</p>	<p>The through-road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/ Crooked Brook Structure Plan (DWCBSP).</p> <p>Noted.</p>
13.	Briony Thomson  <i>24 Slattery Way</i>	<p>Objection</p> <p>1. Notes that as a resident of Dardanup West, at 24 Slattery Way I, and my neighbours regard both with dismay and dread to learn at the proposal, not only to connect the 2 sections of Slattery Way/Slattery</p>	<p>The rezoning and through-road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSP).</p>

	Submitter	Submitter Comment	Officer Comment
		Road; but to also connect the two sections of Dardanup West via Keenan Road to Harold Douglas Drive.	
		2. Believes that this connection will allow more traffic to both now isolated communities, thereby largely negating the very reason for which the residents in Slattery Way chose to live, and enjoy our lives here.  This was constituted principally by our enjoyment of comparative peace and isolation from the masses and traffic of the city environment.	The through road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSP).  The DWCBSP was endorsed in 2007 by the WAPC, which as a result has provided strategic support for a future road in this location, and for rezoning of the lot to Small Holding Zone, for 11 years.
		3. Believes that this action will reduce the quality of our lifestyle, as do the placing of street lights which destroy the wonder of the night sky. Please allow the city dwellers to enjoy that part of society and leave us country folk to enjoy the peace and reality of nature.	Noted.
14.	Clyde & Nola Shawcross  <i>14 Slattery Way</i>	Objection:  1. Notes that we object to changing our address by renaming Slattery Way to Slattery Road. We have lived here for almost 12 years and may cause undue stress by us having to change our address. When we purchased the property there was no indication that Slattery Way would change and therefore made the property more attractive for purchase.  2. Notes that we object to making our quiet cul-de sac into a through road for hoons to use. We have friendly and observant neighbourhoods who keep watch out for each other's property and by making the road a main thoroughfare this would make life much more difficult to assess unwanted vehicles in the area.	Even though the Structure Plan indicates the road will become 'Slattery Road' this will be formally dealt with at subdivision stage. Officers consider the road name of 'Slattery Way' should possibly remain and apply to the entire road.  The through road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSP).
		3. We suggest that the road for the new subdivision come off Keenan Road to service lots 3, 4, 5 6, 7 & 8. By doing this Slattery Way would not have to be altered.	The through road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSP).

	Submitter	Submitter Comment	Officer Comment
15.	Glen, Norm & Lorraine Thuel  38 Slattery Way	<p>Objection</p> <p>1. Advises that we would like to petition against the proposed Slattery Way to Slattery Road North, due to the increase of traffic and noise in the area.</p> <p>2. Advises that in the 3 years we have lived in Slattery Way we have taken part in Neighbourhood Watch due to the increase of theft on our and many other properties which we fear will increase once again if the proposed thorough fare is to go ahead.</p> <p>3. Believes that all the proposed blocks in the Structure Plan would be easily accessed by continuation of Slattery Road north a short distance and cost to the Council will be minimal compared to the proposed plans.</p>	<p>The through road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSP).</p> <p>Noted.</p> <p>Noted.</p>
		4. Advises that a good percentage of the reason why we purchased this property was due to it being a cul-de-sac or no through road.	Noted.
16.	JL & LJ Hilder  18 Slattery Way	<p>Objection</p> <p>1. Advises that they are against the continuation of Slattery Way through to Slattery Road North as this will continue to cause a thoroughfare and increase road traffic and noise in this area.</p> <p>2. Advises that they have spent many years encouraging Rural Watch with the help of people in this area to ensure safety and welfare of all those in the area.</p> <p>3. Believes that this action would make it increasingly difficult to ensure the rural watch scheme would be affective.</p>	<p>The through road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSP).</p> <p>Noted.</p> <p>Noted.</p>
		4. Believes that all the proposed blocks of land in the Structure Plan could be accessed easily by the continuation of Slattery Road	Noted.



	Submitter	Submitter Comment	Officer Comment
		North a short distance with minimal cost as there is already provisions for 'Battle-axe' blocks in the plan.	
		5. Advises that when they and many of their neighbours purchased their land, it was due to Slattery Way being a cul-de-sac or no through road.	The through road has had broad strategic support since 2007, by way of the WAPC approved Dardanup West/Crooked Brook Structure Plan (DWCBSP).
17.	Will & Jasmine White  11 Padbury Road	Objection  1. Advises that they would like to submit their strong objection to the proposed amendment 199.  2. Advises that they purchased the adjoining land to the south in 1997 as a small holding or special zoned rural.  3. Advises that all blocks in the two Peppermint Ridge stages and the following Innisfail subdivision were minimum 5 acres – 2.02 hectares (their lot) – most were 2.08 to 2.5 or more. Notes that they purchased the property for the lifestyle – minimal housing and traffic, peace and quiet, livestock and space between residences.  4. Advises that the property was subject to Dardanup Council provisions including in brief:  a) Maintaining the rural character to the area including not removing existing trees;  b) Blocks under 2 hectares were limited to one residence only;  c) Blocks were not subject to any further subdivision – i.e. minimum 2 hectare lots were	Noted.  Noted.  Due to the building exclusion areas, the closest dwellings will be approximately 110m (Lot 9) and 140m (Lot 10) from the objectors' northern boundary.  It is noted that objectors presently have a dwelling approximately 110m to the east.  It is also noted that the boundaries of the objectors' lot are significantly planted with mature vegetation, such that it would provide some degree of visual screen to the north when combined with the existing vegetation on the subject lot.  Appendix VIII Area No. 14 in TPS3:  • prohibits the felling of vegetation other than for approved development works, fire management, or if the vegetation is dead, diseased or dangerous.  • requires that Council request that the WAPC impose a condition of subdivision requiring the

	Submitter	Submitter Comment	Officer Comment
		<p>maintained;</p> <p>d) Blocks of 2 hectares or more were limited to one dwelling only;</p> <p>e) Thirty trees to be planted by developer on each property.</p> <p>A large number of other provisions were included predominately to maintain a peaceful and rural lifestyle.</p>	<p>preparation and implementation of a tree planting programme;</p> <ul style="list-style-type: none"> <li>• prohibits the development of more than one dwelling on each new lot;</li> <li>• requires a minimum lot size of 1ha (with an average of 2ha), unless varied through an adopted Subdivision Guide Plan (Structure Plan).</li> </ul>
		<p>5. Advises that the new proposed subdivision opposes what they signed up for – they are all bar 2 less than 2 hectare lots. Majority are 1 hectare.</p> <p>There will be at a minimum four 1 hectare lots in a row to our northern boundary with all houses in such close proximity due to the topography that it will be akin to a town site street.</p>	<p>The proposed lot sizes comply with the requirements in Appendix VIII Area No.14 in TPS3, which requires that “The minimum lot size shall be 1 hectare, with an average of 2 hectares <i>unless varied through the adopted Subdivision Guide Plan</i>”.</p> <p>The proposed Structure Plan complies with the minimum lot size of 1ha and has an average lot size of 1.52ha, which is reasonably consistent with those elsewhere in Area 14 north of Keenan and Padbury Road and along Garvey Road.</p>
		<p>6. Notes that the water table in Dardanup is notoriously high and the rainfall here is higher than average.</p>	<p>Noted.</p>
		<p>7. Notes that they have strict building restrictions to cater for this including our pool needing to be 600mm above ground height with no option for a concrete pool due to the high water table. We have a drain next to the current bridal path that presently does not in any way cater for the current winter rainfall. It consistently floods.</p>	<p>Noted.</p>
		<p>8. Notes that the current owners have been unable to run cattle or cut hay in the southern side to their property due to the lake that is created every winter. As neighbours we have saved drowning wildlife caught in the water.</p>	<p>Noted.</p>
		<p>9. Notes that the Structure Plan map clearly shows</p>	<p>The ‘developable areas’ of the lots will be addressed in the</p>

	Submitter	Submitter Comment	Officer Comment
		<p>approximately 80% of the land is unable to be built on due to "seasonal water logging and inundation and unsuitable for development".</p> <p>Believes that in itself shows how completely impractical this subdivision is with only 20% of the land able to be utilized for any form of structure including homes, sheds, chook pens, stables, swimming pools, patios, etc. or habitation of livestock.</p>	<p>Officer Comment section of the report.</p> <p>TPS3 requires an Urban Water Management Plan (UWMP) to be prepared prior to subdivision (to be submitted with subdivision application). This requirement will be included as a recommended modification on the Structure Plan.</p> <p>A condition of subdivision will require the endorsed UWMP to be implemented to the satisfaction of the Local Government and the Department of Water.</p>
		<p>10. Notes that Dardanup West has a particular interest in homing of horses and the equestrian club exists within 5km of most properties.</p> <p>There is a high percentage of home owners and those looking to buy in this area who are equestrian oriented.</p> <p>The small blocks of land offered in this subdivision are unsuitable for stock due to the flooding of land.</p>	<p>TPS3 restricts the keeping of horses in this locality to one horse per hectare of land, which may result in one/two horses being permitted on the subject lots.</p>
		<p>11. Advises that the current owners have had the option to only run less than 20 head of cattle at any one time and move them accordingly or sell. That won't be possible with small lots with small building envelopes and no room to relocate animals.</p>	<p>Noted, as above.</p>
		<p>12. Please consider in relation to above point the property located on the corner of Kentucky Drive and Garvey Road in Dardanup West previously owned by D'agastinos.</p> <p>There was a manmade island on the block surrounded by a minimum of 6 months of the year a very large and quite deep lake/moat.</p> <p>Two small house paddocks were utilised for only 2 horses. The</p>	<p>Noted.</p> <p>Noted.</p>

	Submitter	Submitter Comment	Officer Comment
		<p>rest had to be agisted elsewhere due to loss of usable land.</p> <p>The new owners in an attempt to create flat land for their numerous horses when they purchased the land in summer flattened the island and redistributed the soil including trucking in soil. They also removed many trees by ring barking, felling or pushing over with large machinery.</p> <p>The result was the drains were overflowing on the road, the water pushed across into surrounding properties (particularly Scott's to the east), the whole paddock still flooded and the water backed up for kms in the surrounding drains.</p> <p>Their aim to create usable land for their horses had far reaching negative consequences.</p> <p>Clearly this is a possibility in the proposed sub - division - owners searching for usable land in their rural purchase that is just not feasible due to the size of the blocks and water issues.</p>	<p>Noted. Technically all development (which includes the importing of fill and removal of vegetation) in this locality requires development approval which officers will investigate further in response to the claims made.</p> <p>Noted, as above.</p> <p>Noted, as above.</p> <p>Appendix VIII Area No. 14 in TPS3, states that prior to subdivision approval, the subdivider is to submit an Urban Water Management Plan (UWMP) for assessment.</p> <p>Any development application to modify existing ground levels (other than for the construction of dwellings and associated outbuildings, effluent disposal systems etc), would be assessed to determine the potential impact on drainage and neighbouring landowners.</p>
		<p>13. Advises that they strongly object to the number/size of the blocks proposed.</p> <p>The proposal is impractical and goes against the shires own provisions that all current owners in proximity had to sign. We are happy to meet any council representative including on site to discuss in depth the impact of living, the lay of land and water we have witnessed in 20 years and the consequences of the proposed scheme.</p>	<p>Noted.</p> <p>Noted, however officers are unaware of what the submitter is referring to when they state the proposal 'goes against the shires own provisions that all current owners in proximity had to sign.'</p> <p>Officers consider the number and size of lots is acceptable, subject to some minor modifications as per the officer recommended resolution.</p>

*Subsequent to advertising, the applicant was provided with the concerns raised by DFES and DWER and submitted additional information, initially in a response prepared by Lushfire and subsequently in an Addendum to the Structure Plan:*

Submittor	Comment	Applicant's Comments:	Officer Response.
Department of Fire and Emergency Services (DFES)	<b>Siting &amp; Design</b> – Assessment (A2.1) – not demonstrated:		
	Notes that the Structure Plan map dated 26 October 2017 included within the scheme amendment report identifies 10 proposed lots, and the BMP identifies eleven proposed lots on a 'Proposed Subdivision' plan (Figure 5 page 10) – clarification is required.	<p><i>Lushfire Response:</i></p> <p>The BMP will be altered to reflect the latest version of the Structure Plan design and the building exclusion areas. These are already shown on the attached BAL Contour Map.</p> <p><i>Response in Addendum to Structure Plan:</i></p> <p>The Addendum to the Structure Plan and Scheme Amendment shows 10 lots.</p>	<p>Noted.</p> <p>Noted.</p>
	Advises that the Structure Plan map dated 26 October 2017 identifies significant areas susceptible to seasonal waterlogging and inundation and unsuitable for development. These areas are identified as 'building exclusion areas'.	No comment provided.	Noted.
	<p>Advises that the BMP does not identify Asset Protection Zones or more broadly, the 'developable areas' within each proposed lot.</p> <p>Developable areas are those areas in which a building can be built, and include areas of BAL-29 and below. This should also include other site constraints, such as scheme setbacks and in this instance, areas outside of the 'building exclusion areas'.</p>	<p><i>Response in Addendum to Structure Plan:</i></p> <p>Because the building area on Lot 5 did not give the lot owner much discretion about where they could site buildings, the area was increased by changing the boundary between Lots 4 and 5.</p> <p>The attached BAL Contour Plan shows the building exclusion areas and the minimum boundary setbacks provided for in the Planning Scheme, i.e. 20m front boundary; 10m side and rear boundaries.</p> <p>There are minor portions</p>	<p>Noted.</p> <p>Noted. Officers consider this should also be indicated on the Structure Plan.</p> <p>This specifically relates</p>

Submittor	Comment	Applicant's Comments:	Officer Response.
		<p>of lots which have a BAL-40 or BAL-FZ rating encroaching past these setbacks.</p> <p>However, any BAL assessment that results in a BAL 40 or FZ rating will then trigger a Development Application pursuant to Clause 78D of the Planning and Development (Local Planning Schemes) Regulations 2015.</p> <p>As part of this application local government can require the dwelling to be sited so as to achieve a BAL-29 rating.</p>	<p>to Lots 1, 2 and 10, however there is sufficient land rated BAL-29 or below which is suitable for development.</p> <p>Noted.</p> <p>Agreed.</p>
	<p><i>Action:</i></p> <p>It is recommended that all figures in the BMP are updated to reflect the correct Structure Plan as necessary. Figure 10 of the BMP also need to reflect the 'building exclusion areas' and overlay areas of BAL 29 or below.</p>	<p>Noted, as above.</p>	<p>Noted. Officers consider all exclusion areas (including TPS3 boundary setbacks) should also be indicated on the Structure Plan.</p>
	<p><b>Vehicular Access</b> – Assessment (A3.4) – not demonstrated</p>	<p><b>Vehicular Access:</b></p>	
	<p>Advises that in bushfire prone areas, lots with battle-axe access legs should be avoided because they often do not provide two-way access and egress for residents and may be easily blocked by falling trees or debris during a bushfire event.</p>	<p><i>Lush Fire Response:</i></p> <p>Noted. Provision A3.4 of the Guidelines state that Battle-axe access leg should be avoided in bushfire prone areas. Where no alternative exists, all of the design requirements are to be achieved (this will need to be demonstrated by the proponent).</p> <p>The only alternatives are to:</p> <p>a) Reorientate Lots 8 &amp; 9 to remove the battle axe leg;</p>	<p>Noted.</p>

Submittor	Comment	Applicant's Comments:	Officer Response.
		<p>b) Construct a road connection between Slattery Way and Padbury Road; or</p> <p>c) Construct a cul-de-sac which may have connecting emergency access way.</p> <p>Due to the building exclusion areas it is not feasible to re-orientate Lots 8 &amp; 9.</p> <p>Construction of a public road "seems to be overkill", especially as there are existing east-west connections provided by both Keenan Road and Slattery Way.</p> <p>DFES has stated that the concerns with a battle axe driveway are:</p> <p>d) They often do not provide two-way access and egress for residents;</p> <p>e) May be easily blocked by falling trees or debris during a bushfire event.</p> <p>Lushfire suggests that the battle axe leg be widened to 10m with the driveway having a 6m formed compacted gravel surface with 1m shoulder. This will then be as wide as a subdivision road and allow for vehicles to pass each other.</p> <p>An additional 1m on each side is then available for the provision of services and drainage.</p> <p>The Structure Plan can also then limit the planting of trees within proximity to the battle axe legs and if necessary the trees along the side of the existing driveway to Lot 2 can be removed.</p>	<p>Noted.</p> <p>Noted.</p> <p>Agreed.</p> <p>A connecting road between Slattery Way and Padbury Road is not considered necessary to access only Lots 8 &amp; 9.</p> <p>Officers are supportive of this approach.</p> <p>As above.</p> <p>Officers do not consider this necessary and consider that existing vegetation should be retained on Lot 2.</p>

Submittor	Comment	Applicant's Comments:	Officer Response.
		<p>Response in Addendum to Structure Plan:</p> <p>DFES concerns about the battle axe driveways will be addressed as follows.</p> <p>(a) The battle axe legs will be widened to 10m.</p> <p>(b) The driveways will be a 6m formed compacted gravel or limestone marl surface with 1m shoulders.</p> <p>(c) On either side of the battle axe leg boundaries no trees are to be planted and any shrubs planted are not to exceed 2m in height. All existing vegetation that does not comply with these specifications is to be removed.</p>	<p>Noted.</p> <p>Noted.</p> <p>Officers do not consider this to be necessary and consider that all existing vegetation should be retained in accordance with Scheme provisions.</p>
	DFES recommends the Structure Plan may be modified to ensure through-access thereby avoiding the need for battle-axe lots.	<p>Response in Addendum to Structure Plan:</p> <p>The suggestion of the Dept. that a road take the place of the battle axe legs is considered unnecessary. There are more than enough east-west roads in this locality. The Shire do not want a road. The above measures satisfy the concerns of the Dept.</p>	Supported.
	<p><i>Action:</i></p> <p>It is requested that justification is provided for non-compliance or modify the Structure Plan accordingly.</p>		Officers consider the measures proposed adequately address the concerns of DFES.
	<b>Water – Assessment (A4.2) – not demonstrated</b>	<b>Water Tank:</b>	
	Advises that the BMP at 6.2.4 details the requirement for a dedicated 50,000 litre water tank supply.	<p><i>Lush Fire Response:</i></p> <p>A 50,000 litre water tank is required for the subdivision, and the issue is where it will be located.</p>	Noted.



Submittor	Comment	Applicant's Comments:	Officer Response.
	The BMP details that 'Council have instructed that the water tank is to be provided at the West Dardanup fire brigade station located on Garvey Road'.	<p><i>Lushfire Response:</i></p> <p>To comply with the Guidelines, it should be located within the subdivision on a separate reserve.</p> <p>The size of the reserve depends on whether a truck turnaround is included or whether a road side parking bay is used for filling.</p>	<p>Noted.</p> <p>Noted.</p>
	The BMP also details that this location exceeds the maximum two-kilometre distance as required by the Guidelines.	<p><i>Lushfire Response:</i></p> <p>Lushfire acknowledges Council's desire to co-ordinate the tanks in one location, however the furthest lot will be more than 2kms distance by road.</p> <p>This is a broader strategic issue for Council to address with the Department of Planning, Lands and Heritage, as Council is not bound by the Bushfire Protection Criteria.</p>	<p>Officers preference is to centralise the tanks with existing tanks at Dardanup West BFB rather than creating a new reserve with a single tank on it.</p> <p>This approach is supported by the Shire's Chief Bushfire Control Officer (CBFCO).</p>
	<p><i>Action(s):</i></p> <p>1. It is requested that justification is provided from the local government for the location of the water tank or modify the location accordingly.</p>	<p><i>Lushfire Response:</i></p> <p>Lushfire suggests that the BMP and Structure Plan show the tank site within the subject land, with a footnote stating that Council will further consider this as part of an overall strategic provision of water supplies in the area.</p> <p>Response in Addendum to Structure Plan:</p> <p>The location of a tank site is a strategic issue between the Shire and DFES.</p> <p>If it is finally resolved to have a site on Lot 383, the proponent will designate an agreed site on the Slattery Road extension. The size of the</p>	<p>Shire officers recommend a modification be made to the Structure Plan and BMP, requiring the provision of a water tank at the Dardanup West BFB.</p> <p>Noted.</p> <p>As above.</p>

Submittor	Comment	Applicant's Comments:	Officer Response.
		site and the reserve description will need to be determined.	
	<p><i>Comments:</i></p> <p>Notes that DFES has assessed the BMP for the proposed scheme amendment and associated Structure Plan, and has identified a number of issues that need to be addressed prior to the support of the proposal.</p>	No comment provided.	Officers consider the concerns of DFES have been adequately addressed.
	Notes that it is recommended that the proposal be deferred pending the required modifications outlined in the table above.		Council has three options and can only support the proposal (with or without modifications), or recommend to the WAPC that it be refused. Council does not have the option of deferring the proposal due to statutory timeframes.
Department of Water and Environmental Regulation (DWER)	<i>Comment:</i>		
	<p>Risk Mitigation:</p> <p>To mitigate against the above risks, the Department provides the following advice:</p> <ul style="list-style-type: none"> <li>The Shire should satisfy itself that estimated flood levels have been assessed to a sufficiently rigorous level to ensure that building finished floor levels can be adequately set against flooding.</li> </ul> <p>The Building Exclusion Area,</p>	<p><i>Response in Addendum to Structure Plan:</i></p> <p>The only issue to be addressed in the Structure Plan is dot point two in 'Risk mitigation', the eastern drainage easement.</p> <p>All the other issues are ones that are dealt with in the development stage between the Shire Engineering Dept. and the Consultant Engineer and by the Shire Building Dept.</p>	Appendix VIII of the TPS3 requires that an UWMP be provided at subdivision stage which will deal with drainage issues and identify required finished floor levels.

Submittor	Comment	Applicant's Comments:	Officer Response.
	<p>drainage easements and drains (as identified in the Structure Plan) should also exclude on-site sewage disposal areas, noting that in accordance with section 6.2.2 of the Government Sewerage Policy (Nov 2017), an on-site sewage disposal system is not to be located within 100 metres of a drainage system (that discharges directly into a waterway) and any area subject to inundation and/or flooding in a 10 per cent Annual Exceedance Probability (AEP) rainfall event.</p> <p>More details should be provided regarding the sizing and capacity of the detention basin (including drainage easements and culvert); in view of the ensuring sufficient capacity to service the structure plan area, and also future adjacent developments.</p> <p>Agreement from the Water Corporation would be required to ensure that the additional flows into Gavin's Gully (from the Structure Plan area and future adjacent developments) would be acceptable, noting the need for management/maintenance.</p>	<p>The drainage easement between lots 4 and 5 has been realigned to a new lot boundary between lots 5 and 6. This alignment will provide a set-back of 50m which is the required setback under the Shire of Dardanup TPS No.3, Appendix VIII Area 14-Dardanup West/Crooked Brook Structure Plan, sec. 3.</p> <p>A modified Structure Plan Map and modified Indicative Structure Plan Map are attached that show the boundary change and the realigned drainage easement.</p> <p>It is included for information and changes will be made to both maps at the Modification stage.</p> <p>Also a changed Stormwater Drainage Plan is attached.</p>	

Legal Implications - None.

Strategic Community Plan -

Outcome 2.1 - To protect, enhance and responsibly manage our natural environment and public open spaces.

Outcome 2.2 - To be environmentally sustainable.

Outcome 2.3 - Land use provisions within the rural, industrial and urban areas reflect current and future needs

Outcome 2.6 - Be a place of diverse built form.

Outcome 5.1 - To be a connected community.

Environment

The requirement for an Urban Water Management Plan to be prepared prior to subdivision, will ensure that drainage and water management is adequately addressed and development has sufficient separation from groundwater to avoid any environmental concerns.

### Precedents

A number of lots within the Dardanup West/Crooked Brook Structure Plan area have undergone rezoning in recent years from 'General Farming' to 'Small Holding' in conjunction with the adoption of a Structure Plan.

Budget Implications - None

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low.

The proposal is consistent with the Shire's Local Planning Strategy, TPS3 and the Dardanup West / Crooked Brook Structure Plan.

### Officer Comment

- *Planning Framework*

Both the Structure Plan and Amendment 199 are supported by the following documents:

- Shire of Dardanup Local Planning Strategy (the Strategy);
- Dardanup West/Crooked Brook Structure Plan (DWCBSP);
- Greater Bunbury Region Scheme (GBRS); and
- Town Planning Scheme No. 3 (TPS3);

Each of the above and its relationship to the Structure Plan and Amendment 199 are summarised below:

- *Shire of Dardanup Local Planning Strategy*

The Strategy identifies Lot 383, being contained within the Dardanup West/Crooked Brook area, for future rural-residential expansion. Officers consider the proposal to be consistent with the Strategy.

- *Dardanup West/Crooked Brook Structure Plan*

The DWCBSP provides the strategic guidance for rezoning to 'Small Holding' with Local Structure Planning. Lot 383 is contained within the DWCBSP area and the proposal is therefore supported.

- *Shire Of Dardanup Town Planning Scheme No. 3*

Amendment 199 seeks to incorporate Lot 383 into the existing Area No. 14 of Appendix VIII of TPS3 – 'Additional Requirements – Small Holding Zones'. Appendix VIII of TPS3 provides the statutory development and subdivision provisions that apply to particular 'Small Holding' zoned properties within the DWCBSP area.

The 'Area 14' provisions are considered to be the most contemporary and relevant set of provisions for this area, and therefore the proposal to utilise these provisions for Lot 383 is supported. A copy of the Area 14 provisions has been included in (Appendix ORD: 12.1 E).

- *State Planning Policy 3.7 – Planning in Bushfire Prone Areas*

SPP3.7 provides direction for any planning proposal (Structure Plan, Scheme Amendment, Subdivision or Development Application) located within a designated Bushfire Prone Area.

The Bushfire Hazard Level (BHL) assessment submitted identified some areas of Lot 383 as having either a 'Moderate' or 'Extreme' hazard rating. Despite this, it indicates that there is sufficient area to cater for residential development, with a maximum BHL rating of 'Moderate'. It therefore supports rural residential development subject to suitable bushfire mitigation measures being implemented throughout the relevant planning stages. The BHL was replaced in an Addendum to the Structure Plan by a more detailed BAL Contour map, and is included in (Appendix ORD:12.1F).

- *Structure Plan*

In considering the proposed Structure Plan Council is required to make its recommendation to the WAPC as to whether it:

- supports the Structure Plan as presented;
- supports the Structure Plan subject to modifications; or
- does not support the Structure Plan.

Council's resolution will be referred to the WAPC with all accompanying documents, which will make the final determination on the Structure Plan.

- *Modifications to Structure Plan*

Whilst officers consider that there are no significant flaws that would prevent officers from recommending Council to support the proposed Structure Plan, a number of modifications are suggested to ensure development is of an appropriate standard.

Of particular concern with the proposal is the amount of developable space on Lot 3, once the Building Exclusion Area and development setbacks under TPS3 are taken into account. The following table illustrates the very limited amount of space available for development on Lot 3.

Lot	Lot size	Building Envelope Size	Percentage of Lot
1	12,275m <sup>2</sup>	2704m <sup>2</sup>	22%
2	15,917m <sup>2</sup>	6882m <sup>2</sup>	43%
3	10,215m <sup>2</sup>	604m <sup>2</sup>	6%
4	20,970m <sup>2</sup>	2591m <sup>2</sup>	11%
5	13,216m <sup>2</sup>	1553m <sup>2</sup>	12%
6	26,684m <sup>2</sup>	1961m <sup>2</sup>	8%
7	15,819m <sup>2</sup>	1703m <sup>2</sup>	11%
8	14,658m <sup>2</sup>	2965m <sup>2</sup>	20%
9	13,091m <sup>2</sup>	2659m <sup>2</sup> (2 separate areas)	20%

10            10,056m<sup>2</sup>            1302m<sup>2</sup>            13%

Officers consider that any future landowners in the locality would have an expectation of being able to develop a reasonable portion of their property for the provision of dwellings, outbuildings, effluent disposal and other ancillary infrastructure; however this is significantly constrained on Lot 3, with the developable area akin to a residential lot in a townsite, rather than meeting the standards of most rural residential type properties.

Officers assume that the lot layout has been designed in this way to enable existing outbuildings to be retained on Lot 2, however consider this results in an unacceptably insufficient amount of developable area on Lot 3. As a result, officers are recommending that the boundary between Lots 2 and 3 be amended to provide Lot 3 with a minimum developable area of at least 1500m<sup>2</sup>, with a minimum dimension of 20m, despite this possibly requiring the removal and/or relocation of existing buildings and other infrastructure.

The other recommended modifications respond to concerns raised in the advertising period and address site constraints, particularly drainage considerations and the high groundwater table prevalent in the locality. For clarity all recommended modifications are summarised as follows:

*1. Modifications to Physical Plan:*

- a) Boundary between Lots 2 and 3 to be realigned on the Structure Plan to ensure Lot 3 has a minimum developable area of at least 1500m<sup>2</sup> with a minimum dimension of 20m (exclusive of boundary setback areas).
- b) Battleaxe legs to Lots 8 and 9 to be shown to have a minimum width of 10m on the Structure Plan.
- c) In addition to the identified 'Building Exclusion Areas' the Structure Plan is to clearly indicate TPS3 boundary setbacks (20m from front/roadside boundaries, 10m from sides, 10m from rear) to demonstrate developable areas.
- d) The proposed drainage basin is to be re-designed on the Structure Plan to achieve a natural form (rather than a regular rectangular shape). The basin shall be designed so as to be an extension of the Gavin's Gully Sub C Drain with a connecting culvert to the waterway on the western side of Padbury Road. The drainage reserve may be of a uniform shape.
- e) In addition to the proposed drainage easements on Lot 1 and Lot 5, additional drainage easements are to be clearly identified on the Structure Plan in the location of the existing agricultural drains traversing Lots 7, 8, 9 and 10. Such drainage and accompanying easements shall extend to the proposed drainage basin in the south west of the site.

*2. Modifications to Structure Plan 'Notes'*

- a) Create new **Section 1** with the heading: "***Prior to subdivision***"

- b) Under the new heading "**Prior to subdivision**" include the following provision:
- i) Pursuant to Appendix VIII, Area 14, 3(d) of TPS3, at the time of applying for subdivision the subdivider is to prepare and submit and Urban Water Management Plan (UWMP) giving due regard to the content and format recommended in the Department of Water document "*Urban water management plans: guidelines for preparing plans and for complying with subdivision conditions*" (2008). The UWMP is to be prepared by a suitably qualified practitioner and shall address local drainage measures to ensure no increase in pre-development flows, required drainage easements, infrastructure requirements (including size and capacity), details regarding the nature and function of the proposed drainage basin, fill requirements and finished floor levels for construction.
- c) Create new **Section 2** with the heading "**Recommended Subdivision Conditions**"
- d) Under **Section 2, Point 1** (Section 70A Notifications) the following amendments to be made:
- i) No change;
- ii) No change;
- iii) To be re-worded as follows: "*The area may be subject to seasonal inundation and significant Building Exclusion Areas apply as indicated on the endorsed Structure Plan dated xx/xx/xxxx applicable to the land (Ref: xxxxxx).*";
- iv) No change; and
- v) The word 'Alternate' to be replaced with the word 'Alternative'.
- e) **Section 2, Point 2** – To be modified to read: "*Preparation and implementation of a landscaping plan. This is to include suitable landscaping of the re-designed 'Drainage Basin' using endemic vegetation to create a natural environment.*"
- f) **Section 2, Point 3** – no change
- g) **Section 2, Point 4** – no change
- h) **Section 2, Point 5** – no change
- i) **Section 2, Point 6** – To be modified to read: "*The measures outlined in the approved UWMP shall be implemented by the subdivider, to the satisfaction of the Western Australian Planning Commission and the local government.*"
- j) **Section 2, Point 7** – No change.
- k) **Section 2, Point 8** – New provision to read "*Lots 7, 8, 9 and 10 to establish drainage easements in the location of the existing agricultural drain which shall flow into the proposed detention basin. Easements to*

*be shown on a plan of subdivision. Width of the easements to be a minimum of 7m.”*

- l) **Section 2, Point 9** – New provision to read “Any existing buildings and/or structures are required to be removed or re-located so as not to be within the boundary setbacks as identified in TPS3 for any lot.”
- m) **Section 2, Point 10** – New provision to read “Battleaxe legs to Lots 8 and 9 are to be a minimum width of 10m and are to contain a formed driveway of a minimum width of 6m, constructed of compacted gravel or limestone marl surface, with 1m wide shoulders, to the satisfaction of the local government.”
- n) **Section 2, Point 11** – New provision to read “Uniform rural style boundary fencing in accordance with Appendix VIII, Area 14, Cl. (o) to be provided to all boundaries of all newly created lots.”
- o) **Section 2, Point 12** – New provision to read “Alternative Effluent Treatment Systems with nutrient removal capabilities shall be used to ensure Phosphorous Retention Index (PRI) requirements are met, unless otherwise agreed to in writing by Council.”

- *Scheme Amendment 199*

Subsequent to the advertising period finishing, Council is required to resolve to:

- support the proposal as presented;
- support it subject to further modifications; or
- not to support the application.

Council’s resolution and accompanying documentation will be referred to the Western Australian Planning Commission (WAPC), which will make a recommendation to the Minister for Planning. The Minister will make the final determination for the Scheme Amendment.

- *Officer Recommendation*

It is recommended that Council resolves to advise the Western Australian Planning Commission (WAPC) that it supports the Structure Plan (subject to the modifications outlined in the officer recommended resolution) and Amendment 199 to TPS3 .

Council Role - Quasi-Judicial.

Voting Requirements - Simple Majority.

## OFFICER RECOMMENDED RESOLUTION

**THAT Council:**

1. **Resolves to support Amendment 199 to the Shire of Dardanup Town Planning Scheme pursuant to Part 5, Division 1, r.50(3)(b) of the Planning and Development**



(Local Planning Scheme) Regulations (Regulations) 2015  
by:

- a) Rezoning Lot 383 Padbury Road, Dardanup West from 'General Farming' zone to 'Small Holding' zone;
  - b) Amending Local Planning Scheme No. 3 scheme map to identify Lot 383 Padbury Road, Dardanup West as 'Small Holding' zone as per the Scheme Amendment map; and
  - c) Including Lot 383 Padbury Road, Dardanup West into Area No. 14 of Appendix VIII of TPS No. 3, Additional Requirements – Small Holding Zone.
2. Pursuant to Pt. 5, Div. 3, r. 53 of the Regulations provides the Western Australian Planning Commission a copy of Amendment 199 and all relevant information with a request for final approval by the Minister for Planning.
3. Pursuant to Sch.2, Pt.4, cl.20 of the Regulations, recommends to the Western Australian Planning Commission that the Structure Plan for Lot 383 Padbury Rd Dardanup West be approved, subject to the following modifications:
- a) *Modifications to Physical Plan:*
    - i) Boundary between Lots 2 and 3 to be realigned on the Structure Plan to ensure Lot 3 has a minimum developable area of at least 1500m<sup>2</sup> with a minimum dimension of 20m (exclusive of boundary setback areas).
    - ii) Battleaxe legs to Lots 8 and 9 to be shown to have a minimum width of 10m on the Structure Plan.
    - iii) In addition to the identified 'Building Exclusion Areas' the Structure Plan is to clearly indicate TPS3 boundary setbacks (20m from front/roadside boundaries, 10m from sides, 10m from rear) to demonstrate developable areas.
    - iv) The proposed drainage basin is to be re-designed on the Structure Plan to achieve a natural form (rather than a regular rectangular shape). The basin shall be designed so as to be an extension of the Gavin's Gully Sub C Drain with a connecting culvert to the waterway on the western side of Padbury Road. The drainage reserve may be of a uniform shape.

v) In addition to the proposed drainage easements on Lot 1 and Lot 5, additional drainage easements are to be clearly identified on the Structure Plan in the location of the existing agricultural drains traversing Lots 7, 8, 9 and 10. Such drainage and accompanying easements shall extend to the proposed drainage basin in the south west of the site.

b) *Modifications to Structure Plan 'Notes'*

i) Under the 'Notes' section create a new Section 1 with the heading: "Prior to subdivision"

ii) Under the new heading "*Prior to subdivision*" include the following provision:

iii) "*Pursuant to Appendix VIII, Area 14, 3(d) of TPS3, at the time of applying for subdivision the subdivider is to prepare and submit and Urban Water Management Plan (UWMP) giving due regard to the content and format recommended in the Department of Water document "Urban water management plans: guidelines for preparing plans and for complying with subdivision conditions" (2008). The UWMP is to be prepared by a suitably qualified practitioner and shall address local drainage measures to ensure no increase in pre-development flows, required drainage easements, infrastructure requirements (including size and capacity), details regarding the nature and function of the proposed drainage basin, fill requirements and finished floor levels for construction.*"

iv) Under the 'Notes' section create a new Section 2 with the heading "*Recommended Subdivision Conditions*"

v) The existing wording on the Structure Plan immediately following the 'Notes' heading which states: '*At subdivision stage Local Government shall request the Western Australian Planning Commission impose the following (but not limited to) as conditions of subdivision*' is to be retained after the new Section 2 heading "*Recommended Subdivision Conditions*".

vi) Under Section 2, Point 1 (Section 70A Notifications) the following amendments to be made:

1. No change
  2. No change
  3. To be re-worded as follows: *“The area may be subject to seasonal inundation and significant Building Exclusion Areas apply as indicated on the endorsed Structure Plan dated xx/xx/xxxx applicable to the land (Ref: xxxxxx).”*
  4. No change
  5. The word ‘Alternate’ to be replaced with the word ‘Alternative’.
- vii) Section 2, Point 2 – To be modified to read: *“Preparation and implementation of a landscaping plan. This is to include suitable landscaping of the re-designed ‘Drainage Basin’ using endemic vegetation to create a natural environment.”*
- vii) Section 2, Point 3 – no change
- viii) Section 2, Point 4 – no change
- ix) Section 2, Point 5 – no change
- x) Section 2, Point 6 – To be modified to read: *“The measures outlined in the approved UWMP shall be implemented by the subdivider, to the satisfaction of the Western Australian Planning Commission and the local government.”*
- xi) Section 2, Point 7 – No change.
- xii) Section 2, Point 8 – New provision to read *“Lots 7, 8, 9 and 10 to establish drainage easements in the location of the existing agricultural drain(s) which shall flow into the proposed detention basin. Easements to be shown on a plan of subdivision. Width of the easements to be a minimum of 7m.”*
- xiii) Section 2, Point 9 – New provision to read *“Any existing buildings and/or structures are required to be removed or re-located so as not to be within the boundary setbacks as identified in TPS3 for any lot.”*
- xiv) Section 2, Point 10 – New provision to read *“Battleaxe legs to Lots 8 and 9 are to a minimum width of 10m and are to contain a formed driveway of a minimum width of 6m, constructed of compacted gravel or limestone*

*marl surface, with 1m wide shoulders, to the satisfaction of the local government.”*

- xv) Section 2, Point 11 – New provision to read *“Uniform rural style boundary fencing in accordance with Appendix VIII, Area 14, Cl. (o) to be provided to all boundaries of all newly created lots.”*
  - xvi) Section 2, Point 12 – New provision to read *“Alternative Effluent Treatment Systems with nutrient removal capabilities shall be used to ensure Phosphorous Retention Index (PRI) requirements are met, unless otherwise agreed to in writing by Council.”*
- c) Advises the Water Corporation has requested the developer liaise with the Water Corporation at the preliminary planning stage to determine detailed planning requirements as this area could be prone to future flooding.

12.2 Title: Application for Development Approval – Lot 8, 24 Wandoo Way, Eaton – Proposed Single Dwelling (Plunket Homes (1903) Pty Ltd)

Reporting Department: Engineering & Development Services  
 Reporting Officer: Miss Alice Baldock – Planning Officer  
 Legislation: Planning and Development Act 2005

Overview

Council has received a development application for a proposed dwelling at Lot 8, 24 Wandoo Way, Eaton which is at variance to the approved Local Development Plan for the locality. Officers are recommending the proposal to change the garage location be approved subject to appropriate conditions.

Location Plan



Site Plan



### Background

Council has received an Application for Development Approval for the construction of a single dwelling at Lot 8, 24 Wandoo Way, Eaton. The 457m<sup>2</sup> survey-strata lot is zoned 'Residential' under the Shire of Dardanup Town Planning Scheme No. 3 (TPS3) and is located in a newly established residential area. The property abuts Wandoo Way to the north, Eaton Drive to the east and similarly zoned 'Residential' properties to the south and west. Full details of the proposal are contained in (Appendix ORD: 12.2A).

The Western Australian Planning Commission (WAPC) granted subdivision approval to create eight strata lots and a common property access way over the subject property in June 2016 (WAPC 352-16). A condition of the approval required a Local Development Plan (LDP) be prepared and approved to address various design elements. The LDP was approved by Council on 14 February 2018 and is provided in (Appendix ORD: 12.2B).

The LDP designates garage locations for each of the eight survey-strata lots, which for the subject lot is located on its southern boundary. The proposal wishes to vary this requirement by positioning the garage on the northern boundary of the lot. Officers do not have delegated authority to determine proposals at variance to the LDP and therefore the proposal requires Council's determination.

The proposal does not involve any variations under the Residential Design Codes (R-Codes) and is not expected to impact on any adjoining properties and therefore has not been advertised.

### Legal Implications

Appeal rights exist at the State Administrative Tribunal.

### Strategic Community Plan

Outcome 2.3 - Land use provisions within the rural, industrial and urban areas reflect current and future needs.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low.

Officers consider the proposed single dwelling is unlikely to detract from the streetscape of Wandoo Way or adversely impact on any neighbouring properties.

### Officer Comment

In assessing the proposal, officers have given due consideration to the intended purpose of the designated garage locations in the LDP, which was largely to make effective use of solar access in the dwelling design and co-locate garages wherever possible.

Officers have assessed the application in accordance with the LDP 'design elements' as follows:

- *The design of the dwelling shall include an articulated primary orientation in the direction of the 'Primary Orientation' arrow shown on the Local Development Plan. The primary orientation should consist of at least one major opening.*

The proposed dwelling is considered to comply with this design element as the primary frontage of the dwelling is articulated and comprises of two major openings from the master bedroom.

- *Lots 1 and 8 are required to suitably address the adjacent street in the direction of the 'Secondary Orientation' arrow and shall feature similar materials, colours and articulation consistent with the primary street elevation with clothes-drying areas screened from view from both streets.*

The secondary orientation to Wandoo Way is articulated and features the alfresco which is under the main roofline and will be constructed in similar materials and colours as the dwelling. The proposed clothes drying area is situated at the south eastern corner of the lot and is screened from view from both streets.

- *Verandahs, pergolas, patios or the like on the primary and secondary orientation (where applicable) shall be constructed as an integral part of the dwelling and be constructed in materials to complement the dwelling.*

As indicated above, the secondary orientation features the alfresco which is under the main roofline and will be constructed in similar materials and colours as the dwelling. The garage wall facing Wandoo Way will feature two high line windows to break up the 5.7m wall and provide an attractive façade to Wandoo Way.

The application has been assessed against State Planning Policy 3.1 – *Residential Design Codes* (R-Codes) and is considered to satisfy the 'deemed-to-comply' provisions.

It is recommended that Council approves the proposed single dwelling as it is considered to comply with the design elements of the LDP and the 'deemed-to-comply' provisions of the R-Codes.

Council Role - Quasi-Judicial.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.





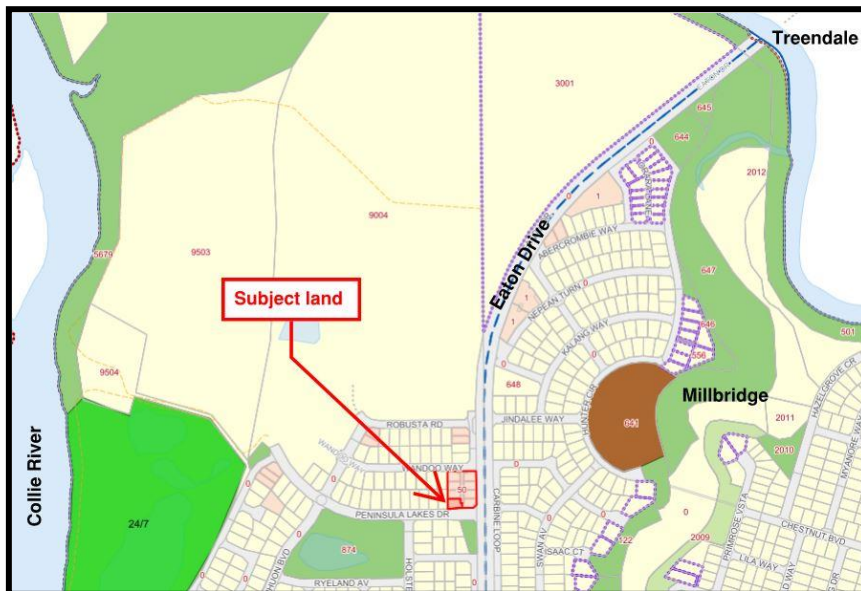
12.3 Title: Application for Development Approval – Lot 4, 24 Wandoo Way, Eaton – Proposed Single Dwelling (Home Group WA)

Reporting Department: Engineering & Development Services  
Reporting Officer: Miss Alice Baldock – Planning Officer  
Legislation: Planning and Development Act 2005

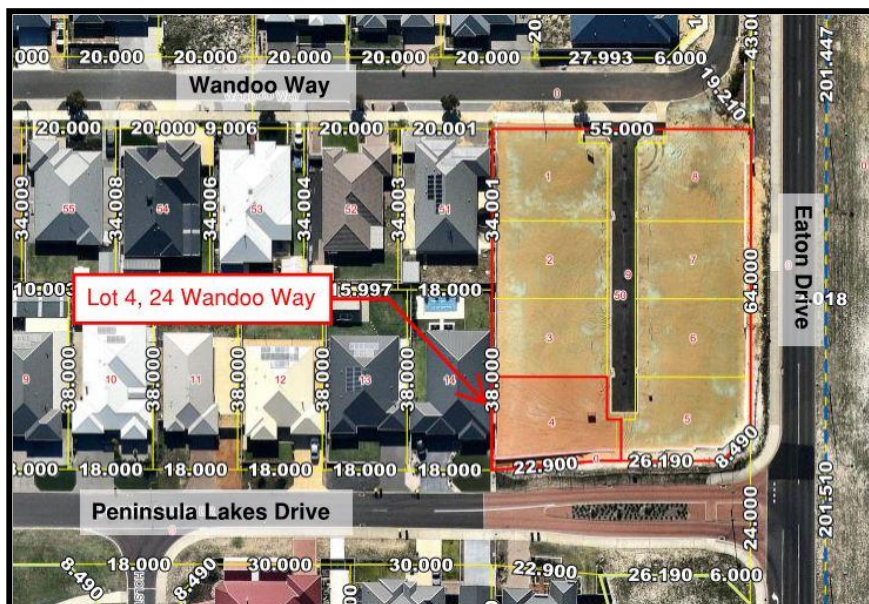
Overview

Council has received a development application for a proposed dwelling at Lot 4, 24 Wandoo Way, Eaton which is at variance to the approved Local Development Plan for the locality. Officers are recommending the proposal to change the location of the garage be approved subject to appropriate conditions.

Location Plan



Site Plan



### Background

Council has received an Application for Development Approval for the construction of a single dwelling at Lot 4, 24 Wandoo Way, Eaton. The 483m<sup>2</sup> survey-strata lot is zoned 'Residential' under the Shire of Dardanup Town Planning Scheme No. 3 (TPS3) and is located in a newly established residential area. The property abuts Peninsula Lakes to the south and similarly zoned 'Residential' properties to the north, east and west. Full details of the proposal are contained in (Appendix ORD: 12.3A).

The Western Australian Planning Commission (WAPC) granted subdivision approval to create eight strata lots and a common property access way over the subject property in June 2016 (WAPC 352-16). A condition of the approval required a Local Development Plan (LDP) be prepared and approved to address various design elements. The LDP was approved by Council on 14 February 2018 and is provided in (Appendix ORD: 12.3B).

The LDP designates garage locations for each of the eight survey-strata lots, which for the subject lot is located on its northern boundary with a nil setback. The proposal wishes to vary this requirement by positioning the garage 3.7m from the northern boundary of the lot. The proposal includes a reversing bay to enable vehicles to reverse out of the garage and exit the common property in a forward gear, as officers had advised the applicant that varying the LDP may create vehicle manoeuvrability issues due to the common access way not extending the full length of the property. The reversing bay is marked on the site plan in green and is provided in (Appendix ORD: 12.3A).

Officers do not have delegated authority to determine proposals at variance to the LDP and therefore the proposal requires Council's determination.

The proposal does not involve any variations under the Residential Design Codes (R-Codes) and is not expected to impact on any adjoining properties and therefore has not been advertised.

### Legal Implications

Appeal rights exist at the State Administrative Tribunal.

### Strategic Community Plan

Outcome 2.3 - Land use provisions within the rural, industrial and urban areas reflect current and future needs.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low.

Officers consider the proposed single dwelling is unlikely to detract from the streetscape of Peninsula Lakes Drive or adversely impact on any neighbouring properties.

Officer Comment

In assessing the proposal, officers have had to give due consideration to the intended purpose of the designated garage locations in the LDP, which in this instance is to make effective use of solar access in the dwelling design, co-locate garages wherever possible and to ensure that vehicles have sufficient reversing space to exit the common property in a forward gear.

The applicant has provided written justification for the proposal which is summarised as follows:

- Notes that the proposed garage location has been retained on the northern side of the proposed residence and the lot, in keeping with the 'designated garage location' as shown on the LDP;
- Considers that as there is no specific side boundary setback dimensions noted on the LDP for the 'designated garage location';
- Access to the rear of the proposed residence is required for a future shed/storage area at the rear of the property which can only be achievable down the northern side of the property due to the restrictions imposed by the location of the lot (i.e. no access off Peninsula Lakes Drive and the common property driveway not extending to the Peninsula Lakes Drive boundary to enable access from the southern side of the lot);
- Notes that there are numerous service connections all located within the north-eastern corner of the lot including water, sewer, stormwater, gas, electricity and communications;
- Advises that an additional paved area has been shown on the proposed site plan to act as a reversing bay in order to provide the ability for vehicular traffic to exit the property in a forward motion, therefore satisfying the LDP and R-Code requirements;
- Advises that the proposed residence has been positioned to maximise outdoor living taking into consideration the orientation of the lot;
- Notes that they have endeavoured to maximise separation of the outdoor living areas for this lot and also the adjoining Lot 3, as the outdoor living area for the proposed residence on Lot 3 is closer to the common boundary separating the two lots.

The full copy of the submitted justification is provided in (Appendix ORD: 12.3A).

Officers have assessed the application in accordance with the relevant LDP 'design elements' as follows:

- *The design of the dwelling shall include an articulated primary orientation in the direction of the 'Primary Orientation' arrow shown on the Local Development Plan. The primary orientation should consist of at least one major opening.*

The proposed dwelling is considered to comply with this design element as the primary street frontage of the dwelling is articulated and consists of two major openings from the master bedroom.

- *Lots 1 and 8 are required to suitably address the adjacent street in the direction of the 'Secondary Orientation' arrow and shall feature similar materials, colours and articulation consistent with the primary street elevation with clothes-drying areas screened from view from both streets.*

This design element is not applicable to Lot 4.

- *Verandahs, pergolas, patios or the like on the primary and secondary orientation (where applicable) shall be constructed as an integral part of the dwelling and be constructed in materials to complement the dwelling.*

The proposed dwelling primary orientation includes a feature render wall and pier which are constructed of similar material and colours to the single dwelling.

Despite the proposal being at variance to the LDP, the proposed internal reversing bay has been assessed by Shire engineering staff who have determined it is sufficient to enable two vehicles to reverse out of the garage and exit the internal access way in a forward gear. The variation is also unlikely to impact the adjoining landowners of Lot 3 as the proposal provides for a greater separation (5.8m) between the two dwellings and their outdoor living areas. It is considered that the proposal complies with the design elements and the intent of the LDP.

The application has been assessed against State Planning Policy 3.1 – *Residential Design Codes* (R-Codes) and is considered to satisfy the 'deemed-to-comply' provisions.

It is recommended that Council approves the proposed single dwelling as it is considered to comply with the design elements of the LDP and the 'deemed-to-comply' provisions of the R-Codes.

Council Role - Quasi-Judicial.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.



12.4 Title: Subdivision Approval WAPC 153419 - Road Widening and Proposed Closure of Busher Road (Wespine Pty Ltd)

Reporting Department: Engineering & Development Services

Reporting Officer: Mr Luke Botica - Director Engineering & Development Services

Legislation: Local Government Act 1995, Land Administration Act 1997

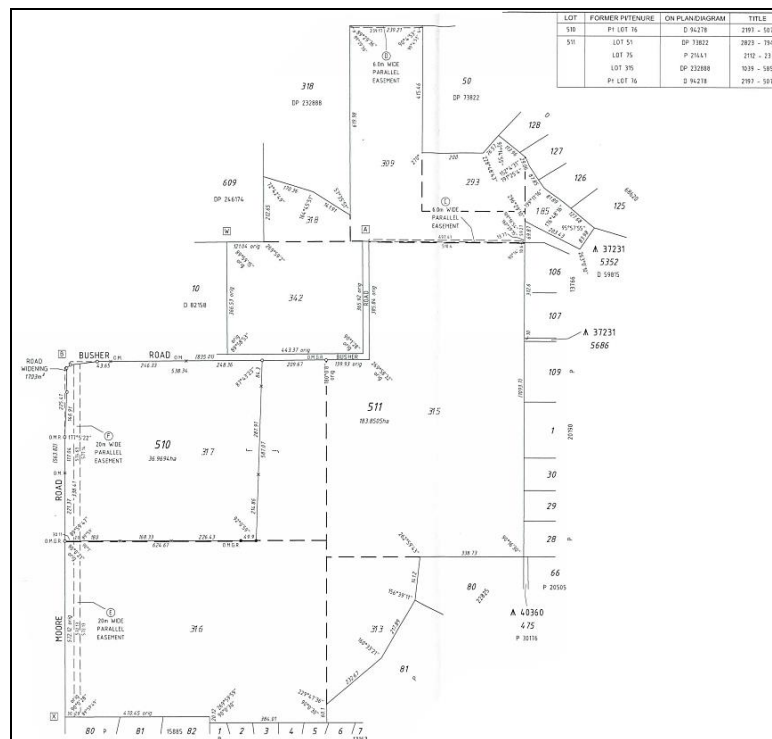
Overview

Council is requested to endorse an arrangement between the Shire of Dardanup and Wespine Pty Ltd (Wespine) whereby:

- Wespine cedes approximately 1,703m<sup>2</sup> of Lot 317 (proposed Lot 510) Moore Road (Wespine owned land) to be dedicated as road through Subdivision Approval WAPC 153419; and
- The Shire of Dardanup agrees to the eventual closure and inclusion of a portion of Busher Road into Wespine owned land.

Background

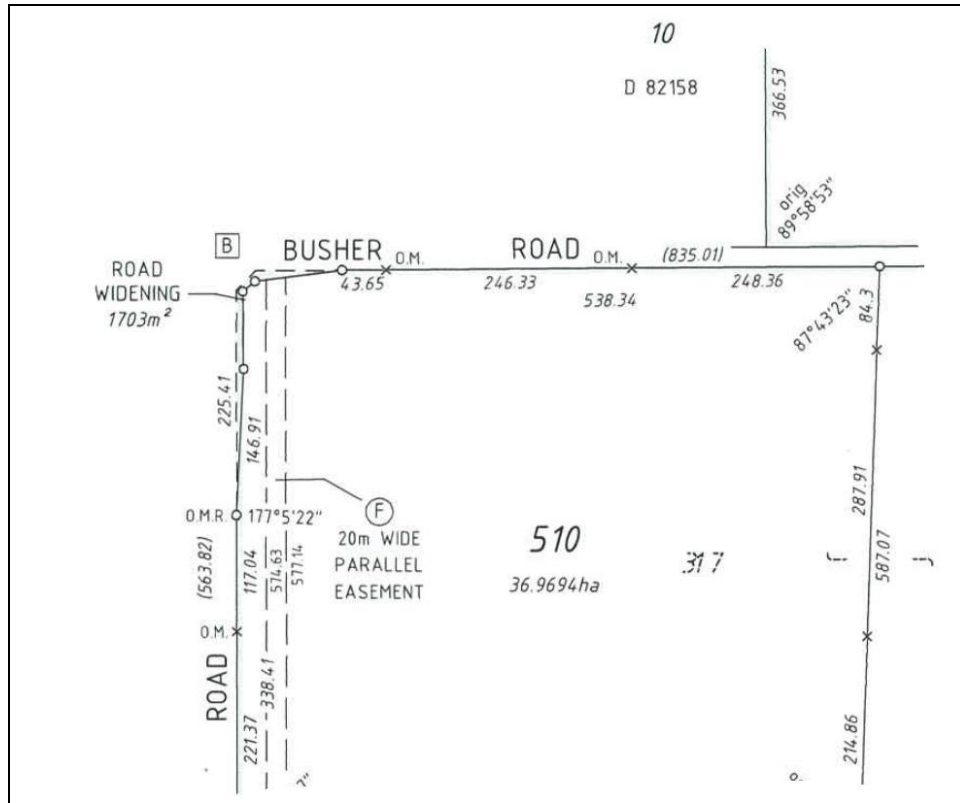
Wespine is currently in a subdivision process (Approval WAPC 153419) that will amalgamate and rationalise a number of lots, being Lots 51, 75, 76, 315, 317, owned by Wespine into two lots, being Lot 510 and 511. The purpose of this process is to consolidate the lots owned by them and secure the buffer required for their operations.



Subdivision Approval WAPC 153419

Extract from Deposited Plan 411397 prepared by Thompson Surveying Consultants

Discussions between Wespine and Shire staff has enabled the inclusion of a subdivision condition that requires road widening along Busher Road and Moore Road. The road widening will enable the upgrading of the intersection of Busher Road and Moore Road to accommodate the long vehicles that currently access Wespine's operations. The current intersection is substandard and is prone to regular surface damage due to insufficient turning radii that result in increased lateral stresses caused by long vehicles trying to steer within the limited pavement area.



*Road Widening (WAPC 153419)*

*Extract from Deposited Plan 411397 prepared by Thompson Surveying Consultants*

Shire staff have sought road widening on the southern side of Busher Road only, due to existing constraints on the northern side, including environmental factors and the fact that the property is owned by a different owner.

Wespine have requested that the Shire consider the eventual closure of a portion of Busher Road that serves only the new Lot 511 that will be created through subdivision. Wespine see this as an offset for the road widening that will be ceded from Wespine land.

Shire staff believe that the eventual closure of a portion of Busher Road would be beneficial to the Shire, as the portion of Busher Road beyond the eastern boundary of Lot 10 Moore Road only provides access to land owned by Wespine. Therefore, staff believe that the arrangement is reasonable provided that the offset is of an equivalent area to the road widening, with the balance of closed road then being purchased by Wespine from the Department of Lands.

It should be noted that, although Council may support the closure of the road and the proposed offset, it will ultimately need to be agreed to and approved by the Minister. Therefore, the Shire is unable to guarantee a favourable outcome to Wespine –



however, the Shire can commit by resolution to pursue the road closure and offset in good faith.

### Legal Implications

Road closures need to be in accordance with Section 58 of the Land Administration Act 1997.

The dedication of road widening needs to be in accordance with Section 56 of the Land Administration Act 1997; however, this is being performed as part of the subdivision process associated with Subdivision Approval WAPC 153419.

It should be noted that the conditions of the subdivision approval do not specifically require the closure of Busher Road for offsetting the road widening. The subdivision approval requires an agreement for the required road widening. Condition 1 of the subdivision approval states:

*“An agreement for the acquisition of the land within the subdivision, required for road widening, between the landowner and the Local Government is to be executed. The land required for road widening is to be shown as 'Road Widening' on the agreement for the acquisition and the diagram or plan of survey (deposited plan).”*

### Strategic Community Plan -

Outcome 2.3 - Land use provisions within the rural, industrial and urban areas reflect current and future needs.

### Environment

Shire staff have sought road widening on the southern side of Busher Road only, due to there being potential environmental factors within the property immediately adjacent to the northern boundary of Busher Road.

### Precedents

The Shire has previously undertaken road widenings through subdivision, road closures and amalgamations, and some have involved offsetting road widening with road closures (i.e. land swaps). These are common occurrences required for the development and rationalisation of the Shire's road network.

### Budget Implications

There are no cost implications to Council.

### Budget – Whole of Life Cost

The closure of Shire roads will save ongoing maintenance and renewal costs. However, any reduction in the road network will also reduce the amount of funding received. It is expected that the savings will outweigh the reduction in funding due to the nature and use of the road.

Council Policy Compliance - None.



Risk Assessment - Low.

Shire staff are seeking the support of Council for the closure of Busher Road and its amalgamation into Wespine owned land in recognition of the land ceded by Wespine for road widening. Such a road closure is expected to be low risk and beneficial to both parties.

Officer Comment

It should be noted that the immediate closure and amalgamation of Busher Road into Wespine land is not currently requested. However, Wespine is seeking commitment for the eventual closure and amalgamation of Busher Road into Wespine land in recognition of the Wespine land ceded as road widening as part of the current subdivision approval. It is suggested that Council authorise the Chief Executive Officer to commence the road closure process in consultation with Wespine.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

#### **OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

257-18      MOVED - Cr. T G Gardiner      SECONDED - Cr. P R Perks

**THAT Council:**

1.      **Endorses and agrees to the proposal for the eventual closure and inclusion of a portion of Busher Road into Wespine owned land, being the portion of Busher Road that services only Lot 511.**
2.      **Requests the Department of Lands to recognise approximately 1,703m<sup>2</sup> of road closure as an offset for the approximate 1,703m<sup>2</sup> of road widening acquired through subdivision from Wespine owned land (Subdivision Approval WAPC 153419).**
3.      **Authorises the Chief Executive Officer to commence the road closure process in accordance with Section 58 of the Land Administration Act 1997 in consultation with Wespine Pty Ltd.**

CARRIED  
7/0

12.5 Title: Request to Operate a Network 4.3 Vehicle on Harris Road (Wren Oil)

*Reporting Department: Engineering & Development Services*  
*Reporting Officer: Mr Mick Saunders - Manager Assets*  
*Legislation: Local Government Act 1995*

Overview

Council is requested to renew a RAV Network vehicle application by Wren Oil Pty Ltd (Wren Oil).

The application relates to 220 metres of Harris Road, from the Shire of Dardanup / City of Bunbury boundary to the Wren Oil eastern entrance.

Wren Oil is requesting to operate RAV 4 Category vehicles with Conditional Loading to AMMS Level 3.

Background

At the Ordinary Council Meeting of 19 July 2017, it was resolved (Council Resolution 192-17) to approve a 12 month permit. This approval expired on 24 July 2018.

Legal Implications

Only Main Roads WA (MRWA) can issue permits to Operators wishing to utilise Restricted Access Vehicles or Concessional Loading (or both). However, permits seeking access to local roads can only be issued if supported by the local authority.

Permit conditions must be adhered to at all times, and are enforced by the Police and Main Roads WA Heavy Operations Division.

Council can request specific conditions for haulage on its road network. In this particular application the estimated cost of road wear associated with the haulage operation is negligibly low (approximately \$50). This is due to the very short distance of haul.

Strategic Community Plan

Outcome 4.1 - Be supportive of business by encouraging the establishment and ongoing sustainability of diverse business and industries of all sizes.

Environment - None.

Precedents

The MRWA website shows that Harris Road is a conditional RAV 4 route. This application is to operate RAV 4 vehicle combinations, loaded to the maximum permissible AMMS Level 3 loading. Accordingly, Wren Oil is seeking Shire of Dardanup endorsement of the application.

### Budget Implications

The funds requested would be held in Reserve identified for use on the roads for which it was charged for. The funds would be used in future budgets when renewal and/or upgrade works are undertaken on those roads.

Budget – Whole of Life Cost - None.

### Council Policy Compliance

The Director Engineering & Development Services has delegated authority to approve network 2 and 3 vehicles on a select range of roads within the Shire. The Wren Oil application is outside the extent of delegated authority due to the vehicle configuration (RAV Category 4) and the concessional loading level (AMMS Level 3) applied for.

Risk Assessment - Low

Increasing the load on already approved vehicle combinations will increase road wear. However, the increase in road wear is expected to be minimal.

### Officer Comment

The 300 metres of Harris Road to which this application applies completes a haul route consisting of Main Roads and the western end of Harris Road which is in the City of Bunbury. The City of Bunbury has endorsed the application for their portion of Harris Road to the boundary and Main Roads WA has endorsed the application for roads within their control.

Due to the very low incremental cost calculated using the WALGA Guide, it is recommended that the Shire imposes the standard road safety fund amount of \$300 per annum.

Council Role - Review.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

## **OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

258-18      MOVED - Cr. T G Gardiner      SECONDED - Cr. J Dow

**THAT Council endorses the application by Wren Oil to operate RAV 4 Level 3 vehicle combinations on the western end of Harris Road, from the Shire of Dardanup border to the entrance of Wren Oil, subject to the following conditions:**

- 1. The Permit is valid for a 24 month period, from 9 August 2018 to 8 August 2020.**

- 2. Any damage to any Shire road as a result of the operations shall be repaired at the cost to Wren Oil.**
- 3. The Shire receives a contribution of \$600 (exclusive of GST) to be paid to the Shire for the Road Safety Fund for all vehicles operating under this application.**
- 4. A copy of the correspondence from the Shire of Dardanup endorsing the application is to be carried by all vehicles operating under this permit.**

CARRIED  
7/0

12.6 Title: Request to Operate a Network 4.3 Vehicle on Giorgi Road (MGM Bulk Pty Ltd)

*Reporting Department: Engineering & Development Services*  
*Reporting Officer: Mr Mick Saunders - Manager Assets*  
*Legislation: Local Government Act 1995*

Overview

Council is requested to consider a new multi-combination vehicle application by MGM Bulk Pty Ltd (MGM).

The application relates to 530 metres of Giorgi Road, from South Western Highway to Sutherland Way.

MGM Bulk Pty Ltd are requesting to operate RAV 4 Category vehicles with Conditional Loading to AMMS Level 3.

Background

MGM wish to haul limestone product from their facility on Sutherland Way (in the City of Bunbury) onto Giorgi Road and then on to South Western Highway. MGM have indicated haulage could be 1,500 tonne per month, operating 5 days a week. This equates to approximately 25 truck movements per month.

Legal Implications

Main Roads WA (MRWA) can only issue general endorsement permits. However, permits on local roads can only be issued if supported by local authority.

Permit conditions must be adhered to at all times, and are enforced by the Police and Main Roads WA Heavy Operations Division.

Council can request specific conditions for haulage on its road network. In this particular application the estimated cost of road wear associated with the haulage operation for 12 months is \$362. This is calculated in accordance with the WALGA User Guide for Estimating the Incremental Cost Impact on Sealed Local Roads for Additional Freight Tasks.

Strategic Community Plan

Outcome 4.1 - Be supportive of business by encouraging the establishment and ongoing sustainability of diverse business and industries of all sizes.

Environment - None.

Precedents

The MRWA website shows that Giorgi Road is an approved RAV 4 route. MGM Bulk Pty Ltd are seeking Shire of Dardanup endorsement of their application to operate RAV 4 vehicles with concessional loading to AMMS Level 3.

### Budget Implications

The funds requested would be held in Reserve identified for use on the roads for which it was charged for. The funds would be used in future budgets when renewal and/or upgrade works are undertaken on those roads.

Budget – Whole of Life Cost - None.

### Council Policy Compliance

The Director Engineering & Development Services and Manager Assets have delegated authority to approve network 2 and 3 vehicles on a select range of roads within the Shire. The MGM Bulk application is outside the extent of delegated authority due to the loading level (AMMS Level 3) applied for.

Risk Assessment - Low.

Increasing the load on already approved vehicle combinations will increase road wear. However, the increase in road wear is expected to be minimal.

### Officer Comment

The 530 metres of Giorgi Road to which this application applies completes a haul route consisting of Main Roads and Sutherland Way which is in the City of Bunbury. The City of Bunbury have endorsed the application for Sutherland Way and MRWA have endorsed the application for roads within their control. Accordingly, Giorgi Road is the last piece of the haul route.

It is recommended that the Shire imposes the road safety fund amount of \$362, calculated using the WALGA Guide

### Council Role

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

## **OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

259-18      MOVED - Cr. P R Perks      SECONDED - Cr. L Davies

**THAT Council endorses the application by MGM Bulk Pty Ltd to operate RAV 4 Level 3 vehicle combinations on Giorgi Road from from South Western Highway to Sutherland Way, subject to the following conditions:**

- 1. The Permit is valid for a 12 month period, from 9 August 2018 to 8 August 2019.**
- 2. Any damage to any Shire road as a result of the operations shall be repaired at the cost of MGM Bulk Pty Ltd.**

- 3. The Shire receives a contribution of \$362 (exclusive of GST) to be paid to the Shire for the Road Safety Fund for this application.**
  
- 4. A copy of the correspondence from the Shire of Dardanup endorsing the application is to be carried by all vehicles operating under the conditions of this approval.**

CARRIED  
7/0

12.7 Title: Application to Keep Three Dogs - Lot 16 (12) Money St, Burekup - (Ms Linda Woods and Mr Samuel Wilkinson)

Reporting Department: Engineering & Development Services  
 Reporting Officer: Miss Jessica Forsyth - Ranger  
 Legislation: Dog Act 1976  
 Shire of Dardanup Dogs Local Law 2014

Overview

An application has been received for approval to keep three dogs at 12 Money Street, Burekup. Council is requested to approve the application.

Site Plan



Background

Council has received an application to keep three dogs at 12 Money St, Burekup. A copy of the application submitted by the property owner is provided in (Appendix ORD: 12.7A).

The subject property is zoned 'Residential' and is approximately 1214m<sup>2</sup> in area. The property is surrounded by similarly zoned 'Residential' properties.

The applicant is requesting to keep the following three dogs at the property:

BREED	SEX	COLOUR	AGE	NAME	REGISTRATION NO.	LOCAL GOVT.
Mastiff cross	Male	Black	3 years	Diesel	1801578	SOD
Border Collie cross Kelpie	Female	Black & tan	2 years	Miesha	1801639	SOD
German Wirehaired Pointer	Male	Brown & white	10 months	Barry	1801576	SOD



An inspection of the property was conducted by Ranger Services to ensure compliance with the *Dog Act 1976* and the *Shire of Dardanup Dogs Local Law 2014*. During this inspection the following was observed;

- The fences at the property are of a height and constructed of a material considered suitable to confine the three dogs to the property;
- The backyard was in a clean and tidy state with no bad smells present;
- The backyard is considered adequate in size to cater to the needs of three dogs;
- There was adequate shade, shelter and water provided for the three dogs; and
- The three dogs appear to be obedient, healthy and well looked after.

Photographs taken during property inspection are provided in (Appendix ORD: 12.7B).

Upon receiving the application, Ranger Services posted letters to both the owners and residents of eight neighbouring properties inviting comment. A Consent/Objection Form (Form 99) was provided and it was requested these be returned to the Shire for assessment.

Four submissions were received as result of the notifications, with three supporting the application, and one advising that he only objects if the dogs are aggressive. Copies of all submissions received are contained in (Appendix ORD: 12.7C).

A summary of all submissions received are contained in the following table:

SUBMITTER	CONSENT/ OBJECT	SUBMITTER COMMENT	OFFICER COMMENT
Neighbour  <i>Submission attached</i>	Does not object	Lives next door to the subject property and hardly ever hears the dogs	Noted.
Neighbour  <i>Submission attached</i>	Does not object	No comment made.	This submission was received after the due date for submissions.  Noted
Neighbour  <i>Submission attached</i>	Does not object	No comment made.	Noted
Neighbour  <i>Submission attached</i>	-	Submitter is renting the subject property out and only objects if the subject dogs are aggressive as this would hurt his chances of renting the house out.  Present tenants have a few	Further clarification sought from the submitter who advised that he is unsure which house is 12 Money Street but thinks it is a rental next door. Submitter advised that he does not object if the dogs are ok, but does if there

SUBMITTER	CONSENT/ OBJECT	SUBMITTER COMMENT	OFFICER COMMENT
		small children and mastiff cross has potential to be aggressive.	is any aggressive nature whatsoever.

Legal Implications -

Pursuant to Cl. 3.2(2)(a) of the Shire of Dardanup *Dogs Local Law 2014*, the limit on the number of dogs that may be kept on a premises situated within a townsite is two dogs over the age of 3 months and the young of those dogs under that age.

However, Section 26(3) of the *Dog Act 1976* provides Council with the capacity to make an exemption under the Local Law and states:

*“Where by a local law under this Act a local government has placed a limit on the keeping of dogs in any specified area but the local government is satisfied in relation to any particular premises that the provisions of this Act relating to approved kennel establishments need not be applied in the circumstances, the local government may grant an exemption in respect of those premises but any such exemption —*

*(a) may be made subject to conditions, including a condition that it applies only to the dogs specified in the exemption; and*

*(b) cannot authorise the keeping in or at those premises of —*

*(i) more than 6 dogs that have reached 3 months of age; or*

*(ii) a dog under that age unless it is a pup of a dog whose keeping is authorised by the exemption;*

*and*

*(c) may be revoked or varied at any time.”*

Pursuant to s.27(5) of the *Dog Act 1976*, the applicant may apply to the State Administrative Tribunal (SAT) within 28 days for a review of the decision made by Council.

Strategic Community Plan

Strategy 5.2. – .To be a liveable community.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low.

Officer Comment

As indicated previously in the report, Ranger Services have conducted an inspection of the property which has indicated that it has adequate space and fencing for the housing of three dogs.

Ranger Services will provide all information to the applicant to ensure they are familiar with their obligations under the *Dog Act 1976* and *Shire of Dardanup Dogs Local Law 2014*.

In light of the above, officers recommend that Council approve the keeping of three dogs at the property, subject to appropriate conditions.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Discussion

*Deputy Shire President, Cr. P S Robinson read a statement provided by Linda Woods, 12 Money Street, Burekup as follows:*

*I would like to take this opportunity to speak in regards to our application for 3 dogs on our property.*

*A neighbour has submitted his possible concern and objection, only if the dogs were aggressive, as they believe that this could hurt the chances of renting the house out in the future.*

*All 3 of our dogs have been obedience trained, have been well socialised with other people and children, and have never shown any aggression towards people.*

*Samuel and I are both familiar with our obligations under the Dog Act 1976 and Shire of Dardanup Dogs Local Law 2014 and agree to comply with the legislations at all times.*

Change to Officer Recommendation - No Change.

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

260-18      MOVED - Cr. P R Perks      SECONDED - Cr. C N Boyce

**That Council grants approval to Ms Linda Woods and Mr Samuel Wilkinson to keep the following three dogs at 12 Money Street, Burekup, subject to the following conditions:**

BREED	SEX	COLOUR	AGE	NAME	REGISTRATION NO.	LOCAL GOVT.
Mastiff cross	Male	Black	3 years	Diesel	1801578	SOD
Border Collie cross Kelpie	Female	Black & tan	2 years	Miesha	1801639	SOD
German Wirehaired Pointer	Male	Brown & white	10 months	Barry	1801576	SOD

1. Compliance with the following legislation at all times;
  - Dog Act 1976;
  - Shire of Dardanup Dogs Local Law 2014;
  - Animal Welfare Act 2002
2. The property must be kept clear of all animal excreta using proper disposal methods at all times, to the satisfaction of the Director Engineering and Development Services;
3. The applicant is to ensure adequate weather protection and fresh water is available for the dogs at all times to the satisfaction of the Director Engineering and Development Services;
4. The dogs shall not cause nuisance to surrounding residents by way of noise (barking) at any time.

**Notes:**

- a) The applicant is advised that this approval is restricted to the three registered dogs as named in this approval. Should any circumstances change with regard to the three registered dogs, the applicant is required to advise the Shire of Dardanup Ranger Services within five (5) working days of those changes.
- b) The applicant is advised that pursuant to Section 26(3)(c) of the *Dog Act 1976*, Council may revoke the approval to keep more than two dogs on the property, if it is determined that the dogs are causing a nuisance to surrounding landowners or there is non-compliance with any of the following:
  - i) Dog Act 1976;
  - ii) Shire of Dardanup Dog Local Law 2014;
  - iii) Animal Welfare Act 2002.

CARRIED  
7/0

12.8 Title: Terms of Reference for Townscape Committees

*Reporting Department: Corporate & Community Services*  
*Reporting Officer: Mr Phil Anastasakis – Director Corporate & Community Services*  
*Legislation: Local Government Act 1995*

Overview

This report provides advice and a recommended updated Terms of Reference for the Burekup, Dardanup and Eaton Townscape Committees.

Background

At the 4 December 2017 Burekup Townscape Committee meeting the following resolution [BTC 04-17] was made as a recommendation to Council:

*“THAT Council consider a name change from the Burekup Townscape Committee to the Burekup Townscape & Community Development Committee.”*

The Chief Executive Officers comments were:

*To follow the appropriate process the name of the Burekup Townscape Committee should not be changed to suit the intent of this recommendation from the committee to simply broaden the committee’s Terms of Reference to include community development.*

*To effect this change the Townscape Committee will need to be dissolved and the new committee established in accordance with the Local Government 1995 requirements.*

*It is recommended however that the Burekup Townscape Committee remain as is and that Council refer the recommendation to the Chief Executive Officer to bring a report back to Council through the Corporate and Community Services Directorate to provide advice and a recommendation for the Terms of Reference.*

*This will ensure that each committee is focussed on their particular Terms of Reference and that the community will have the opportunity to nominate members of the public to be members of the committee that they have a particular interest in.*

At the 13 December 2017 Council meeting Council resolved [329-17] to support the development of a Community Facilities Plan for Burekup

*THAT Council support the development of a Community Facilities Plan for Burekup.*

They also resolved [330-17] to not support the recommendation from the Burekup Townscape Committee, but resolved the following:

*THAT Council:*

- 1. Not adopt the Burekup Townscape Committee Recommendation “B” that reads; “THAT Council consider a name change from the Burekup*

*Townscape Committee to the Burekup Townscape & Community Development Committee.”*

2. *Refer the recommendation to change the name of the Burekup Townscape Committee to the Burekup Townscape & Community Development Committee to the Chief Executive Officer to bring a report back to Council through the Corporate and Community Services Directorate to provide advice and a recommendation for the Terms of Reference for the new committee.*

### Legal Implications

#### **Local Government Act 1995**

##### *Subdivision 2 — Committees and their meetings*

#### **S5.8. Establishment of committees**

*A local government may establish\* committees of 3 or more persons to assist the council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.*

*\* Absolute majority required.*

#### **S5.9. Committees, types of**

(1) *In this section —*

*other person means a person who is not a council member or an employee.*

(2) *A committee is to comprise —*

- (a) *council members only; or*
- (b) *council members and employees; or*
- (c) *council members, employees and other persons; or*
- (d) *council members and other persons; or*
- (e) *employees and other persons; or*
- (f) *other persons only.*

#### **S5.10. Committee members, appointment of**

#### **S5.11A. Deputy committee members**

#### **S5.11. Committee membership, tenure of**

(1) *Where a person is appointed as a member of a committee under section 5.10(4) or (5), the person's membership of the committee continues until —*

- (a) *the person no longer holds the office by virtue of which the person became a member, or is no longer the CEO, or the CEO's representative, as the case may be; or*
- (b) *the person resigns from membership of the committee; or*
- (c) *the committee is disbanded; or*
- (d) *the next ordinary elections day, whichever happens first.*

(2) *Where a person is appointed as a member of a committee other than under section 5.10(4) or (5), the person's membership of the committee continues until —*

- (a) *the term of the person's appointment as a committee member expires; or*
- (b) *the local government removes the person from the office of committee member or the office of committee member otherwise becomes vacant; or*
- (c) *the committee is disbanded; or*
- (d) *the next ordinary elections day,*

*whichever happens first.*

**S5.16. Delegation of some powers and duties to certain committees**

- (1)... *Under and subject to section 5.17, a local government may delegate\* to a committee any of its powers and duties other than this power of delegation.*  
*\* Absolute majority required.*

**S5.17. Limits on delegation of powers and duties to certain committees**

**S5.20. Decisions of councils and committees**

**S5.22. Minutes of council and committee meetings**

- (1) *The person presiding at a meeting of a council or a committee is to cause minutes to be kept of the meeting's proceedings.*  
 (2) *The minutes of a meeting of a council or a committee are to be submitted to the next ordinary meeting of the council or the committee, as the case requires, for confirmation.*  
 (3) *The person presiding at the meeting at which the minutes are confirmed is to sign the minutes and certify the confirmation.*

The Townscape Committees have been established as a Committee of Council made up of Councillors, employees and other persons. Through this process and the Terms of Reference, Councillors, employees and the community representative are all voting members.

Strategic Community Plan

Strategy 1.6.1 of the Strategic Community Plan – *Provide opportunities for the community to engage with Councillors and Staff.*

Strategy 2.5.1 of the Strategic Community Plan – *Develop, review and implement Townscape Plans.*

Environment - None.

Precedents

Each year immediately following the elections, Council considers the committees that are in place and the representation on these committees.

At the Special Council meeting held on the 25 October 2017, Council resolved [272-17] under the heading "Appointment of Councillors, Community and Departmental Representatives to various Council & Community Member Committees" the following:

*THAT the following Councillors, Staff, Community and Departmental Representatives be elected to the following Council and Community Member Committees:-*

Burekup Townscape Committee

- *Cr. M T Bennett - Elected Member*
- *Cr. P Perks - Elected Member*
- *Cr J Dow - Elected Member*
- *Ms Cassie Fry – Community Member*
- *Director Engineering & Development Services – Staff*

- *Manager Development Services – Staff  
Manager Assets - Staff*

Council has established an “Instrument of Appointment & Terms of Reference” for most of the Committees that it is responsible for administering. The majority of these Terms of Reference were established and formally adopted by Council in 2012, and have determined the objectives and purpose of each Committee.

A copy of the original “Townscape Committee - Instrument of Appointment & Terms of Reference” is provided in (Appendix ORD: 12.8A) which has been applied to the Dardanup, Burekup and Eaton Townscape Committees.

Budget Implications - None.

Budget – Whole of Life Cost

As no assets/infrastructure is being created, there are no whole of life costs relevant to this item.

Council Policy Compliance - None.

Risk Assessment - Low.

Officer Comment

- *Burekup Townscape Committee*

This committee is made up of Councillors, employees and other persons and currently has three Councillors (Cr Bennett, Cr Perks, Cr Dow), three staff (Director Engineering & Development Services, Manager Development Services and Manager Assets and one community representative (Ms Cassie Fry).

- *Dardanup Townscape Committee*

This committee is made up of Councillors, employees and other persons and currently has three Councillors (Cr Perks, Cr Dow, Cr Robinson, three staff (Director Engineering & Development Services, Manager Development Services and Manager Assets and two community representatives (Ms Tracey Moyle and Ms Lisa Ferris).

The last time this Committee met was on the 24 March 2016.

- *Eaton Townscape Committee*

This committee is made up of Councillors, employees and other persons and currently has four Councillors (Cr Bennett, Cr Lee, Cr Boyce, Cr Perks), three staff (Director Engineering & Development Services, Manager Development Services and Manager Assets and four community representatives (Mrs Julie King, Mr Ken Lowth, Mr Robert Hooyberg and Ms Katrina McKain).

The last time this Committee met was on the 12 April 2017.



- *Townscape Committee - Instrument of Appointment & Terms of Reference*

Council adopted in 2012 a “Townscape Committee - Instrument of Appointment & Terms of Reference” (refer to Appendix ORD: 12.8A) which has been applied for the Burekup, Dardanup and Eaton Townscape Committees.

As the Townscape Committees have a significant focus on engineering and infrastructure facilities and outcomes, which are influenced by town planning designs and principles, it is recommended that the Committee Objectives and names remain unchanged for these committees. When the committees are formed, a community representative is appointed which provides ongoing input and feedback from a community perspective.

To strengthen the opportunities for community and cultural input into townscape planning and design, it is recommended that the Manager Community Services be appointed to the Townscape Committees as a fourth Council officer. Through the input of the Manager Community Services, the committee will be aware of other community and cultural development matters that may complement townscape plans, or may be able to be run in conjunction with townscape initiatives.

Through this approach there will be the opportunity for increased communication and awareness of Council initiatives and plans across the engineering, town planning and community services divisions, while retaining the individual focus of each service area. This increased communication and awareness will in turn enable greater interaction and input from the community.

An updated “Townscape Committee - Instrument of Appointment & Terms of Reference - 2018” (refer to Appendix ORD: 12.8B) has been developed to reflect the recommended changes.

Council Role - Executive/Strategic.

Voting Requirements - Absolute Majority.

#### OFFICER RECOMMENDED RESOLUTION

THAT Council:

1. Endorse the updated “Townscape Committee - Instrument of Appointment & Terms of Reference - 2018” (Appendix ORD: 12.8B) for the following Committees of Council:
  - a) Burekup Townscape Committee;
  - b) Dardanup Townscape Committee;
  - c) Eaton Townscape Committee.
2. Appoint the Manager Community Services to the Burekup Townscape Committee, Dardanup Townscape Committee, and Eaton Townscape Committee as a staff committee member.

*Note: The following information was provided to elected members prior to the commencement of the meeting:*

### **FURTHER INFORMATION**

#### Director Corporate & Community Services Comment

An email has been received from Kahlia Murray, President of the recently formed CWA Branch River Valley Belles that reads as follows:

*I would like to nominate myself to be on the Burekup Townscape Committee please. I am a stay at home mum of two young boys, live in Burekup and I am the President of the recently formed CWA branch River Valley Belles.*

*If you need anything further from me for this please let me know.*

*Warm regards*

*Kahlia Murray  
0413 831 800*

Officer's have no objection to this nomination, however Clause 4(g) of the current and Clause 5(g) of the proposed new Terms of Reference for the Townscape Committee states that if *"the Council requires community representation on the Committee then the community shall be invited through public advertising to nominate for the Committee and Council shall endorse the members so nominated for the Committee."*

While Townscape community member nominations were last called in October 2017, with one nomination being received from Ms Cassie Fry, in the interest of transparency it is recommended that Council abide by the Townscape Committee Terms of Reference and advertise for Expressions of Interest (EOI) from the community for representatives on the Burekup Townscape Committee.

Council could receive the current EOI from Kahlia Murray, which can then be presented in a report to the next Council meeting on the 29 August 2018, together with any other EOI's received.

The resolution has been amended below to add a third recommendation.

#### Change to Officer Recommendation

As per Local Government (Administration) Regulations 1996 11(da) Council records the following reasons for amending the Officer Recommended Resolution:

- The resolution was changed to receive the nomination from Kahlia Murray as a community representative on the Burekup Townscape Committee.

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

261-18            MOVED -    Cr. P R Perks                            SECONDED -    Cr. C N Boyce

**THAT Council:**

1.    **Endorse the updated “Townscape Committee - Instrument of Appointment & Terms of Reference - 2018” (Appendix ORD: 12.8B) for the following Committees of Council:**
  - a)    **Burekup Townscape Committee;**
  - b)    **Dardanup Townscape Committee;**
  - c)    **Eaton Townscape Committee.**
2.    **Appoint the Manager Community Services to the Burekup Townscape Committee, Dardanup Townscape Committee, and Eaton Townscape Committee as a staff committee member.**
3.    **Receive the nomination from Ms Kahlia Murray as a community representative on the Burekup Townscape Committee, and call for Expressions of Interest for community representatives on the Burekup, Dardanup and Eaton Townscape Committees.**

CARRIED  
7/0

12.9 Title: Purchase and Disposal of Shire Vehicles Tender – F0115515 – Omission of Tender

Reporting Department: Executive

Reporting Officer: Mrs Cathy Lee - Manager Governance & HR

Legislation: Local Government Act 1995

Overview

Advice to Council of a breach of Regulation 16 of the local Government (Functions and General) Regulations 1996.

Background -

At the meeting held 27 June 2018 Council assessed and awarded Tenders for the Purchase and Disposal of Shire Vehicles.

The following prices were submitted by Tenderers and reported to Council at the meeting.

Reg No.	New Vehicle Make & Model	Supplier of New Vehicle	Purchaser of Existing Vehicle	New \$	Trade / Purchase \$	Net Cost \$	Budget \$
DA005	Mitsubishi Triton GLX Dual Cab	Bunbury Auto Group	Bunbury Auto Group	32,159	21,818	10,341	22,242
1CUW501	Subaru Outback 2.5i AWD	Bunbury Subaru	Bunbury Subaru	31,909	10,909	21,000	21,833
DA9295	Nissan X-Trail ST 4WD	South West Vehicle Group	South West Vehicle Group	29,364	20,000	9,363	22,242
DA9376	Mitsubishi Triton GLX Dual Cab	Bunbury Auto Group	Bunbury Subaru	32,159	11,864	20,295	22,242
DA329	Nissan X-Trail ST 4WD	South West Vehicle Group	South West Vehicle Group	29,364	12,727	16,636	22,242
008DA	Recommended to seek new quotations [204-18]			TBA	TBA	TBA	21,833
DA613			South West Vehicle Group		6,818	6,818	0

Legal Implications - None.

Local Government (Functions and General) Regulations 1996

16. Receiving and opening tenders, procedure for

- (1) *The CEO is responsible for keeping any tender submitted including a tender submitted by facsimile or other electronic means in safe custody, and for ensuring that it remains confidential.*
- (2) *Tenders are not to be opened, examined, or assessed until the time after which further tenders cannot be submitted.*
- (3) *When tenders are opened —*
  - (a) *there must be present —*
    - (i) *at least 2 employees of the local government; or*

- (ii) *one employee of the local government and at least one person authorised by the CEO to open tenders;*
- and*
- (b) *members of the public are entitled to be present; and*
- (c) *details of the tenders (other than the consideration sought in the tender) are to be immediately recorded in a register to be known as the tenders register.*

Strategic Community Plan -

Outcome 1.1 - To provide good governance to the community.

Outcome 1.2 - To provide quality leadership that is respected and accountable.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low.

Officer Comment

It has now been identified that one Tender was not assessed at the time of the review as it was inadvertently omitted from the process. A submission was received from Mr Philip Valvoi via email on the 13 June 2018 (Appendix ORD: 12.9), prior to the deadline of 15 June 2018. The submission was not found until 18 July 2018.

The prices submitted by Mr Valvoi for the outright purchase of the trade vehicles are provided below:

Vehicle	Price
1CUW501	\$7,550.00
DA9295	\$16,100.00
DA9376	\$9,600.00
DA329	\$9,100.00
DA613	\$5,500.00
008DA	\$18,100.00

All prices tendered for the vehicles to be disposed of by Mr Valvoi are all below the prices accepted by Council from the successful Tenderers. Therefore, it is considered that Mr Valvoi's prices do not have any impact on the decision of Council of the 27 June 2018.

Through direction from Council [Resolution 204-18] Vehicle 008DA was removed from the Tender and a separate quote was obtained. The trade price for 008DA under separate quote was awarded to Bunbury Subaru with a trade price of \$24,000. Mr Valvoi's tendered price was again below the successful Quote trade price.

Advice has been sought from the Department of Local Government and Communities who have confirmed that the process of being open and transparent and reporting the matter to Council is the correct practice. The DLGC have confirmed that reporting the omission in the 2018 Annual Compliance Audit Return under the 'Tenders for Providing Goods and Services' would be an appropriate action.

Council Role - Legislative.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

## **OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

262-18      MOVED - Cr. T G Gardiner      SECONDED - Cr. C N Boyce

### **THAT Council:**

- 1. Receive the Tender submission from Mr Philip Valvoi dated 13 June 2018 and advise that his submission was unsuccessful.**
- 2. Record in the 2018 Compliance Audit Return that the Shire of Dardanup notes did not comply with the S16 of Local Government (Functions and General) Regulations 1996.**

CARRIED  
7/0

12.10 Title: Schedule of Paid Accounts as at 8 August 2018

*Reporting Department: Corporate & Community Services*

*Reporting Officer: Mrs Renée Thomson – Accounts Payable Officer  
Mrs Natalie Hopkins – Manager Financial Services*

*Legislation: Local Government (Financial Management) Regulations 1996*

Overview

Council is presented the list of payments made from the Municipal, Trust and Reserve Accounts under delegation since the last Ordinary Council Meeting.

Background

Council delegates authority to the Chief Executive Officer annually:

- To make payments from Trust, Reserve and Municipal Fund;
- To purchase goods and services to a value of not more than \$200,000;

Legal Implications - None.

*Local Government Act 1995*

*S6.5. Accounts and records*

*Local Government (Financial Management) Regulations 1996*

*R11. Payments, procedures for making etc.*

*R12. Payments from municipal fund or trust fund, restrictions on making*

- (1) *A payment may only be made from the municipal fund or the trust fund —*
  - (a) *if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or*
  - (b) *otherwise, if the payment is authorised in advance by a resolution of the council.*
- (2) *The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.*

*S13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.*

- (1) *If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —*
  - (a) *the payee's name; and*
  - (b) *the amount of the payment; and*
  - (c) *the date of the payment; and*
  - (d) *sufficient information to identify the transaction.*
- (2) *A list of accounts for approval to be paid is to be prepared each month showing —*
  - (a) *for each account which requires council authorisation in that month —*
    - (i) *the payee's name; and*
    - (ii) *the amount of the payment; and*
    - (iii) *sufficient information to identify the transaction;**and*
  - (b) *the date of the meeting of the council to which the list is to be presented.*

- (3) A list prepared under subregulation (1) or (2) is to be —
- (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
  - (b) recorded in the minutes of that meeting.

### Strategic Community Plan

Outcome 1.3.2 – Monitor and produce statutory budgetary and financial reporting requirements applicable to local government operations.

Environment - None.

### Precedents

Council endorses the Schedule of Paid Accounts at each Ordinary Council Meeting.

### Budget Implications -

All payments are made in accordance with the adopted annual budget.

Budget – Whole of Life Cost - None.

### Council Policy Compliance

Payments are checked to ensure compliance with Council's Purchasing Policy CP034 – Procurement Policy and processed in accordance with Policy CP035 – Payment of Accounts.

Risk Assessment - Low

### Officer Comment

This is a schedule of 'paid accounts' - the accounts have been paid in accordance with Council's delegation.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

## **OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

263-18      MOVED - Cr. P R Perks                      SECONDED - Cr. T G Gardiner

**THAT Council receive the Schedule of Paid Accounts report as follows:**



PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
<b>ELECTRONIC FUNDS TRANSFER</b>					
EFT29598	13/07/2018	Wacon Pty Ltd	Refund Of Kerb Deposit - B/L 2015160305 - Lot 2 Diadem St(A1655)	TRUST	1,764.00
EFT29599	13/07/2018	ABC Filter Exchange	ERC - Filter Change	MUNI	49.50
EFT29600	13/07/2018	Alice Baldock	Reimbursement For Uniforms	MUNI	89.99
EFT29601	13/07/2018	Alyce Mcmillan	Reimbursement For Uniforms	MUNI	76.46
EFT29602	13/07/2018	Amy Helen Lawrence	Reimbursement For Uniforms	MUNI	69.94
EFT29603	13/07/2018	Ann Marjorie Coo	Crossover Rebate - 65 Evolution Loop	MUNI	223.00
EFT29604	13/07/2018	Aquila Food Forest	Sustainable Living Workshop - July	MUNI	230.00
EFT29605	13/07/2018	Archie Hall	Umpire 11 July 18 - Basketball	MUNI	110.00
EFT29606	13/07/2018	Australian Tax Office	PAYG - Payrun - 13-07-2018	MUNI	91,716.00
EFT29607	13/07/2018	Bell Fire Equipment Company Pty Ltd	Pump Suction Test 30/05/2018 As Per Invoice 00131941	MUNI	297.00
EFT29608	13/07/2018	Ben Anderson	Diesel 12/07/2018	MUNI	254.00
EFT29609	13/07/2018	Boogie Bounce	Boogie Bounce Extreme Workshop	MUNI	370.00
EFT29610	13/07/2018	Brandicoot	Use Of Web Services/Support, Newsletter Subscription, Facebook And Twitter - Eaton Community Library	MUNI	337.00
EFT29611	13/07/2018	Brody England	Umpire 11 July 18 - Basketball	MUNI	118.00
EFT29612	13/07/2018	Brownes Foods Operations Pty Ltd	ERC - Cafe Stock Purchases	MUNI	102.25

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29613	13/07/2018	Bunbury Coffee Machines	ERC - Cafe Order	MUNI	110.00
EFT29614	13/07/2018	Bunbury Harvey Regional Council	Regional Waste Education Program	MUNI	3,400.06
EFT29615	13/07/2018	Bunbury Police And Community Youth Centre	Kidsport Payment For 6 People	MUNI	893.20
EFT29616	13/07/2018	Bunbury Psychological Services	Employee Assistance Program	MUNI	154.00
EFT29617	13/07/2018	Bunbury Retravision	ERC - Tablet For Front Counter	MUNI	1,149.00
EFT29618	13/07/2018	Bunbury Subaru	Purchase 2018 Subaru Outback 2.0d Premium Wagon (Vin JF2BSDKY2JG105682) 008DA	MUNI	30,850.00
EFT29619	13/07/2018	Caltex Australia Petroleum Pty Ltd	Fuel For DA 9774	MUNI	21,205.54
EFT29620	13/07/2018	Cape Automation	10 X Remotes For The Boom Gate	MUNI	660.00
EFT29621	13/07/2018	Carbone Brothers Pty Ltd	Supply Gravel Re Sheet South Rd. Contract F0039867	MUNI	82,381.54
EFT29622	13/07/2018	Caroline Mears	Chair Yoga - June	MUNI	50.00
EFT29623	13/07/2018	CB Traffic Solutions	Traffic Management Crooked Brook 1/62018 --- 25/6/2018	MUNI	45,341.74
EFT29624	13/07/2018	Ciphertel Pty Ltd T/A Gateway Internet Services	Monthly Account For Point To Point Microwave Service - June 2018	MUNI	2,893.00
EFT29625	13/07/2018	City Of Bunbury	Dog Pound Fees	MUNI	720.00
EFT29626	13/07/2018	Cleanaway	Monthly Charge For Emptying Skip Bin At Depot June 2018	MUNI	360.00
EFT29627	13/07/2018	Cleanaway Solid Waste Pty Ltd	Kerbside Waste Collection	MUNI	6,280.34
EFT29628	13/07/2018	Corinne Shaw	Reimbursement For Uniforms	MUNI	102.80
EFT29629	13/07/2018	Craven Foods	ERC - Cafe Stock	MUNI	232.28

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29630	13/07/2018	CS Legal	Legal Charges For Recovery Of Rates (GST Inclusive)	MUNI	2,112.64
EFT29631	13/07/2018	Dardanup Garage & Service Station	Repair Tailgate	MUNI	274.45
EFT29632	13/07/2018	Deputec Pty Ltd	ERC - Deputy Roster Software 1/12/2017 - 31/12/2017	MUNI	94.77
EFT29633	13/07/2018	Desley Wilson	Umpire 10 July 18 - Netball	MUNI	110.00
EFT29634	13/07/2018	Donna Bastow	Umpire 11 July 18 - Basketball	MUNI	110.00
EFT29635	13/07/2018	Danae Pitts	Rates Refund For Assessment A10358 7 Fantail Loop Eaton WA 6232	MUNI	261.07
EFT29636	13/07/2018	Eaton Vet Clinic	Cat De sexing Voucher X June 2018	MUNI	70.00
EFT29637	13/07/2018	Emily Goyder	Umpire 10 July 18 - Netball	MUNI	67.50
EFT29638	13/07/2018	Emma Woollams	Umpire 10 July 18 - Netball	MUNI	66.00
EFT29639	13/07/2018	Erin Hutchins	Reimbursement For Uniforms	MUNI	55.00
EFT29640	13/07/2018	Fiona Kate Hunt	Crossover Rebate 47 Evolution Loop	MUNI	228.00
EFT29641	13/07/2018	Fulton Hogan Industries WA	Townsite Road Maintenance	MUNI	393.98
EFT29642	13/07/2018	Government Of WA - North Metropolitan TAFE	Dip. Community Development - Melanie Serra Study 2018	MUNI	628.48
EFT29643	13/07/2018	Grace Records Management	Bin Exchange And Records Management	MUNI	757.84
EFT29644	13/07/2018	Gavin Phillips-Mitchell	Rates Refund For Assessment A1316 100 Hamilton Rd Eaton Wa 6232	MUNI	459.79
EFT29645	13/07/2018	Health Insurance Fund Of WA	Payroll Deductions	MUNI	270.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29646	13/07/2018	Hospice Of Mother Tara	Meditation Workshop - March	MUNI	120.00
EFT29647	13/07/2018	Ilocks	Ipad Holder - Security Device - Front Reception	MUNI	276.95
EFT29648	13/07/2018	Injury Matters	Program Evaluation Workshop - H. Ammon	MUNI	25.00
EFT29649	13/07/2018	Isabel Cody	Reimbursement For Uniforms	MUNI	52.00
EFT29650	13/07/2018	It Vision Australia Pty Ltd	Building Commission New Template Senior Consulting	MUNI	825.00
EFT29651	13/07/2018	Jason Signmakers	Additional FV Signs r Quote 114484 & 2 X Drop Tags (150m & 200m)	MUNI	1,255.10
EFT29652	13/07/2018	Jo Jingles South West	Early Learning Programs - July	MUNI	1,650.00
EFT29653	13/07/2018	Josie Phillips	Umpire 10 July 18 - Netball	MUNI	112.50
EFT29654	13/07/2018	Justine Eichner	Umpire 11 July 18 - Basketball	MUNI	110.00
EFT29655	13/07/2018	Karyn Rowe	Umpire 10 July 18 - Netball	MUNI	135.00
EFT29656	13/07/2018	Kenny Pomare	Umpire 11 July 18 - Basketball	MUNI	22.00
EFT29657	13/07/2018	Kyle Jones	Umpire 11 July 18 - Basketball	MUNI	110.00
EFT29658	13/07/2018	Landgate	Gross Rental Valuation	MUNI	2,096.13
EFT29659	13/07/2018	Landscape And Maintenance Solutions Pty Ltd	Mowing Contract For Eaton Drive	MUNI	4,714.16
EFT29660	13/07/2018	Leschenault Community Nursery Inc	Various Plants	MUNI	1,575.00
EFT29661	13/07/2018	Marie Wilkinson	Dreamcatcher, Milo Mugs, Fimo Keychains Workshops - July	MUNI	703.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29662	13/07/2018	Marketforce	News Paper Advert - CommunityEvent	MUNI	2,204.06
EFT29663	13/07/2018	Mckayhla Pomare	Umpire 11 July 18 - Basketball	MUNI	37.00
EFT29664	13/07/2018	Natalie Hopkins	Reimb Of Staff Leaving Food 4 X Pizza - T MorleyApproved CEO	MUNI	72.00
EFT29665	13/07/2018	NEC It Solutions Australia	Sharepoint Support June 2018 Datru - Dineshu	MUNI	1,031.25
EFT29666	13/07/2018	Officeworks Superstores Pty Ltd	CommunityEvents Equipment	MUNI	564.39
EFT29667	13/07/2018	One Steel Metaland	Metal To Repair Road Signs	MUNI	358.14
EFT29668	13/07/2018	Onsite Rental Group	Hire Of Toilets June.	MUNI	2,050.14
EFT29669	13/07/2018	Paige Vincent	Umpire 6 July 18 Basketball X 3	MUNI	30.00
EFT29670	13/07/2018	Peter Stampoultzis	Travel And Accommodation Expenses	MUNI	319.83
EFT29671	13/07/2018	PFD Food Services Pty Ltd	ERC - Cafe Stock GST Free	MUNI	930.35
EFT29672	13/07/2018	Picton Civil Pty Ltd	Leake St Limestone Path Renewal As Per Quotes P08817 & P08818	MUNI	2,936.45
EFT29673	13/07/2018	Procad Pty Ltd	Autocad Inc. Specialized Toolsets -New Multi Eld Annual Subscription	MUNI	5,249.49
EFT29674	13/07/2018	QK Technologies Pty Limited	ERC - Gateway Usage For Vac Care May 2018	MUNI	6.23
EFT29675	13/07/2018	Ryan Baker	Umpire 11 July 18 - Basketball	MUNI	154.00
EFT29676	13/07/2018	Safety World	VG9918VR/L - Vest Hi Vis Ranger	MUNI	246.40
EFT29677	13/07/2018	Schweppes Australia Pty Ltd	ERC - Drinks Stock	MUNI	291.05
EFT29678	13/07/2018	SOS Office Equipment	Photocopier Meter Reading - Machine No 18567 Eaton Com Library	MUNI	39.30

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29679	13/07/2018	South West Catchments Council	Bush Management Plans - Payment 2 Of 2	MUNI	4,668.40
EFT29680	13/07/2018	Southern Cross Austereo	Gold Club "The Full Page" - No Commitment Memberships June 18	MUNI	2,948.00
EFT29681	13/07/2018	Spencer Signs	Renew Front Entry Statement To Recreation Centre	MUNI	2,145.00
EFT29682	13/07/2018	Sudhanshu Mishra	Food, Accommodation & Parking For Agile PM Training	MUNI	1,474.72
EFT29683	13/07/2018	Suez Recycling And Recovery	Kerbside Recycling Processing	MUNI	3,281.33
EFT29684	13/07/2018	Synergy	Various Electricity Accounts	MUNI	37,964.55
EFT29685	13/07/2018	TechnologyOne Ltd	Deployment Of Intramaps 9 - GIS Consulting Services 4 Days -	MUNI	7,873.51
EFT29686	13/07/2018	Telstra	Telephone Use For West Dardanup BFB - June 2018	MUNI	31.49
EFT29687	13/07/2018	Teraru Aroha Tamatea	Umpire 10 July 18 - Netball	MUNI	66.00
EFT29688	13/07/2018	Terrywhite Chemmart Eaton	Staff Flu Vaccinations - June 2018	MUNI	79.80
EFT29689	13/07/2018	Tutt Bryant Hire	Hire Of Rubber Tyre Roller	MUNI	7,016.90
EFT29690	13/07/2018	United Equipment Pty Ltd	6 Month Hire Of Forklift	MUNI	700.15
EFT29691	13/07/2018	Vanessa Black	Umpire 9 July 18 - Netball	MUNI	67.50
EFT29692	13/07/2018	Water Corporation	Water Use For Eaton Administration Building 08/05/2018 - 09/07/218	MUNI	3,367.39
EFT29693	13/07/2018	West Australian Newspapers Ltd	Subscription - Newspapers - Per 12 Weeks 01/07/2018 - 30/06/2019	MUNI	161.83
EFT29694	13/07/2018	Westrac Pty Ltd	Hydraulic Problem.	MUNI	619.08

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29695	13/07/2018	Winc Australia Pty Ltd	ERC - Stationary Order	MUNI	702.26
EFT29696	13/07/2018	Woolworths Group Limited	ERC - Cafe Stock Purchases	MUNI	348.44
EFT29697	13/07/2018	Work Clobber	Barry Cox - Jacket, Logos And Windcheater.	MUNI	167.99
EFT29698	13/07/2018	Xtreme Bounce Party Hire	ERC - Bouncy Castle Hire For Vacation Care On 3/7/18	MUNI	600.00
EFT29699	18/07/2018	LGIS - Local Government Insurance Services	Annual Insurance 2018/19 - Management Liability, Personal Accident, Cyber Liability, Travel, Marine Cargo And Vehicle/Plant	MUNI	52,839.36
EFT29700	18/07/2018	LGIS Wa	Annual Insurance 2018/19 - Workcare, LGIS Liability, Crime, LGIS Bushfire And Property	MUNI	371,225.90
EFT29701	20/07/2018	WA Country Builders Pty Ltd	Refund Kerb Deposit - B/L 2015160433 - Lot 1 Hamilton Rd (A1454) (Goodall)	TRUST	625.00
EFT29702	20/07/2018	21 Graphic Design Pty Ltd	New Rebanding Banners	MUNI	2,090.00
EFT29703	20/07/2018	Access Wellbeing Services	EAP Annual Registration Fee	MUNI	550.00
EFT29704	20/07/2018	Albie Barnden	Personal Development Grant 2018-19 - Albie Barnden	MUNI	400.00
EFT29705	20/07/2018	Amelia Kaitani	ERC Netball Umpire 17 July 2018	MUNI	66.00
EFT29706	20/07/2018	Archie Hall	ERC Basketball Umpire 18 July 2018	MUNI	110.00
EFT29707	20/07/2018	Australind Senior High School	Allocated Funding As Per Budget 2018 - 2019.	MUNI	330.00
EFT29708	20/07/2018	Asset Finda	Annual Licence Fee Assetfinda Software July 2018- June 2019	MUNI	17,600.00
EFT29709	20/07/2018	Basketball South West Inc	KS024004 - Kidsport - Bell - Cody, Cordee And Malachai	MUNI	495.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29710	20/07/2018	Blackwoods	Gloves For Rangers Cut 5 Resistant Wet Gloves	MUNI	138.16
EFT29711	20/07/2018	Boyanup Botanical	Lepidosperma Gladiatum	MUNI	1,585.00
EFT29712	20/07/2018	Brandicoot	Brandicoot Web Service	MUNI	822.00
EFT29713	20/07/2018	Brody England	ERC Basketball Umpire 18 July 2018	MUNI	77.00
EFT29714	20/07/2018	Brownes Foods Operations Pty Ltd	ERC - Cafe Stock	MUNI	39.54
EFT29715	20/07/2018	Bullivants Pty Ltd - Sling Rig	New Lifting Hook And Chain, Aecessories For GIB Repair	MUNI	167.72
EFT29716	20/07/2018	Bunbury Auto Group	Purchase Of Mitsubishi Triton GLX Dual Cab – DA005	MUNI	46,750.00
EFT29717	20/07/2018	Bunbury Auto Group (Parts And Service)	Soft Tonneau Cover To Suit Triton GLX	MUNI	1,140.00
EFT29718	20/07/2018	Bunbury Auto One	Engine Oil For Top Ups - DA9279	MUNI	59.90
EFT29719	20/07/2018	Bunbury Bearings	Length Of Nylon For Making Bushes For Play Equipment Repair	MUNI	27.50
EFT29720	20/07/2018	Bunbury Coffee Machines	Barista Training - Te Wairimu Pomre	MUNI	100.00
EFT29721	20/07/2018	Bunbury Geographe Gift Inc	Allocated Funding 2018 - 2019 Budget (Bunbury Geographe Gift 2019)	MUNI	5,500.00
EFT29722	20/07/2018	Bunbury Machinery	Box Of Grease Cartridges For Machine Maintainance	MUNI	270.07
EFT29723	20/07/2018	Bunbury Mower Service	Parts For Repairs To Pole Saws And Chainsaws	MUNI	572.00
EFT29724	20/07/2018	Bunbury Repertory Club	Two Day Drama Workshop - July 2018	MUNI	750.00
EFT29725	20/07/2018	Bunbury Retraivision	Voucher For Staff Leaving Present To The Value Of \$200 T Morley	MUNI	200.00



PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29726	20/07/2018	Bunbury Trucks	Two Rear Led Tail Lights For Truck DA325 As Requested By Barry	MUNI	237.20
EFT29727	20/07/2018	Bunnings Group Limited	Welding Vice And Extras For Depot	MUNI	848.82
EFT29728	20/07/2018	Burekup And District Country Club	Allocated Funding Budget 2018 - 2019	MUNI	5,204.00
EFT29729	20/07/2018	Bunbury Auto Electrics	Diagnose/Repair Fault With Spotlights. Install 2 X Outlet In Canopy	MUNI	343.45
EFT29730	20/07/2018	Bunbury Cleaning Services	High Pressure Cleaning Of Front Entrance	MUNI	332.97
EFT29731	20/07/2018	Bunbury Regional And Entertainment Centre	Allocated Funding As Per 2018-2019 Budget	MUNI	16,500.00
EFT29732	20/07/2018	Caroline Mears	Chair Yoga For Seniors	MUNI	50.00
EFT29733	20/07/2018	Casey Olivia Daisy Petherick	Crossover Rebate - 28 Peninsula Lakes Drive Millbridge - A10785	MUNI	371.00
EFT29734	20/07/2018	CFM - Myzone	10 X Myzone Mz3 Belts	MUNI	885.01
EFT29735	20/07/2018	Citygate Properties Ptd Ltd	Mario Kart Prize - July School Holidays	MUNI	50.00
EFT29736	20/07/2018	Cleanaway	Empty Residential Waste Bins	MUNI	40,736.50
EFT29737	20/07/2018	Cleanaway Solid Waste Pty Ltd	Landfill Waste (Cleanaway Service 1etj332)	MUNI	9,125.75
EFT29738	20/07/2018	Collins Booksellers	Purchase Of Wildlower Books As Reference	MUNI	84.00
EFT29739	20/07/2018	Corinne Shaw	Environmental Health Australia Professional Membership - 2018 - 2019	MUNI	315.00
EFT29740	20/07/2018	Courier Australia	Postage And Freight - Admin	MUNI	286.11
EFT29741	20/07/2018	Craven Foods	ERC - Cafe Stock	MUNI	437.11
EFT29742	20/07/2018	Dapco Tyre And Auto Centre	Vehicle Battery - Supply And Fit - DA329	MUNI	206.95

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29743	20/07/2018	Dardanup & Districts Residents Association	Allocated Funding As Per Budget 2018 - 2019 (Dardanup Times).	MUNI	1,000.00
EFT29744	20/07/2018	Dardanup Garage & Service Station	Repair Sweeper Broom And Supply Plug	MUNI	882.23
EFT29745	20/07/2018	DDLS Australia Pty Ltd	Agile Project Management Foundation And Practitioner - Sudi Mishra	MUNI	2,995.00
EFT29746	20/07/2018	Debra Rodden	Yoga Instruction 4/7/18 And 11/7/18	MUNI	120.00
EFT29747	20/07/2018	Donna Bastow	ERC Basketball Umpire 18 July 2018	MUNI	132.00
EFT29748	20/07/2018	Donna Bullen	Reimbursement For Uniform Purchase	MUNI	99.00
EFT29749	20/07/2018	DX Print Group Pty Ltd	Printing As Per Quotation 40988/1	MUNI	759.00
EFT29750	20/07/2018	Eaton Home Hardware & Garden	BBQ Cover	MUNI	119.96
EFT29751	20/07/2018	Emily Goyder	ERC Netball Umpire 16 July 2018	MUNI	101.25
EFT29752	20/07/2018	Evelyn Butchart	Catering For Bunbury Wellington Economic Alliance Board Meeting	MUNI	140.00
EFT29753	20/07/2018	Ellenby Tree Farm Pty Ltd	Eucalyptus Cladocalyx Nana	MUNI	1,628.00
EFT29754	20/07/2018	Emma Barrett	Assist With Travel For Netball & Hockey - Emma Barrett	MUNI	400.00
EFT29755	20/07/2018	Empired Ltd	One Place Mail - Annual Maintenance	MUNI	2,376.00
EFT29756	20/07/2018	Harvey Norman	Bluetooth Speaker For Gym	MUNI	302.00
EFT29757	20/07/2018	Hynes Contracting	Repair Bridge Approach.	MUNI	1,100.00
EFT29758	20/07/2018	Insight Call Centre Services	After Hours Call Centre Service June 2018	MUNI	529.10

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29759	20/07/2018	Isabel Cody	Reimbursement For Uniform Purchase	MUNI	64.90
EFT29760	20/07/2018	It Vision Australia Pty Ltd	Synergysoft - Annual Maintenance	MUNI	59,033.61
EFT29761	20/07/2018	James George Devine	Crossover Rebate - 75 Illawarra Drive Millbridge - A11561	MUNI	228.00
EFT29762	20/07/2018	Jillian Maaka	Refund Of Membership Joining Fee And Pro Rata Payment	MUNI	47.34
EFT29763	20/07/2018	Josie Phillips	ERC Netball Umpire 17 July 2018	MUNI	112.50
EFT29764	20/07/2018	Jessica Forsyth	Reimbursement For Work Pants	MUNI	109.00
EFT29765	20/07/2018	Karyn Rowe	ERC Netball Umpire 17 July 2018	MUNI	112.50
EFT29766	20/07/2018	Kelly Holton	Reimbursement For Uniform Purchase	MUNI	149.98
EFT29767	20/07/2018	Kenny Pomare	Basketball Umpire 18 July 2018	MUNI	110.00
EFT29768	20/07/2018	Kings Tree Care	Western Power Pruning List - B00-11323 - 9 Sites In Burekup	MUNI	2,530.00
EFT29769	20/07/2018	Kmart	Shire Events Equipment	MUNI	426.30
EFT29770	20/07/2018	Kyle Jones	ERC Basketball Umpire 18 July 2018	MUNI	110.00
EFT29771	20/07/2018	Landmark Products Ltd	Wool Bags	MUNI	175.45
EFT29772	20/07/2018	Leschenault Community Nursery Inc	Ficinia Nodosa - Stabilise Bubble Up Surrounds	MUNI	4,353.50
EFT29773	20/07/2018	Lions Club Of Eaton Inc	Allocated Funding Budget 2018 - 2019 (Aust Day Breakfast - Eaton)	MUNI	9,916.00
EFT29774	20/07/2018	Maria Vallelonga	Crossover Rebate - 5 Evolution Loop Millbridge - A11552	MUNI	212.00
EFT29775	20/07/2018	Marie Wilkinson	School Holiday Workshops - July 2018 X 3	MUNI	935.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29776	20/07/2018	Mckayhla Pomare	ERC Basketball Umpire 18 July 2018	MUNI	77.00
EFT29777	20/07/2018	Melanie Serra	Reimbursement For Uniform Purchase	MUNI	69.99
EFT29778	20/07/2018	Murchison Mobile Auto Electrics	Callout To Test And Replace Battery Of Da8300	MUNI	419.00
EFT29779	20/07/2018	Nayax	Vending Machine - MonthlyLicence Fee, SupportAnd Comms	MUNI	18.29
EFT29780	20/07/2018	Nearmap Australia Pty Ltd	Advantage LGA Tier 1 Subscription - 2018 -2019 -\$18,000 (Excl. GST)	MUNI	19,800.00
EFT29781	20/07/2018	NEC It Solutions Australia	Metalogix StoragepointLicence Renewal	MUNI	3,300.00
EFT29782	20/07/2018	P E Civil	Replace Damaged Footpath With Approx 11m Of Grey Concrete	MUNI	2,167.00
EFT29783	20/07/2018	Parks And Leisure Australia	Online EmployAdvertising - Manager Recreation Services 4 July 2018	MUNI	82.50
EFT29784	20/07/2018	Peta Nolan	Reimbursement For Uniform Purchase	MUNI	99.00
EFT29785	20/07/2018	PFD Food Services Pty Ltd	ERC - Cafe Stock	MUNI	779.35
EFT29786	20/07/2018	PFI Supplies	Soap/Paper Towel/Toilet Rolls & Bin Bags - Various Shire Properties	MUNI	597.15
EFT29787	20/07/2018	Pollen Nation	Unicorn Card Workshop - July	MUNI	256.00
EFT29788	20/07/2018	Promote You	Embroidery- Staff Uniforms - James Reilly, Mick Saunders	MUNI	130.90
EFT29789	20/07/2018	RAMM Software Pty Ltd	RAMM - Road Maint, Management Software - Annual Maintenance	MUNI	7,601.83
EFT29790	20/07/2018	Rodney Arthur Rawson	Crossover Rebate - 1 Evolution Loop Millbridge - A11550	MUNI	212.00
EFT29791	20/07/2018	Ryan Baker	ERC Basketball Umpire 18 July 2018	MUNI	110.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29792	20/07/2018	Schweppes Australia Pty Ltd	ERC - Drinks Stock	MUNI	310.40
EFT29793	20/07/2018	Sharyn Maree Wright	Crossover Rebate - 50 Evolution Loop Millbridge - A11588	MUNI	223.00
EFT29794	20/07/2018	Signs Plus	7 Magnetic Badges- Kathleen Hoult, Jackie Nichol, Jennifer Hodgson, Renee Thomson, Peter Robinson And Vicki Pretorius Plus \$5 Postage Fee	MUNI	99.50
EFT29795	20/07/2018	SMR Psychology	Employee Assistance Program	MUNI	187.00
EFT29796	20/07/2018	South West AcademyOf Sport Inc	Allocated Funding As Per Budget 2018-2019	MUNI	2,805.00
EFT29797	20/07/2018	South West Septics	Pump Out Composting Toilets - Wellington Mill Road	MUNI	300.00
EFT29798	20/07/2018	South West Zone - WALGA	WALGA SW Zone 2018/19 Annual Membership Fee	MUNI	600.00
EFT29799	20/07/2018	Southern LockAnd Security	1 X PH1 Key	MUNI	15.00
EFT29800	20/07/2018	Squash Magic Co	ERC - Inflatable Sports For Vacation Care On 3/7/2018	MUNI	605.00
EFT29801	20/07/2018	Stratagreen	Bamboo Canes	MUNI	1,153.59
EFT29802	20/07/2018	Surveying South	Survey Crooked Brook	MUNI	2,755.50
EFT29803	20/07/2018	Synergy	ElectricityAccount For Burekup Bush Fire Brigade. Russell Road	MUNI	145.25
EFT29804	20/07/2018	Southern Car Care	Illuminator 7" Round Led DA005	MUNI	284.00
EFT29805	20/07/2018	TechnologyOne Ltd	Icon - Web Forms For Building Applications - Annual Renewal	MUNI	30,967.08
EFT29806	20/07/2018	Tegan Dawn Fenner	Crossover Rebate - 43 Evolution Loop Millbridge - A11598	MUNI	228.00
EFT29807	20/07/2018	Terau Aroha Tamatea	ERC Netball Umpire 16 July 2018	MUNI	132.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29808	20/07/2018	The Churches Commission On Education Inc	Allocated Funding Budget 2018 - 2019 (School Chaplaincy: Eaton Primary School & Eaton Community College).	MUNI	6,171.00
EFT29809	20/07/2018	The Print Shop	7500 X DI Fire Prevention Order And 750 X Fire Prevention Order Additional Information As Per Quote	MUNI	3,655.00
EFT29810	20/07/2018	Total Eden Pty Ltd	V/B 1419 - B Rainbird	MUNI	1,104.34
EFT29811	20/07/2018	Tracey Tupaea	ERC Netball Umpire 17 July 2018	MUNI	99.00
EFT29812	20/07/2018	Tradelink	Fitting For Hot Water System Council Room Kitchen	MUNI	130.43
EFT29813	20/07/2018	Total Hygiene	Sanitary Disposal Serv- Hands-Free Units Replaced Weekly(2018-19)	MUNI	4,554.00
EFT29814	20/07/2018	Vanessa Black	ERC Netball Umpire 16 July 2018	MUNI	45.00
EFT29815	20/07/2018	Varidesk	Cube Plus 40 - Luke Botica	MUNI	900.00
EFT29816	20/07/2018	WALGA	Annual WALGA Membership Subscription For 2018/19.	MUNI	30,368.29
EFT29817	20/07/2018	Water Corporation	Water Use 10 May - 10 Jul And Service Charges For Lions Park Foreshore Toilets And Hydro Zoned Reticulation 1 July 2018 - Aug 2018	MUNI	3,754.48
EFT29818	20/07/2018	Waterloo Nursery	Eucalyptus Ficifolias	MUNI	240.00
EFT29819	20/07/2018	Westcycle Inc	Minor Community Events Assist - Junior National Road Championships 22 September- Dardanup	MUNI	2,760.00
EFT29820	20/07/2018	Western Australia Treasury Corporation	Loan 66 Repayment	MUNI	39,256.95
EFT29821	20/07/2018	WINC Australia Pty Ltd	Various Stationery Supplies	MUNI	793.38

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29822	20/07/2018	WML Consultants	Consulting Fees - Preparation Of Black Spot Submissions In 2018	MUNI	1,881.00
EFT29823	20/07/2018	Woolworths Group Limited	8 X \$50 Wish Vouchers For Myzone Challenge Prizes	MUNI	1,043.43
EFT29824	20/07/2018	Xavier Cotton	ERC Basketball Umpire 18 July 2018	MUNI	22.00
EFT29825	20/07/2018	Yep Booking	Yearly Subscription For Creche Online Booking Program 2018-2019	MUNI	708.00
EFT29826	27/07/2018	All Aussie Truck And Bobcat Services	Clean Up Trees	MUNI	2,013.00
EFT29827	27/07/2018	Amelia Kaitani	ERC Umpire Netball - 24 July 2018	MUNI	88.00
EFT29828	27/07/2018	Amity Signs	Guide Post	MUNI	5,615.28
EFT29829	27/07/2018	Archie Hall	ERC Umpire Basketball - 25 July 2018	MUNI	132.00
EFT29830	27/07/2018	Australian Tax Office	PAYG Withholding	MUNI	73,302.00
EFT29831	27/07/2018	Australind/Eaton Medical Centre	Pre Employment Medical/Hearing Test A Sheppard - Mowing & Turf General Hand, 23 July 2018	MUNI	195.00
EFT29832	27/07/2018	All Seasons Sanctuary Golf Resort Bunbury	Accommodation Only- Mr S Goodall, EOC Training 23 July 2018	MUNI	120.00
EFT29833	27/07/2018	B & B Street Sweeping Pty Ltd	Clean Out Blocked Pipes.	MUNI	1,386.00
EFT29834	27/07/2018	Big W	Book Stock	MUNI	335.00
EFT29835	27/07/2018	BOC Ltd	Monthly Hire Of Oxygen Bottle	MUNI	11.66
EFT29836	27/07/2018	Boyanup Hockey Club Incorporated	KS024322 - Kidsport - J. Beatie	MUNI	240.00
EFT29837	27/07/2018	Boyles Plumbing And Gas	Supply And Install Water Filtration Units	MUNI	382.80

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29838	27/07/2018	Brownes Foods Operations Pty Ltd	ERC - Cafe Stock	MUNI	58.08
EFT29839	27/07/2018	Bunbury And Districts Softball Association	Venue Hire - July	MUNI	200.00
EFT29840	27/07/2018	Bunbury Auto One	Tools And Parts For Fixing New Lights	MUNI	244.75
EFT29841	27/07/2018	Bunbury Coffee Machines	ERC - Cafe Order	MUNI	734.00
EFT29842	27/07/2018	Bunbury Mower Service	Chainsaw Bar Oil And Two Stroke Oil	MUNI	285.00
EFT29843	27/07/2018	Bunbury Netball Association Inc	Kidsport Reimbursement - Meletia Bell	MUNI	150.00
EFT29844	27/07/2018	Bunbury Psychological Services	Counselling Services - EAP - 18-07-2018	MUNI	616.00
EFT29845	27/07/2018	Bunbury Trucks	Service DA9219	MUNI	1,683.50
EFT29846	27/07/2018	Bunnings Group Limited	Small Hand Tools New Replacements For Parks Retic Millbridge Crews	MUNI	910.33
EFT29847	27/07/2018	Buswest	ERC - Vacation Care Bus Hire For Trip To Waste Facility On 12/7/18	MUNI	429.00
EFT29848	27/07/2018	Bunbury Bus Hire And Tint A Car Bunbury	Bush Hire For Planting Day With Eaton Community College	MUNI	220.00
EFT29849	27/07/2018	Carbone Brothers Pty Ltd	Hire Of Roller 3 Days + Transport	MUNI	2,472.00
EFT29850	27/07/2018	Carmel Boyce	Meeting Attendance Allowance	MUNI	3,448.50
EFT29851	27/07/2018	Cleanaway Solid Waste Pty Ltd	Kerbise Waste Collection	MUNI	5,462.85
EFT29852	27/07/2018	Coca-Cola Amatil Australia Pty Ltd	ERC - Cafe Stock Purchases	MUNI	218.85
EFT29853	27/07/2018	Coventry Group Limited T/A Kconnect	Nuts And Bolts For Tractor Attachments Repairs	MUNI	64.41
EFT29854	27/07/2018	Craven Foods	ERC - Cafe Stock	MUNI	388.05



PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29855	27/07/2018	Crooked Brook Forest Association	Allocated Funding As Per Budget 2018 - 2019	MUNI	2,200.00
EFT29856	27/07/2018	Cross Security Services	Investigate East Door Unlocked During Power Outage	MUNI	536.30
EFT29857	27/07/2018	Dardanup Art Spectacular	Allocated Funding Budget 2018 - 2019 (Dardanup Art Spectacular).	MUNI	4,000.00
EFT29858	27/07/2018	Dardanup Primary School	Allocated Funding Budget 2018 - 2019 (School Citizenship Award).	MUNI	150.00
EFT29859	27/07/2018	Dardanup Rural Supplies	Wire And Post	MUNI	1,066.38
EFT29860	27/07/2018	Dardanup Senior Citizens	Allocated Funding Budget 2018- 19 (Dardanup Seniors Xmas Lunch).	MUNI	2,000.00
EFT29861	27/07/2018	Dell Australia Pty Ltd	Dell Latitude 7390 Notebook - Order 454730872	MUNI	2,017.99
EFT29862	27/07/2018	Desley Wilson	ERC Umpire Netball - 20 July 2018	MUNI	45.00
EFT29863	27/07/2018	Donna Bastow	ERC Umpire Basketball - 25 July 2018	MUNI	132.00
EFT29864	27/07/2018	Donna Bullen	Reimbursement For Catering	MUNI	54.00
EFT29865	27/07/2018	DX Print Group Pty Ltd	10,000 Follow-On Letterhead	MUNI	1,440.02
EFT29866	27/07/2018	Eaton Family Centre	Allocated Funding As Per Budget 2018 - 2019.	MUNI	7,439.30
EFT29867	27/07/2018	Eaton Primary School	Allocated Funding Budget 2018 -2019 (School Citizenship Award).	MUNI	165.00
EFT29868	27/07/2018	Emily Goyder	ERC Umpire Netball - 24 July 2018	MUNI	67.50
EFT29869	27/07/2018	Evelyn Butchart	Citizenship Ceremony 17 July 2018 (Conferees & Guests)	MUNI	225.00
EFT29870	27/07/2018	Ferguson Building Pty Ltd	RFQ - QUO - FR0504414 - West Dardanup Bush Fire Bigrade Station - Extensions Progress Claim	MUNI	40,000.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29871	27/07/2018	Ferguson Valley Marketing And Promotions Inc	Allocated Funding As Per Budget 2018 -2019.	MUNI	22,000.00
EFT29872	27/07/2018	Guardians Of Happiness	Unicorn Cake Youth Workshop, Mini Pizzas And Food Cars - July	MUNI	900.00
EFT29873	27/07/2018	Hall Chadwick	Eaton Foreshore Stage 2 Car Park 2.5% Security Retention. Con-F0037282 Valued At \$796,178.84 (Inc. GST)	MUNI	19,904.47
EFT29874	27/07/2018	Health Insurance Fund Of WA	Payroll Deductions	MUNI	270.00
EFT29875	27/07/2018	In Town Centre Inc	Allocated Funding As Per Budget 2018 - 2019	MUNI	2,750.00
EFT29876	27/07/2018	James Lee	Meeting Attendance And Councillor Allowances	MUNI	3,448.50
EFT29877	27/07/2018	Janice Dow	Meeting Attendance And Councillor Allowances	MUNI	3,448.50
EFT29878	27/07/2018	Jaon Carroll Naturopath	ERC - IBS 1kg	MUNI	689.70
EFT29879	27/07/2018	Jaon Signmakers	3 x Bus Signs With Poles And Brackets	MUNI	375.07
EFT29880	27/07/2018	Jayden McGill	Grant Funding For Nationals	MUNI	400.00
EFT29881	27/07/2018	Jennylee Maaka	ERC Umpire Netball - 20 July 2018	MUNI	15.00
EFT29882	27/07/2018	Josie Phillips	ERC Umpire Netball - 24 July 2018	MUNI	67.50
EFT29883	27/07/2018	June Keil	Komodama Workshop - July	MUNI	120.00
EFT29884	27/07/2018	Justine Eichner	ERC Umpire Basketball - 25 July 2018	MUNI	110.00
EFT29885	27/07/2018	Karyn Rowe	ERC Umpire Netball - 23 July 2018	MUNI	135.00
EFT29886	27/07/2018	Kenny Pomare	ERC Umpire Basketball - 25 July 2018	MUNI	66.00
EFT29887	27/07/2018	Kyle Jones	ERC Umpire Basketball - 25 July 2018	MUNI	88.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29888	27/07/2018	Landmark Operations Ltd	Wool Bags	MUNI	175.45
EFT29889	27/07/2018	Lions Club Of Millbridge	Allocated Funding Budget 2018 - 2019 (Project: Glen Huon Primary School Breakfast Club)	MUNI	8,250.00
EFT29890	27/07/2018	Local Government Professionals Australia WA	Professional Membership 2018-2019 - Mrs C Lee & Mrs E Hutchins	MUNI	716.00
EFT29891	27/07/2018	Luke Davies	Meeting Attendance And Councillor Allowances	MUNI	3,508.34
EFT29892	27/07/2018	Mckayhla Pomare	ERC Umpire Basketball - 25 July 2018	MUNI	22.00
EFT29893	27/07/2018	Michael Bennett	Local Government President Allowance	MUNI	11,407.00
EFT29894	27/07/2018	Mulder Kampman Design	Final Payment For Architect - Contract Admin Services	MUNI	1,853.94
EFT29895	27/07/2018	Natalie Hopkins	Reimbursement 50% Study Books Unit Law2300 Sem 1 - 2018	MUNI	65.10
EFT29896	27/07/2018	NSCO Consulting	Team Building Training - Governance Hr OSH Exec x 1 Sessions	MUNI	220.00
EFT29897	27/07/2018	Officeworks Superstores Pty Ltd	Ipad Keyboard	MUNI	79.95
EFT29898	27/07/2018	Pages Mechanical Repairs	60,000 Km Service.	MUNI	652.50
EFT29899	27/07/2018	Paige Vincent	ERC Umpire Basketball - 25 July 2018	MUNI	132.00
EFT29900	27/07/2018	Patricia Perks	Councillor Meeting Attendance Fee	MUNI	1,149.49
EFT29901	27/07/2018	Peter Robinson	Meeting Attendance And Councillor Allowances	MUNI	5,525.25
EFT29902	27/07/2018	Peyman Ghasemi Afshar	Crossover Rebate - 26 Kanalla Ave Millbridge (A11514)	MUNI	254.00
EFT29903	27/07/2018	PFD Food Services Pty Ltd	ERC - Cafe Stock	MUNI	299.65

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29904	27/07/2018	Plant Supply Company	Eremophila Glabra 140mm	MUNI	2,172.50
EFT29905	27/07/2018	Powercrank Batteries	Battery Ns70 L CmfPower Crank	MUNI	97.02
EFT29906	27/07/2018	Prime Supplies	Rated D Shackles And Tools For T tractor	MUNI	109.60
EFT29907	27/07/2018	Promote You	EmbroideryStaff Uniform - 9 X Shirts 2 X Donna Bullen, 7 X Allan Hutcheon	MUNI	146.30
EFT29908	27/07/2018	Phonographic Performance CompanyAustralia	ERC Group Fitness Musci Licensing For The Month OfAugust Only - 1559 Classes Per Annum And 1 Area (Gym)	MUNI	352.31
EFT29909	27/07/2018	Rexel Electrical Supplies	Network Adapter As Per Quote 8246817	MUNI	139.76
EFT29910	27/07/2018	River Valley PrimarySchool	Allocated Funding As Per Budget 2018 - 2019 (School Citizenship Award).	MUNI	150.00
EFT29911	27/07/2018	Schweppes Australia Pty Ltd	ERC - Drink Stock	MUNI	266.58
EFT29912	27/07/2018	Shannan Lee Haisma	Crossover Rebate - 23 Myanore Way Millbridge (A11542)	MUNI	244.00
EFT29913	27/07/2018	Sophie Docker	ERC Umpire Netball - 23 July 2018	MUNI	45.00
EFT29914	27/07/2018	South West Septics	Eaton Rec Centre - Empty Grease Traps On 28/6/18	MUNI	264.00
EFT29915	27/07/2018	Southern LockAnd Security	Additional Keys For ECC & Library For Car Park Light Sub Main Box	MUNI	30.00
EFT29916	27/07/2018	Southern Picture Framers	Framing- Banners In The Terrace - Our Lady Of Lourdes Primary	MUNI	126.70
EFT29917	27/07/2018	Southwest Ventures T/A Geographe For D/Bunbury Hyundai	40,000km Service - DA648	MUNI	480.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29918	27/07/2018	State Law Publisher	2018/19 Fire Prevention Notice Published In Government Gazette 13 July 2018# 109	MUNI	360.60
EFT29919	27/07/2018	Stella Botte	Reimbursement For Uniform Purchases	MUNI	310.00
EFT29920	27/07/2018	Stratagreen	Norwood Stakes	MUNI	99.00
EFT29921	27/07/2018	Sue Lewis Chocolatier	Chocolate Making Presentation - Ladies Day Event 2018	MUNI	550.00
EFT29922	27/07/2018	Surveying South	Survey Of Located Utility Services- Crooked Brook Road	MUNI	660.00
EFT29923	27/07/2018	Synergy	Electricity Account For Eaton Admin Centre 19 June - 17 July 2018	MUNI	6,475.95
EFT29924	27/07/2018	Scitech Discovery Centre	Scitech Visit - July	MUNI	1,020.00
EFT29925	27/07/2018	T-Quip	4 X Sets Of Mulching Blades 110-0624-03	MUNI	325.45
EFT29926	27/07/2018	Telstra	Enterprise Sip Trunk Group (Eaton Admin + Shire Depot)	MUNI	14,620.19
EFT29927	27/07/2018	The Dardanup Bull And Barrel Festival	Allocated Funding Budget 2018 - 2019 (Bull & Barrel Festival)	MUNI	4,182.00
EFT29928	27/07/2018	Therese Price	ERC Umpire Netball 24 July 2018	MUNI	90.00
EFT29929	27/07/2018	Tony Thornhill	ERC Umpire Basketball - 25 July 2018	MUNI	66.00
EFT29930	27/07/2018	Total Eden Pty Ltd	Decoder Rain Bird Field FD 101	MUNI	1,450.71
EFT29931	27/07/2018	Tracey Tupaea	ERC Umpire Netball - 23 July 2018	MUNI	44.00
EFT29932	27/07/2018	Tyrrell Gardiner	Meeting Attendance And Councillor Allowances	MUNI	3,467.54
EFT29933	27/07/2018	Vanessa Black	ERC Umpire Netball - 23 July 2018	MUNI	135.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT29934	27/07/2018	Water Corporation	Trade Waster Charges - Annual Charge. Fixtures And Fittings	MUNI	334.57
EFT29935	27/07/2018	WINC Australia Pty Ltd	Various Stationery Supplies	MUNI	337.32
EFT29936	27/07/2018	Woolworths Group Limited	Items for Staff Kitchen and Council Chambers	MUNI	715.22
EFT29937	27/07/2018	Workforce Road Services Pty Ltd	Henty Rd SLK 3.4 To 11.61 - Spotting, Marking And Centre lining, As Per Quotation 6620, Including Linear Metre Rates, Dated 20/11/2017.	MUNI	3,795.00
EFT29938	27/07/2018	Zoodata	Zoodata Forms - Annual Maintenance	MUNI	14,987.50

**CHEQUES**

44855	27/07/2018	Cheque Cancelled	Cheque Cancelled	MUNI	0.00
44856	27/07/2018	Department Of Transport	Annual Vehicle Registration For Shire Vehicles	MUNI	15,329.25

**PAYROLL**

DD13669.1	13/07/2018	Wa Super	Payroll Deductions	MUNI	38,799.07
DD13669.2	13/07/2018	Hostplus	Superannuation Contributions	MUNI	275.11
DD13669.3	13/07/2018	Mlc Super Fund	Superannuation Contributions	MUNI	625.87
DD13669.4	13/07/2018	loof Portfolio Service Superannuation Fund	Superannuation Contributions	MUNI	87.49
DD13669.5	13/07/2018	Rest Superannuation	Superannuation Contributions	MUNI	226.69
DD13669.6	13/07/2018	Asgard Infinity E Wrap Super	Superannuation Contributions	MUNI	256.69
DD13669.7	13/07/2018	Colonial First State First Choice Wholesale Personal Super	Superannuation Contributions	MUNI	602.73

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
DD13669.8	13/07/2018	ANZ Smart Choice Super (Onepath Masterfund)	Superannuation Contributions	MUNI	512.10
DD13669.9	13/07/2018	Australiansuper	Superannuation Contributions	MUNI	1,029.66
DD13719.1	27/07/2018	WA Super	Payroll Deductions	MUNI	39,998.89
DD13719.2	27/07/2018	Hostplus	Superannuation Contributions	MUNI	275.11
DD13719.3	27/07/2018	MLC Super Fund	Superannuation Contributions	MUNI	658.11
DD13719.4	27/07/2018	IOOF Portfolio Service Superannuation Fund	Superannuation Contributions	MUNI	87.49
DD13719.5	27/07/2018	Rest Superannuation	Superannuation Contributions	MUNI	311.56
DD13719.6	27/07/2018	Asgard Infinity E Wrap Super	Superannuation Contributions	MUNI	256.69
DD13719.7	27/07/2018	Colonial First State First Choice Wholesale Personal Super	Superannuation Contributions	MUNI	560.13
DD13719.8	27/07/2018	ANZ Smart Choice Super (Onepath Masterfund)	Superannuation Contributions	MUNI	532.55
DD13719.9	27/07/2018	Australiansuper	Superannuation Contributions	MUNI	1,028.60
DD13669.10	13/07/2018	Burton Superannuation Fund	Superannuation Contributions	MUNI	252.87
DD13669.11	13/07/2018	Media Super	Superannuation Contributions	MUNI	244.92
DD13669.12	13/07/2018	Construction & Building Industry Super	Superannuation Contributions	MUNI	341.42
DD13719.10	27/07/2018	Burton Superannuation Fund	Superannuation Contributions	MUNI	252.87
DD13719.11	27/07/2018	Media Super	Superannuation Contributions	MUNI	253.36
DD13719.12	27/07/2018	Construction & Building Industry Super	Superannuation Contributions	MUNI	55.64

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
<b>CREDIT CARD</b>					
DD13712.1	25/07/2018	Mailchimp	Credit Card Payment For Electronic Newsletter - June 2018	MUNI	209.21
DD13712.2	25/07/2018	Facebook Ireland Limited	Facebook Paid Advertising June 2018	MUNI	313.62
<b>BPAY</b>					
DD13723.1	27/07/2018	Edith Cowan University - Joondalup	MAN3121 Leadership Semester 2, 2018 - Natalie Hopkins	MUNI	1,388.70
DD13732.1	27/07/2018	Department Of Transport	Vehicle Registration - DA329, DA9295, DA0 & DA613 (3 or 6 Months)	MUNI	552.75
DD13714.1	25/07/2018	IINet Ltd	Monthly Charge For Business - 4 Service Sod@Westnet.Com.Au	MUNI	174.94
DD13697.1	19/07/2018	Edith Cowan University - Joondalup	FBL5010 Managing People & Organisations Sem 2, 2018 D Bullen	MUNI	3,624.70
<b>INTERNATIONAL</b>					
DD13676.1	06/07/2018	Mailstore Software GMBH	Annual Standard Update and Support Service 2018-2019	MUNI	1,483.49
DD13676.2	06/07/2018	BPA Solutions	CRM Fusion – Annual Support 2018-2019	MUNI	9,240.00
DD13683.1	13/07/2018	Pluralsight	Pluralsight Annual Subs 2018/19 Quote Q122331 (USD \$2450)	MUNI	3,492.52



PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
<b>REPORT TOTALS</b>			<i>CERTIFICATE OF Chief Executive Officer</i>		<b>1,683,034.27</b>
EFT	29598 - 29938		<i>This Schedule of Accounts to be passed for payment, covering vouchers as above which was submitted to each member of Council has been checked and is fully supported by vouchers and invoices which are submitted herewith and which have been duly certified as to the receipt of goods and the rendition of services and as to prices, computations, and costings and the amounts shown are due for payment.</i>		1,559,699.47
Muni Cheque	44855 - 44856			15,329.25	
Payroll				87,525.62	
Credit Card				522.83	
International				14,216.01	
BPAY				5,741.09	
<b>TOTAL</b>					<b>1,683,034.27</b>



**MR MARK L CHESTER**  
 Chief Executive Officer

CARRIED  
 7/0

12.11 Title: Occupational Safety & Health Committee Meeting Minutes Held 18/07/2018

**MINUTES OF THE OCCUPATIONAL SAFETY & HEALTH COMMITTEE MEETING HELD ON WEDNESDAY, 18 JULY 2018, AT THE EATON ADMINISTRATION CENTRE COMMENCING AT 1.30PM.**

Officer Comment

The minutes of the Occupational Safety & Health Committee meeting are attached (Appendix ORD: 12.11).

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

264-18      MOVED - Cr. J Dow                      SECONDED - Cr. P R Perks

**THAT Council receives the minutes of the Occupational Safety & Health Committee meeting held 18 July 2018.**

CARRIED  
7/0

The recommendation below is not required as the Policy (CP027) was adopted on the 26 July 2018 of the Special Meeting of Council.

**OCCUPATIONAL SAFETY & HEALTH COMMITTEE MEETING  
RECOMMENDED RESOLUTION**

THAT Council adopts the reviewed OSH policy CP027

12.12      Title: Audit Committee Meeting Minutes Held 18/07/2018

**MINUTES OF THE AUDIT COMMITTEE MEETING HELD ON WEDNESDAY, 18 JULY 2018, AT THE EATON ADMINISTRATION CENTRE COMMENCING AT 2.15PM.**

Officer Comment

The minutes of the Audit Committee meeting are attached (Appendix ORD: 12.12).

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

265-18      MOVED -    Cr. P S Robinson      SECONDED -    Cr. T G Gardiner

**THAT Council receives the minutes of the Audit Committee meeting held 18 July 2018.**

CARRIED  
7/0

12.13 Title: Gnomesville Master Plan Working Group Meeting Minutes Held 09/07/2018

**MINUTES OF THE GNOMESVILLE MASTER PLAN WORKING GROUP MEETING HELD ON THURSDAY, 19 JULY 2018, AT THE EATON ADMINISTRATION CENTRE COMMENCING AT 2.00PM.**

Officer Comment

The minutes of the Gnomesville Master Plan Working meeting are attached (Appendix ORD: 12.13).

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

266-18 MOVED - Cr. T G Gardiner SECONDED - Cr. P S Robinson

**THAT Council receives the minutes of The Gnomesville Master Plan Working meeting held 19 July 2018.**

CARRIED  
7/0

**GNOMESVILLE MASTER PLAN WORKING GROUP RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

267-18 MOVED - Cr. T G Gardiner SECONDED - Cr. P S Robinson

**THAT Council adopt the Terms of Reference for the GMPWG.**

*Instrument of Appointment & Terms of Reference – 2018  
Gnomesville Master Plan Working Group*

**1. INTRODUCTION**

*The Council of the Shire of Dardanup (the "Council") establishes this Committee under the powers given in Section 5.8 of the Local Government Act 1995, the working group to be known as the Gnomesville Master Plan Working Group, (the "Working Group").*

*The Council appoints to the Working Group those persons to be members of the Working Group by resolution of Council. Membership of the Working Group shall, unless otherwise specified, be for a term ceasing on the day prior to local government elections are held. Council may appoint members for a further term at the next available meeting following the elections.*

*The Working Group shall operate through Council in accordance with provisions of the Local Government Act 1995, local laws and the policies of the Shire of Dardanup and this Instrument.*

*Where employees of the Shire are to be members of the Working Group, the Council resolution to establish the Working Group is to state the number of officers and that the officers are to have equal voting rights at the Working Group meetings.*

## 2. NAME

*The name of the Working Group is the “Gnomesville Master Plan Working Group”.*

## 3. OBJECTIVES - GENERIC

*The following objectives are generic to all Council committees or working groups:*

- a) *To consider, advise and assist the local government in performing specified functions or fulfilling required responsibilities within its district;*
- b) *Where appropriate, to liaise with relevant agencies and other persons in the development, review and testing of Council policy and strategic objectives;*
- c) *To carry out research and other activities as directed by the Council or prescribed by the regulations; and*
- d) *To fulfil the objectives and/or undertake the specific tasks as a Committee of Council specified in Section 4 – Committee Objectives - Specific.*

*(Details of tasks to be endorsed by Council by resolution when the committee is established or as amended from time to time).*

## 4. COMMITTEE OBJECTIVES - SPECIFIC

*Council has established this Working Group to develop the Master Plan for Gnomesville.*

## 5. MEMBERSHIP

*If at a meeting of Council to make an appointment to a working group:-*

- a) *The Council resolves to nominate no more than four elected members as members for the working group for a period of two years or until the next ordinary Council election, the four elected members shall be members of the working group.*

*The elected members forming part of the working group are:*

1. *Cr. P Robinson;*
  2. *Cr. J Dow; and*
  3. *Cr T G Gardiner.*
- b) *The Council has not resolved to nominate any deputy members to the working group.*
  - c) *The Council resolves to nominate two members from the Ferguson Valley Marketing Inc. and the Wellington Mill Residents Association.*
  - d) *The Council resolves to appoint officers to the working group then the Chief Executive Officer is to nominate the officers; the officers nominated shall be non - voting advisory members of the working group as follows:-*
    - *Director Engineering & Development Services – Mr Luke Botica*
    - *Director Corporate & Community Services – Mr Phil Anastasakis*
    - *Project Development Engineer – Mr James Reilly*

- *Landscape Design Officer – Mrs Vicki Pretorius*
- *Environmental Officer – Mr Jackie Nichol*
- *Executive Governance Officer – Mrs Peta Nolan*

e) *A member retains membership of the committee until; the person no longer holds office by virtue of which the person became a member, the person resigns, the working group is disbanded, the local government removes the person from office; or the next election date.*

## **6. PRESIDING MEMBER**

*The Working Group shall appoint a Presiding Member to conduct its business in accordance with the provisions of Schedule 2.3. The Presiding Member shall ensure that minutes of the proceedings are kept and that business is conducted in accordance with the Shire of Dardanup Standing Orders. The CEO or delegated nominee will attend the first meeting to conduct the election of the Presiding Member or at a subsequent meeting if a new Presiding Member is to be elected.*

## **7. MEETINGS**

- 7.1 *The Working Group shall meet as business relevant to the working group dictates or as resolved by the Working Group.*
- 7.2 *Notice of meetings including an agenda shall be given to members at least 3 days prior to each meeting.*
- 7.3 *The Presiding member shall ensure that detailed minutes of all meetings are kept and shall, not later than 5 days after each meeting, provide the members and Council with a copy of such minutes.*
- 7.4 *The minutes of the meeting are to be included in the next available Ordinary Meeting of Council Agenda through an Officer's Report, where consideration of the recommendations will be included; where there are no recommendations the minutes are to be included in the Council agenda to be received by Council.*
- 7.5 *All members of the Working Group shall have one vote. If the vote of the members present are equally divided, the person presiding is to cast a second vote.*

## **8. QUORUM**

*Quorum for a meeting shall be at least 50% of the number of voting offices, whether vacant or not. A decision of the Working Group does not have effect unless it has been made by a simple majority.*

## **9. DELEGATED POWERS**

### **9.1 General Powers**

*The Working Group has the power to co-opt persons to attend the Working Group meetings from time to time to assist the Working Group in its functions, but does not have the power to appoint members to the Working Group. Co-opted persons do not have voting rights.*

*The Working Group shall seek the advice of the Chief Executive Officer prior to co-opting persons to assist the working group. The Chief Executive Officer shall be*

*responsible for advising the co-opted persons of the invitation and the reasons for the invitation in writing.*

#### **9.2 Specific Powers**

*The Working Group has no specific powers under the Local Government Act and is to advise and make recommendations to Council only through an Officer's Report.*

### **10. TERMINATION OF WORKING GROUP**

*Termination of the Working group shall be:*

*10.1 in accordance with the Local Government Act 1995; or*

*10.2 at the direction of Council; or*

*10.3 at the completion of the project.*

### **11. AMENDMENT TO THE INSTRUMENT OF APPOINTMENT AND DELEGATION**

*This document may be altered at any time by the Council on the recommendation of the Working Group, or by Council after giving 14 days' notice to the Working Group.*

### **12. WORKING GROUP DECISIONS**

*Working Group decisions shall not be binding on Council in any circumstance.*

### **13. HISTORY OF COUNCIL RESOLUTION ESTABLISHING THE WORKING GROUP**

*The Council Working Group was established by resolution 86-18 of the Shire of Dardanup Ordinary Meeting of Council held on the 28 March 2018.*

### **14. OFFICER(S) RESPONSIBLE FOR MANAGEMENT OF THE WORKING GROUP**

*The Chief Executive Officer shall appoint an officer relative to the Working Group's Terms of Reference to manage the working group. In normal circumstances this is the Director Engineering & Development Services.*

*The appointed officer shall provide the secretarial support through his/her Service Area.*

CARRIED  
7/0

12.14 Title: Eaton Bowling Club Redevelopment Working Group Meeting Minutes Held 26/07/2018

**MINUTES OF THE EATON BOWLING CLUB REDEVELOPMENT WORKING GROUP MEETING HELD ON THURSDAY, 26 JULY 2018, AT THE EATON BOWLING SOCIAL CLUB, PRATT ROAD COMMENCING AT 9.30AM.**

Officer Comment

The minutes of the Eaton Bowling Club Redevelopment Working Group meeting are attached (Appendix ORD: 12.14).

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

268-18      MOVED -    Cr. T G Gardiner      SECONDED -    Cr. C N Boyce

**THAT Council receives the minutes of the Eaton Bowling Club Redevelopment Working Group meeting held 26 July 2018.**

CARRIED  
7/0

**13      ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

None.

**14      NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING**

**OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION**

269-18      MOVED -    Cr. P R Perks      SECONDED -    Cr. J Dow

**THAT Council receive the request to delegate authority to the Chief Executive Officer for Confiscated or Uncollected Goods as Business of an Urgent Nature.**

CARRIED  
7/0



14.1 Title: Delegations- Confiscated or Uncollected Goods

*Reporting Department: Executive*

*Reporting Officer: Mrs Donna Bailye – Executive Governance Officer*

*Legislation: Local Government Act 1995*

Overview

In accordance with Section 3.46, 3.47 and 3.48 of the *Local Government Act 1995*, Delegation is required by Council to the Chief Executive Officer to authorise the selling or disposal of confiscated or uncollected goods or vehicles that have been ordered to be confiscated under s 3.43. Council is requested to authorise this delegation to the Chief Executive Officer.

Background

The annual review of Delegations was recently undertaken and presented to Council on the 27 June 2018 [resolution 202-18], however this area of delegation was not included. Due to the current need to dispose of impounded vehicles, this delegation is required from Council to the CEO. This will enable the CEO to authorise such disposals and accept any submitted offers to purchase these confiscated vehicles.

The *Local Government Act 1995* empowers Council to delegate certain power and authority to the Chief Executive Officer to carry out the functions of Council. A number of duties are to be performed by officers authorised by the local government; this is provided below for Council to endorse.

Legal Implications

- Local Government Act 1995

Section 5.42 – provides that a local government may delegate to the Chief Executive Officer the exercise of any of its powers or the discharge of any of its duties under the *Local Government Act 1995* or the *Planning and Development Act 2005* section 214(2), (3) or (5). Note: absolute majority required.

Section 5.43 – Council cannot delegate to a Chief Executive Officer any power that requires an absolute or special majority of the Local Government.

Section 5.44 – provides power to the Chief Executive Officer to delegate to any employee of the local government, the discharge of any of the Chief Executive Officer's duties or powers.

Section 5.45 (a) – delegations are for the period of time specified, or if no time is specified then the delegation is indefinite.

Section 5.45 (b) – any decision to amend or revoke a delegation is to be by an absolute majority vote.

Strategic Community Plan

Outcome 1.1 – To provide good governance to the community.

Environment - None.

Precedents -

Council considers delegations annually.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Officer Comment

Section 5.42 of the *Local Government Act 1995* empowers Council to delegate authority to the Chief Executive Officer, it is then up to the Chief Executive Officer to delegate authority to other officers.

The Chief Executive Officer is authorised by section 5.44 of the Act to delegate powers to other officers. Such delegations will be made to the relevant officers that have the relevant qualifications and experience in relation to the delegated powers.

It is recommended that the following Delegation be awarded to the Chief Executive Officer:

**RS24 Confiscated or Uncollected Goods**

*The Chief Executive Officer be delegated authority under s 3.46, 3.47 and 3.48 of the Local Government Act 1995, to:*

- *refuse to allow goods impounded under s.3.39 or 3.40A to be collected until the costs of removing, impounding and keeping them have been paid to the local government [s3.46]*
- *sell or otherwise dispose of confiscated or uncollected goods or vehicles that have been ordered to be confiscated under s3.43 [s.3.47].*
- *recover expenses incurred for removing, impounding and disposing of confiscated or uncollected goods [s3.48].*

*with the following condition:*

- *Disposal of confiscated or uncollected goods, including abandoned vehicles, with a market value less than \$20,000 may, in accordance with Functions and General Regulation 30, be disposed of by any means considered to provide best value, provided the process is transparent and accountable.*

Council Role - Executive/Strategic.



**16 MATTERS BEHIND CLOSED DOORS**

None.

**17 CLOSURE OF MEETING**

The Presiding Officer advises that the date of the next Ordinary Meeting of Council will be Wednesday 29 August 2018, commencing at 5.00pm at the Shire of Dardanup - Administration Centre Eaton.

There being no further business the Presiding Officer to declare the meeting closed at 5.48pm.

  
Shire of Dardanup

**CONFIRMATION OF MINUTES**

**“As the person presiding at the meeting at which these minutes were confirmed on, 29 August 2018, I certify that these minutes have been confirmed as a true and accurate record of proceedings.**

DocuSigned by:  


**Signed** \_\_\_\_\_  
(Chairman or Shire President or Councillor or Presiding Officer)

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