

MINUTES OF ORDINARY MEETING OF YARRIAMBIACK SHIRE COUNCIL HELD ON WEDNESDAY 12 SEPTEMBER 2012 AT THE MUNICIPAL OFFICE 34 LYLE STREET WARRACKNABEAL AT 9:30 AM

1 WELCOME

2 ACKNOWLEDGEMENT

We acknowledge the traditional owners of the land on which we meet today and pay our respect to both past and present elders.

3 PRAYER

Almighty God, without whom no Council can stand nor anything prosper we ask that you be present and guide us in our deliberations today. We pray that we will be fair in our judgements and wise in our actions and that decisions will be made with goodwill and a clear conscience for the betterment and welfare of the people of Yarriambiack Shire.

Amen

4 PRESENT

Crs K Zanker, J Kemfert, A McLean, J Wise, H Ballentine, G Lovel, R Kingston, Ray Campling (Chief Executive Officer) & James Magee (Director Infrastructure & Planning).

5 APOLOGIES

6 CONFIRMATION OF MINUTES

Ordinary Meeting of Council – 08 August 2012

Cr J Wise seconded Cr J Kemfert the Minutes of the Ordinary Meeting of Council held on 08 August 2012 be confirmed.

Carried

Closed Session of Council – 08 August 2012

Cr G Lovel seconded Cr H Ballentine the Minutes of the Closed Session of Council held on 08 August 2012 be confirmed.

Carried

7 DECLARATION OF CONFLICT OF INTEREST

James Magee (Director of Infrastructure & Planning) declared a of Conflict of Interest in relation to item 11.5 - Yarriambiack Creek Flows.

8 BUSINESS ARISING

8.1 Action List from last meeting

8.2 Ongoing and Pending Action List

9 PETITIONS

10 REPORTS

Corporate Reports

- 10.1 Mayor's Report
- 10.2 Councillor/Delegate Reports
- 10.3 Chief Executive Officer – Activity Report
- 10.4 Director Infrastructure & Planning Report
- 10.5 Works Report
- 10.6 Community Services Report
- 10.7 Infrastructure Services Report
- 10.8 Community Development Projects Report

11 REPORTS FOR DECISION

- 11.1 Annual Report – Financial Statement 2011/2012
- 11.2 Changes to Valuation Certification
- 11.3 Review of Road Management Plan
- 11.4 Capital Works Program 2012-2013 (*as tabled*)
- 11.5 Yarriambiack Creek Flows
- 11.6 Yarriambiack Heritage Study Stage One
- 11.7 Proposed Changes to the Planning Scheme
- 11.8 Celebrating Young People Youth Grants Round 13

10.1 Mayor's Report – prepared by Cr Kylie Zanker

09 August	Warracknabeal Show Grounds Reserve Tri-annual meeting
13 August	Rupanyup Kindergarten Committee meeting
14 August	Neighbourhood House meeting
15 August	Brim Community Consultation Visit
17 August	Marie Antoinette to Mardi Gras – Hillary Willowsmith collection and display for cancer research fundraising
21 August	Murtoa Community Consultation Visit
22 August	Council Forum
31 August	Mayoral Lunch – discussion of various matters
31 August	Yarriambiack Has Talent
01 September	Wimmera Volunteers Rebranding Workshop
04 September	Yarriambiack Creek Committee Annual meeting
06 September	Country Women's Association International Day - Beulah
10September	Rupanyup Community Consultation Visit
11 September	Vic Roads Annual Visit – Met with Regional Director, Ewen Nevett

10.2 Councillor's Reports**Cr G Lovel**

08 August	Dooen Freight Hub Opening
15-17 August	Waste Management meeting – Melbourne
21 August	Murtoa Community Visit
22 August	Council Forum
04 September	Attended Horsham Transport meeting

Cr A McLean

15 August	Attended Council Community Engagement meeting at Brim
22 August	Council Forum

Cr J Wise

10 August	Western Highway Action Committee meeting in Ballarat
13 August	Y/Fest meeting
	Roadsafe Wimmera AGM – Warracknabeal. New Chair – Nola Smith
14 August	Wimmera Development Association – Horsham
15 August	Brim Community Engagement meeting
20 August	Australian Local Government Women's Association (ALGWA) Candidate Information Session in Dimboola
21 August	Murtoa Community Engagement meeting
22 August	Council Forum
02 September	ALGWA Tele-Conference
05 September	Wimmera Leadership Presentations – Horsham
10 September	Rupanyup Community Engagement meeting
11 September	Wimmera Development Association – Horsham

Cr J Kempfert

- 08 August Horsham Freight Hub
- 21 August Murtoa Community Consultation
- 22 August Council Forum

Cr H Ballentine

- 21 August Hosted Horsham Tourism Volunteers on their visit to Beulah, Rosebery, Hopetoun & Brim 9.30am to 4.30pm - 11 volunteers attended. Thanks to Prue at Beulah and Judy and Bert from Hopetoun for their assistance
- 21 August Murtoa Community Visitation meeting
- 22 August Council Forum

Cr R Kingston

- 08 August Horsham Freight Hub
- 15 August Brim Community Consultation
- 21 August Murtoa Community Consultation
- 22 August Council Forum
- 24 August Food Agriculture Climate Energy Topsoil Sustainability (FACETS) Conference held at Longerenong and presented by NetBalance.
Combination of local and national speakers (streaming) on above topics
- 29 August Chaired Marma Lake Committee of Management Community meeting. Presentations made by community members on topic of future boating plans for Marma Lake
- 10 September Rupanyup Community Consultation

10.3 Chief Executive Officer – Activity Report – Prepared by Ray Campling

- Attended Peter Ryan, Deputy Premier – Business Breakfast meeting in Horsham
- Attended Wimmera Uniting Care refurbishment official opening
- Attended the official opening of the Dooen Intermodal Freight Hub
- Met with Mark Williams, Managing Director – Grampians Wimmera Mallee Water
- Met with Peter Brasher and Avinesh Maharaj, Senior Compliance Officers from Local Government Investigations and Compliance Inspectorate
- Attended Wimmera Development Association meeting
- Attended the Brim Community Visit
- Met with Keith Jackson and Marc Amos from Regional Development Victoria
- Met with Dean Miller – North Western Municipalities Association
- Met with Council Solicitors – Woomelang Land Transfer
- Attended the Murtoa Community Visit
- Met with Joe McClelland, Department of Planning & Community Development (DPCD)
- Met with Audrey Hoffmann – Warracknabeal Town Hall
- Attended Wimmera Southern Mallee Regional Growth Plan meeting
- Officiated as a Judge at the APEX Community Incentive Awards
- Met with John Goldsmith – Longerenong College
- Attended Grampians Regional Management Forum
- Met with John Craven, Caribou Publications – Tour of the Murray
- Met with Terry Lewis – Regional Manager, Department of Primary Industries
- Attended Wimmera Local Government CEO's meeting in Horsham
- Attended Wimmera Southern Mallee Regional Growth Plan Executive Project Management Group meeting
- Attended Regional Grants Commission meeting in Horsham
- Attended annual VicRoads meeting with Mayor Kyle Zanker, James Magee (Director Infrastructure & Planning) and Bernie Naylor (Infrastructure Service Manager)
- Attended Wimmera Development Association Business Awards meeting
- Attended Rupanyup Community Visit

10.4 Director Infrastructure & Planning Report – Prepared by James Magee

Flood Mitigation Report

The Environment and Natural Resources Committee tabled a report which looked at mitigation practices and procedures particularly over the past two years, in Victorian Parliament on 29 August 2012.

The report contains 40 recommendations. Yarriambiack Shire Council made submission and presented to the review.

Annual Meeting with VicRoads Representatives

The Mayor Cr Kylie Zanker, Yarriambiack Shire Council CEO Ray Campling, Bernie Naylor and I met with regional VicRoads managers on 11 September 2012.

Issues of concern for the municipality included:

- Enlargement of culvert capacity on Dunmunkle Creek at Rupanyup, Stawell Warracknabeal Road and Wimmera Highway
- Safety improvements at the intersection of Murtoa Glenorchy Road and Horsham Lubeck Road
- Safety concerns regarding channel crossing just south of Murtoa on Murtoa Glenorchy Road
- Repairs of outer kerbing at the Minyip Roundabout
- Culverts for drainage required on Borung Highway
- Increasing roughness of Council Roads and Highways
- Pedestrian safety on Rainbow Road Bridge, Warracknabeal
- Proposal to install footbridge north of Rainbow Road Bridge, Warracknabeal
- Widening of Borung Highway Bridge, Warracknabeal
- Tree canopy clearance and seal widening on curves of Hopetoun Walpeup Road

Assets – Prepared by Mick Evans**Asset Engineer**

- Continuing to follow protocol for new road names as per Geographical Names procedures for the road 'Peppercorn Way'
- Developing the new 2012-13 Capital Works Program - Reseals Program
- Reviewed and changed Road Management Plan where necessary
- Develop Asset Evaluation Report for the Finance Department and the Finance Auditors
- Continuing the process for Capital Evaluations on current and future projects

Design – Prepared by John Boehm**Council Capital Works Program 2012 / 2013**

- Surveys and Set out: Tempy Patchewollock Road(1.4km) and Lah Angle Road (3.3km) reconstruction for bitumen sealing

Flood Works Projects

- Brim West Road Culvert – concrete end walls and guard rails to Yarriambiack Creek culverts
- Brim flood clean up and repair works – repairs to the concrete inlet structure, damaged levee banks and road drains are complete. Contractors are currently working on the overflow sill at the outlet weir
- Continued investigations on the Murtoa south side catchment project, including the Murtoa bypass drain and flood control works
- The Beulah outlet weir flood control works on Luna Park Road are now completed, including a large overflow sill and road invert. Discussions and investigation works are continuing on the relocation of the Beulah inlet weir structure and associated repairs

Other Projects

- Survey and Draft Plans are in progress for a Community setup fuel outlet at Woomelang
- Investigations on a drainage proposal for the Marma Lake Reserve and new Tennis Courts in Murtoa

Environment – Prepared by Geoff Harvey

- Met with Catchment Management Authority (CMA) re creek regulator
- Yarriambiack Creek Advisory Committee meeting, Beulah
- Speed Mallee Field Days
- Yarrilinks tree planting weekend
- Arranged removal of dangerous trees in Minyip, Rupanyup and Warracknabeal
- Discussion with Trust for Nature re open day in October
- Tech Services meeting
- Wimmera Landcare Facilitator Steering Committee meeting
- Discussion with Department of Sustainability and Environment re illegal tree clearing
- Yarrilinks management meeting
- Mallee Landcare Facilitator re rabbit control in Mallee
- Inspected roadside vegetation clearance
- Responded to various requests, complaints

Technical Support – Prepared by Nathan McLean

- Assisted Design Engineer with surveying
- Traffic counter activation and reporting
- Designed and implemented new signage for entrance to Warracknabeal main office and Technical office
- Assisted Asset Engineer with Capital Works Program
- Custom Fleet vehicles quotes and deliveries
- Anti graffiti trailer quotes for grant submission
- Input of road segment data into Asset Asyst
- Spoke to Jenny from VicRoads re traffic management on roads
- New Hopetoun Depot building quotes

Risk & Safety Report – Prepared by Barry Sullivan

Bob Taylor (OH&S Officer) and I conducted a risk assessment of the Mallee Machinery Field Day site the day prior to its commencement at the request of their committee. Safety improvements were discussed with committee members and noted down by their safety officer during a site walk around.

Sixteen Council staff completed the very successful five day OH&S course for Managers, Supervisors and OH&S Representatives. A second course will be run in late November and early December to cater for those who were unable to attend the first course.

Bob Taylor, Colin Supple (OH&S Consultant) and I were called out to Hewitt's Pit to investigate the roll over of a contractor's excavator. No injuries were suffered by the operator. Worksafe were notified and attended the incident site the next day, with accident put down to "operator error".

Tagging of faulty plant and equipment at Hopetoun's three depots was conducted by Bob Taylor and I following a request from Hopetoun's Works Supervisor.

The Chemwatch program to record all chemical stored and owned by Council is continuing. Brianna Krause has temporarily joined our team to assist with data recording and administration tasks relating to the Chemwatch program.

Final housekeeping audits have been conducted in the southern depots with Management, Supervisors and OH&S Reps. A final report to be compiled and handed over to the Works Supervisor and OH&S Reps to target items listed in the audit. A time frame to complete the works was set and a further audit will be conducted in six months.

I attended a Wimmera Safety Group Breakfast Seminar session at Horsham with other Risk and Safety Officers from business and government. Lectures from WorkSafe focused on workplace bullying, induction of employees and general questions from the audience.

Warracknabeal Secondary College conducted a safety audit of the Warracknabeal Town Hall. Bob Taylor and I were invited by the school to assist the teacher and students in conducting a safety audit training exercise on the hall.

Building & Planning Activity

In August the following permits were issued:

Building: 6 Building Permits were issued in **August 2012**

Total Value of Building Work: **\$204,615**

Warracknabeal – Extensions to Existing Building

Warracknabeal – Alterations

Murtoa – Alterations & Garage

Beulah – Storage Shed

Warracknabeal – Garage

Murtoa – Alterations

6 applications were submitted in **August 2012**

Planning: 7 Planning Permits were issued in **August 2012**

App No: TP08-12
Applicant: Minyip/Murtoa Football Club – Philip Childs
Address of Land: Lake Street, Murtoa being CA 163K, Parish Ashens, Crown Land Reserve
Proposal: The extension of the licensed area (Shown in Red)
Date Issued: 07/08/2012

App No: TP28-12
Applicant: Bells Farma Products – Jamie Bell
Address of Land: 109 Wimmera Highway, Rupanyup
Proposal: To develop the land by the erection of two buildings and associated earthworks
Date Issued: 07/08/2012

App No: TP21-12
Applicant: CFA Beulah - Ian Marshman
Address of Land: 26 Bell Street, Beulah being Volume 11290 Folio 462
Proposal: The land to be developed by the construction of storage shed for an Emergency Service Facility (Fire Station)
Date Issued: 01/08/2012

App No: TP25-12
Applicant: Warracknabeal Angling Club – Al Thomas
Address of Land: Craig Avenue, Warracknabeal
Proposal: The land to be developed by the alteration to an existing shelter
Date Issued: 15/08/2012

App No: TP27-12
Applicant: James McFarlane
Address of Land: 349 Brim East Road, Brim
Proposal: The land to be subdivided
Date Issued: 22/08/2012

App No: TP23-12
Applicant: NWAS Properties – Steve Cameron
Address of Land: 247 Henty Highway, Warracknabeal
Proposal: The land to be used for a restricted retail premises (rural supplies) and to be developed by the construction of an industrial shed, associated earthworks, car-park, access way, and erection of signage
Date Issued: 27/08/2012

App No: TP24-12
Applicant: Frank Gregoric
Address of Land: 30-36 Mandeville Street, Hopetoun
Proposal: The land to be used for a store (storage of vehicles and machinery)
Date Issued: 27/08/2012

6 applications were submitted in **August 2012**

Planning Permit Amendments:

App No: TP12-09/A
Applicant: David McGavin
Address of Land: 25 Devereux Street, Warracknabeal
Proposal: Construction of Landings on 2 units
Date Issued: 15/08/2012

10.5 Works Report – Prepared by Brian Poulton**Capital Works Program – Roads and Streets 2012-2013**

URBAN ROAD PROJECTS	% COMPLETE	START DATE	COMPLETION DATE	COMMENT
King Street Brim (\$119,715)	%	October 2012		Road Reconstruction & Seal - Shire
Byrne Street Yaapeet (\$8,400)	%	September 2012		Shoulder Reconstruction & Seal - Shire
Strachan Street Hopetoun (\$34,500)	%	January 2013		Road Reconstruction & Seal - Shire
Mandeville Street Hopetoun (\$11,025)	100%	July 2012	July 2012	Shoulder Reconstruction & Seal - Shire
Gladstone Street Beulah (\$7,700)	%	September 2012		Shoulder Reconstruction & Seal - Shire
Hope Road Hopetoun (\$8,610)	100%	July 2012	July 2012	Shoulder Reconstruction & Seal - Shire
Conran Street Hopetoun (\$8,750)	100%	July 2012	July 2012	Shoulder Reconstruction & Seal - Shire
Dingwell Street Beulah (\$8,820)	%	September 2012		Shoulder Reconstruction & Seal - Shire
Bell Street Beulah (\$1,680)	%	September 2012		Shoulder Reconstruction & Seal - Shire

YARRIAMBIAK SHIRE COUNCIL

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URBAN ROAD PROJECT	% COMPLETE	START DATE	COMPLETION DATE	COMMENT
Degenhardt Street Murtoa (\$9,775)	%	January 2013		Road Reconstruction & Seal - Shire
Friend Street Murtoa (\$32,775)	%	January 2013		Road Reconstruction & Seal - Shire
Munro Street Murtoa (\$13,110)	%	November 2013		Road Reconstruction & Seal - Shire
McDonald Street Murtoa (\$22,724)	%	August 2012	Sept 2012	Road Reconstruction & Seal - Shire
Rabl Park Car Park Murtoa (\$15,000)	%	December 2012		Signage & Resurfacing
Cemetery Road Warracknabeal (\$117,300)	%	October 2012		Road & Shoulder Reconstruction - Shire
Gardiner Street Warracknabeal (\$51,117)	%	October 2012		Road Reconstruction & Seal - Shire
Pyers Street Warracknabeal (\$18,802)	%	September 2012		Road Reconstruction & Seal - Shire
Rose Street Warracknabeal (\$16,388)	%	September 2012		Road Reconstruction & Seal - Shire

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RURAL PROJECTS	% COMPLETE	START DATE	COMPLETION DATE	COMMENT
Bell Street Beulah (\$10,005)	%	December 2012		Construction & Realign Shire
Galaquil West Road (\$29,932)	%	May 2013		Road Reconstruction & Seal - Shire
Patchewollock – Temy Road (\$250,793)	%	September 2012		Road Reconstruction & Seal - Shire
Sea Lake - Lascalles (\$185,557)	%	November 2012		Road Reconstruction & Seal – Shire
Brim West Road (\$126,274)	%	April 2013		Road Reconstruction & Seal – Shire
Galaquil East Road (\$323,050)	%	February 2013		Road Reconstruction & Seal – Shire
Galaquil East Road (\$276,983)	%	February 2013		Road Reconstruction & Seal – Shire
Rainbow Road Rosebery (\$69,129)	%	May 2013		Road Reconstruction & Seal – Shire
Lascalles West Road (\$86,521)	%	March 2013		Road Reconstruction & Seal – Shire
Harts Road Beulah (\$187,072)	%	January 2013		Road Reconstruction & Seal – Shire
Thomas Road Murtoa (\$276,400)	%	April 2013		Road Reconstruction & Seal – Shire
Ashen Jacksons Road (\$44,210)	%	March 2013		Road Reconstruction & Seal – Shire
Dimboola – Minyip Road (\$153,208)	%	March 2013		Road Reconstruction & Seal – Shire

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RURAL PROJECTS	% COMPLETE	START DATE	COMPLETION DATE	COMMENT
Glenorchy Road (\$214,782)	%	January 2013		Road Reconstruction & Seal - Shire
Minyip Rich Avon Road (\$66,396)	%	January 2013		Road Reconstruction & Seal - Shire
Minyip Rich Avon Road (\$33,527)	%	February 2013		Road Reconstruction & Seal - Shire
Mount Pleasant Road (\$50,276)	%	February 2013		Road Reconstruction & Seal - Shire
Mount Pleasant Road (\$12,277)	%	February 2013		Road Reconstruction & Seal - Shire
Cemetery Road Murtoa (\$168,365)	%	April 2013		Road Reconstruction & Seal - Shire
Lah Angle Road (\$389,344)	%	September 2012		Road Reconstruction & Seal - Shire

Footpath Program 2011/2012

PROJECT	% COMPLETE	START DATE	COMPLETION DATE	COMMENT
Foundry Street Minyip (\$14,582)	%	March 2013		Quarry Dust Maintenance
Wimmera Street Minyip (\$4,815)	%	March 2013		Quarry Dust Maintenance
Main Street Speed (\$3,768)	%	November 2012		Concrete Maintenance
Breen Street Murtoa (\$2,153)	%	March 2013		Quarry Dust Maintenance
Bowman Street Warracknabeal (\$2,770)	%	December 2012		Quarry Dust Maintenance
Jamouneau Street Warracknabeal (\$2,093)	%	February 2013		Concrete Maintenance
McLeod Street Murtoa (\$6,007)	%	February 2013		Quarry Dust Maintenance
Miller Street Murtoa (\$7,383)	%	February 2013		Quarry Dust Maintenance
Begg Street Warracknabeal (\$10,047)	%	November 2012		Concrete Maintenance
Coral Avenue Warracknabeal (\$11,861)	%	November 2012		Concrete Maintenance
Gardiner Street Warracknabeal (\$14,652)	%	December 2012		Concrete Maintenance
Phillips Street Warracknabeal (\$15,000)	%	December 2012		Concrete Maintenance
Scott Street Warracknabeal (\$61,260)	%	October 2012		Concrete Maintenance
Werrigar Street Warracknabeal (\$16,885)	%	November 2012		Concrete Maintenance

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12 SEPTEMBER 2012

PROJECT	% COMPLETE	START DATE	COMPLETION DATE	COMMENT
Cumming Street Hopetoun (\$9,070)	%	September 2012		Concrete Maintenance
Garrard Street Hopetoun (\$50,097)	%	September 2012		Concrete Maintenance
Garrard Street – Cumming Street Hopetoun (\$8,254)	%	October 2012		Quarry Dust Maintenance
Various \$10,000	%			Short Sections Concrete
Various \$10,000	%			Pedestrian Crossings

Gravel Re-sheet Works

Total Gravel Re-sheet Works 62.490km

Completed Works

Boundry Road
 Golf Hill Road
 Taylor Road
 Yaapeet South Road
 Whites Road North
 Challambra Road
 Kents Road
 Cannum Five Chain

Completed Works 10.260km

Sheep Hills / Bangerang Road

***Global Contract – commenced gravel work in the southern region of the Shire**

10.6 Community Services – Prepared by Gavin Blinman

Kindergartens

The Rupanyup Kindergarten extensions are underway with David Delahunty engaged to carry out works to improve the Kindergarten and Maternal Child Health areas of the building.

We are currently looking at advertising for Casual relief staff for our Kindergartens as we are finding it difficult to get staff in for replacements.

We are finalizing a submission for the Hopetoun Kindergarten up-grade; we have met with the Hopetoun community and Wimmera Uniting Care to assist in the submission.

Aged and Disability

Following the resignation of our Aged and Disability Coordinator we are advertising the position. In the interim staff will be covering the role from within the Home and Community Care (HACC) office.

We are supporting Alzheimer's Victoria in setting up a Memory Lane Café in Hopetoun. This program supports not only people with dementia, but also their carers.

Alzheimer's Victoria wanted a location to set up the program in a remote area and Hopetoun has started well with around 10 people attending the sessions.

Portsea Camp will be advertised shortly as we need to start letting families know to gain numbers for the January camp.

Staffing levels have once again fallen due to retirements and illness, we may need to again advertise in the near future for more home care staff.

Environmental Health / Local Laws

Food premise inspections have continued and a new business has been checked as part of the preliminary inspection prior to opening.

The Environmental Health Officer has attended a training session in preparation for the new state-wide mobile food premises registration database.

New onsite wastewater inspections continue with two in the north and two in the south.

Council is currently talking with Department of Sustainability and Environment (DSE) for outstanding accounts relating to land slashed as part of our fire prevention program. It now looks likely that the DSE will cover these costs.

This month the ranger has had to deal with three dog attacks and a rushing dog situation. One attack in Murtoa resulted in the death of cats and two other dogs being injured.

The offending dogs were surrendered by the owner and are in the pound and will be euthanized by the vet shortly.

In Warracknabeal two dogs attacked and killed pet ducks, these dogs are in the pound and the ranger will be organizing for them to see the vet also.

The EHO and Ranger have been working on the new local laws which will need to be in place by October 2013.

A new animal welfare plan also is being drafted and will need to be in place by the end of the year.

Youth

The Youth Worker has been successful in gaining a grant of \$3,000 towards the costs of the Health Harmony and Happiness expo being run shortly.

Yarriambiack Has Talent occurred on the 31st August and entries were received from across the shire. The event was a great success with at least 250 people in the audience and 22 acts on stage.

“Celebrating Young People” grants closed on 7 September 2012 and applications will be presented at Council for approval.

Nexus event was attended, 16 young people and the southern Youth Worker went to Horsham for this.

The southern Youth Worker is trying to get more young people engaged and is visiting the schools.

Emergency Relief

Low numbers again this month for the program, we are still referring clients to Wimmera Uniting Care for financial counselling.

We recently hosted an emergency management recovery exercise for the region. The exercise codenamed ‘Achilles’ was to test the response of all agencies in supporting vulnerable people in our Shire.

All emergency response agencies, Police, health agencies and local schools attended.

Volunteer Transport

17 clients were transported 3896 kilometres – a busy month for our transport service.

Maternal and Child Health

Staff attended Safe Sleep Place training and Infant Mental Health Day. School immunizations are commencing in September, this will be the final round for this year.

Our nurses are hosting a regional Maternal Child Health meeting in Murtoa shortly and are busy organizing a venue and the program.

A forum to discuss early intervention services in our region was held by the Department of Human Services as a result of a coroner’s recommendation recently.

The coroner’s recommendation suggested improvements in communication between services and all agencies involved in supporting young children were involved in the planning day.

10.7 Infrastructure Services Report – Prepared by Bernie Naylor**Hopetoun Swimming Pool / Poulton Park**

The final inspection and sign off was undertaken on Friday, 29 July 2012 by Mark Amos from Regional Development Victoria.

Landscaping works are currently being carried out by the committee.

Contract C170/2012

Council has advertised for the supply and delivery of one (1) Tipping Truck and a Three Axle Dog Trailer based at Warracknabeal.

Tenders for this contract will close on Monday, 24 September 2012.

Mechanics Workshop Extension (Warracknabeal)

Works on the extension to the Mechanics Depot in Warracknabeal have been completed.

With this extension now completed all mechanical works on our larger equipment such as trucks and graders can be undertaken in all weather conditions under cover.

Contract 1606/0607 Retail Electricity – Procurement Australia

Council's existing contract with AGL for retail electricity ends in June 2013 and Council has appointed Procurement Australia to act as sole agent for the purpose of seeking tenders for a new Contract.

The contract is for 5 years with possible extensions and is for small and large sites.

There are 341 entities involved in this tender which closed on Friday, 5 September 2012.

Q72/2012 - Removal of Fire Hazards

Council will be calling tenders for the removal of Fire Hazards within the municipality.

This contract will be for three years and involves the removal of fire hazards from properties in the urban areas as instructed by Council's Municipal Fire Prevention Officer.

Council will also be conducting another free Green Waste Day in October 2012 to assist residents in cleaning up properties prior to the fire season.

Electricity Audits

I have been in contact with AGL regarding the undertaking of a trial electricity audit of the main office at 34 Lyle St and also the Children's Centre in Werrigar Street, Warracknabeal.

The audit is at no cost to Council and is carried out by AGL, who following the audit, make recommendations to Council about measures to save on our power usage at these sites.

Council can then ascertain the power saving measures costs and then decide whether to proceed with these recommendations.

Drainage – Gardiner Street

Following the major rain events we had in the previous year and the issues we had in Gardiner Street regarding storm water drainage for that particular area, Council has engaged Rob Hudson from Midbrook Constructions to investigate two areas of concern.

- Pump capacity at the corner of Gardiner and Scott Street – undertake investigation to install a second pump in the pit
- Design underground stormwater drainage that would connect the system east of Elizabeth Street to that on the corner of Molyneaux and Gardiner Street

Discussions with Rob Hudson have been held and these designs works are currently in process.

Scrap Metal Collection Tender – Three (3) Years

The previous contract for this service was carried out by Sims Metals. This contract came to a conclusion in March 2012.

Grampians Regional Waste Management Group (GRWMG) has historically carried out the tender invitation process and acts as an agent for the member Councils for this service. It coordinates the collection of the scrap metals by the contractor across the region.

Invitations to tender for the service were advertised in The Age on Saturday, 26 May 2012 as well as on the GRWMG website. Tenders closed at 4 pm on Friday, 15 June 2012.

At the close time, four tenders had been received, being Norstar of Laverton, Manhari Metal of Horsham, One Steel of Laverton North and Sims Metals of Sunshine.

Tender evaluation was undertaken by the GRWMG and member Council officers of - Kerrie Tomkins (GRWMG), Kelvin Howe and Mario Milibrian (HRCC), Kath Gosden and Elisha Atchinson (NGSC) and Eddie Brynes (ASRCC). Declarations of no conflict of interest for these tenderers were called for and a nil return of declarations was received.

Confidentiality as set out in GRWMG Policies and Procedures was implemented and adhered to for the purpose of this evaluation.

The evaluation showed that Manhari was the best value for money for the region as it has a consistent price per tonne, across the region, with excellent service response cited with the base being in Horsham.

The GRWMG Board gave consideration to the report from the evaluation panel at its Board meeting on 15 August 2012 and it recommends to each member Council to award the individual contracts to the preferred tenderer.

Financial

Manhari has tendered \$172.50 per tonne. There is no increase or decrease in this figure for the term of the contract.

Recommendation

It is recommended that Manhari Metals Pty Ltd, of 52 Henty Highway, Horsham, be awarded the contract for the collecting of scrap metal in this municipality and that Council Sign and Seal the Agreement.

Moved Cr G Lovel seconded Cr J Kempfert that the Yarriambiack Shire Council award the contract for the collection of scrap metal in this municipality to Manhari Metals Pty Ltd, of 52 Henty Highway, Horsham and that Council Sign and Seal the Agreement.

Carried

10.8 Business, Economic & Community Development Report – Prepared by Jaye Macumber

Meetings Attended

20/08/2012 – Regional Development Victoria (RDV) Visit with Marc Amos and Keith Jackson
20/08/2012 – Minyip Meats with Gary Cameron and John Drum
20/08/2012 – Rupanyup Flood Relief Committee re: Concert
21/08/2012 – Wimmera Mallee Tourism in Kaniva
21/08/2012 – Murtoa Community Visit
22/08/2012 – Met with Les Jones and Tony Welch in Yaapeet
22/08/2012 – Met with Prue McCredden in Beulah
23/08/2012 – 28/08/2012 – Met with Chris Taylor of Bellevue Trading
23/08/2012 – Met with Geoffrey's Menswear and Mensland, Warracknabeal
27/08/2012 – RDV Project Management seminar
28/08/2012 – Met with Farralls Auto Electrical, Andrew and Danielle Barbetti
29/08/2012 – Met with Rob Lehmann, Warracknabeal Table Tennis
30/08/2012 – Met with Charee Bolwell, re Rupanyup Flood Benefit Concert
31/08/2012 – Met with Maxine Mitchell, Rosebery Art Gallery

Community Development

Flood Recovery Local Government Allocation Story Boards – Council has received allocated funding.

Rupanyup Flood Concert – Committee in place. Concert planned for late February / early March.

Business Development

In August I met with Lance Huebner to discuss Y/Fest 2013. Official meeting to organize event is scheduled for Tuesday, 11 September 2012.

Met with business owners to discuss social media to improve and increase business opportunities and other various matters.

Community Projects – Prepared by Dennis Smith**Putting Locals First Program**

We are waiting on the outcome of the Rupanyup Memorial Hall air conditioning application.

Final design for the Hopetoun Football Clubrooms function area extension has been completed and costing is now being obtained. Once the financials have been determined a Project Proposal will be submitted to Regional Development Victoria for consideration.

Country Football and Netball Program 2011/2012

Re-sheeting works for the Hopetoun Netball Courts Upgrade project are anticipated to commence late September with Synpave to be applied late October.

Community Facility Funding Program 2013/2014

Advertisements were placed in the local press for this round of funding, with a closing date for Community Expressions of Interest to Council of 17 August 2012.

Council received two Expressions of Interest, namely, Beulah Bowling Club for a synthetic surface and Hopetoun Cricket Club for construction of new practice facilities at the Recreation Reserve. Full applications for both of these projects will be developed over the next two to three weeks.

The closing date for applications from Council to Sport and Recreation Victoria is Wednesday, 26 September 2012. This round is for works to commence in July 2013.

Beulah Recreation Reserve Lighting Upgrade

The new light towers have been erected and underground power installed. The installation of new light globes and subsequent electrical connection will be carried out over the forthcoming weeks.

Murtoa Angling Club Clubhouse

Internal works are well underway with an expected completion of all works to be in October.

Hopetoun Golf Club Synthetic Tees

Installation of the new synthetic tees is approximately 50% complete.

Rupanyup Tennis Courts

Re-sheeting works for these courts are anticipated to commence mid September with Synpave to be applied mid October.

Warracknabeal Streetscape Stage Three

Arrangements for implementation of this project are underway with an anticipated commencement in October.

SHARE Program (Sustainable Healthy Adaptable Resilient Engaged) – Prepared by Marianne Ferguson**Community Engagement Consultant**

The first stage of the project is now complete with SED Consulting circulating surveys to the Progress Associations across the Shire and visiting each Association. The next stage will include updating the Community Action Plans via a post card system that will allow all community members to participate.

Wimmera Mallee Tourism Association

The Association is continuing to develop the monthly photo competition that will feature on www.wimmeramalleetourism.com.au The Facebook Page is continuing to grow with currently 110 people who 'Like' the page.

Yarriambiack Tourism Association

The next Yarriambiack Tourism Association meeting will be held on Monday, 29 October at Emma's Cafe in Minyip.

The Association will be taking a tour of the Wyperfeld National Park on Wednesday, 26 September 2012. The local tours are important for the Association as it allows all members to be familiar with tourist attractions across the Shire.

The Woomelang Town Brochure is now complete and currently being printed. The Op Shop Tour is also complete and can be downloaded at www.wimmeramalleetourism.com.au

Woomelang Old Shop

At the time of this report the associated paperwork has been submitted to ASIC for the transfer of the buildings to Council.

Moved Cr G Lovel seconded Cr J Wise that standing orders be suspended at 10:30am.

Carried

Moved Cr J Wise seconded Cr H Ballentine that standing orders be resumed at 10:50am.

Carried

11 REPORTS FOR DECISION

11.1 Annual Report – Financial Statement 2011/2012 – Prepared by Anita McFarlane

The Local Government Act requires Council to pass a resolution;

- (i) giving approval in principle to the statements
- (ii) authorising two Councillors to certify the final statements prior to the Auditors signing the Audit Report.

Recommendation

- (i) Council approves in principle the Financial Statements.
- (ii) Council authorises Cr Zanker and Cr Wise to certify the Financial Statements in their final form after any changes recommended, or agreed to, by the auditor have been made.
- (iii) Council approves in principle the Standard Statements.
- (iv) Council authorises Cr Zanker and Cr Wise to certify the Standard Statements in their final form after any changes recommended, or agreed to, by the auditor have been made.
- (v) Council approves in principle the Performance Statements.
- (vi) Council authorises Cr Zanker and Cr Wise to certify the Performance Statements in their final form after any changes recommended or agreed to, by the auditor have been made.

Moved Cr H Ballentine seconded Cr R Kingston that:

- (i) Council approves in principle the Financial Statements.**
- (ii) Council authorises Cr Zanker and Cr Wise to certify the Financial Statements in their final form after any changes recommended, or agreed to, by the auditor have been made.**
- (iii) Council approves in principle the Standard Statements.**
- (iv) Council authorises Cr Zanker and Cr Wise to certify the Standard Statements in their final form after any changes recommended, or agreed to, by the auditor have been made.**
- (v) Council approves in principle the Performance Statements.**
- (vi) Council authorises Cr Zanker and Cr Wise to certify the Performance Statements in their final form after any changes recommended or agreed to, by the auditor have been made.**

Carried

11.2 Changes to Valuation Certification – Prepared by Chantelle Pitt



CERTIFICATION FOR CHANGES IN THE VALUATION

This is to certify that the total valuation of rateable properties in the Rate Book of the municipality of the Yarriambiack Shire Council was increased by Supplementary Valuations as referred to in returns by Council’s Valuer dated as at **1 September 2011, 7 September 2011, 9 September 2011, 13 September 2011, 14 September 2011, 20 October 2011 and 18 June 2012** and that the alterations have been incorporated into the Rate Book in accordance with such returns.

The total rates levied by the municipality on the 10th August 2011 by a General rate of **.6632 cents in the dollar** and a Differential rate of **.5637 cents in the dollar** (being all farm land within the municipality) by virtue of the Local Government Act 1989 or any other Act for that period ending 30th June 2012.

Dated this the 12th September 2012.

The Common Seal of the Yarriambiack Shire Council was hereunto affixed in the presence of:

Councillor:

Councillor:

C.E.O:

Recommendation

That the Certification for Changes in the Valuation be signed and sealed.

Moved Cr J Wise seconded Cr J Kemfert that the Certification for Changes in the Valuation be Signed and Sealed by the Yarriambiack Shire Council.

Carried

11.3 Review of Road Management Plan – Michael Evans

Council advertised in mid-July 2012 its intention to review its Road Management Plan and invited written submissions on the proposed review until Friday 17 August 2012.

The Road Management Plan nominates standards for safety and inspections of Council roads.

Recommendation

That the action of advertising the planned review of the Road Management Plan be ratified by Council.

Moved Cr A McLean seconded Cr R Kingston that the action of advertising the planned review of the Road Management Plan be ratified by the Yarriambiack Shire Council.

Carried

Changes to Road Management Plan

5.1 Asset Management

In this system, 20% minimum of roads yearly are inspected and given a condition rating as to their serviceability and structural integrity.

5.9.1 Asset Condition Surveys

Asset condition surveys are conducted each year for the following asset categories:-

- **Sealed roads** - 20% minimum per year
- **Gravel roads** - 20% minimum per year
- **Footpaths** - 20% minimum per year

- **Kerb and channel** - inspected on a three yearly interval
- **Street furniture** - inspected on a three yearly interval
- **Bridges and culverts** - inspected on a three yearly interval

5.9.3 Regular Maintenance Inspections – Footpaths – category ratings reversed to suit new Asset Management Plan

Council's Footpath Hierarchy classifies each footpath in the municipality into one of three classifications dependent upon its use and function. These footpaths will receive inspections in accordance with the following:

Category	Inspection Frequency	Standards / Intervention level
1	12 monthly	As per Appendix B
2	2 yearly	As per Appendix B
3	No regular inspection	

5.13 Traffic Management

Council carries out Road Safety Audits on road construction projects with a budget in excess of \$100,000. The Road Safety Audit used is the format contained within the VicRoads 'Roadworks Signage Code of Practice'.

Appendix B

STANDARDS FOR FOOTPATH INSPECTION

Category ratings reversed to suit new Asset Management Plan

HERARCHY CLASSIFICATIONS

CATEGORY 1	Paths that link focal points such as: shopping areas, medical centres, schools, recreation facilities etc.
CATEGORY 2	Paths that are regularly used by a medium number of pedestrians. Most of these paths are in the residential areas.
CATEGORY 3	All other paths in use (many are not constructed). Also includes primarily paths used for recreational purposes. Eg. Beside Yarriambiack Creek and around Lake Marma at Murtoa.

	CATEGORY 1	CATEGORY 2	CATEGORY 3
Level difference 10mm - 20mm	H	M	L
Level difference > 20mm	VH	H	M
Central gap wider than 15mm and deeper than 20mm	VH	H	M
Edge drop off greater than 20mm	H	M	L
Vegetation intruding into the CLEAR AREA ZONE –width of path and height of 2 metres	H	M	L

Appendix L

Latest version of the Asset Management policy

Appendix Q

Latest version of the Classifications for Road Hierarchy

Inclusion of a new clause

Exceptional Circumstances

“Council will make every effort to meet its commitments under its Road Management Plan.

However, there may be situations or circumstances that affects Council's business activities to the extent that it cannot deliver on the service levels of the RM Plan. These include but are not limited to: natural disasters, such as fires, floods, or storms, or a prolonged labour or resource shortage, due to a need to commit or redeploy Council staff and/or equipment elsewhere.

In the event that the Chief Executive Officer (CEO) of Council has considered the impact of such an event on the limited financial resources of Council and its other conflicting priorities, and determined that the RM Plan cannot be met, then pursuant to Section 83 of the Wrongs Act, the CEO will write to Council's Officer in Charge of its Plan and inform them that some, or all of the timeframes and responses in Council's RM Plan are to be suspended.

Once the scope of the event/s have been determined, and the resources committed to the event response have been identified, then there will be an ongoing consultation between Council's CEO and Council's Officer responsible for the RM Plan, to determine which parts of Council's Plan are to be reactivated and when.

Council statements to residents about the suspension or reduction of the services under the RM Plan will include reference to how the work that will be done has been prioritised and the period for which it is likely to be affected."

11.4 Capital Works Program for 2012-2013 – Prepared by Michael Evans

The Capital Works Program for Gravel Re-Sheets, Footpaths, Kerb & Channel, Drainage and Major Culverts & Bridges as tabled.

Recommendation

That Council adopt the Capital Works Program as tabled.

Moved Cr G Lovel seconded Cr J Kempfert that the Yarriambiack Shire Council adopt the Capital Works Program as tabled.

Carried

James Magee (Director of Infrastructure & Planning) left Council Chambers at 10:55 due to a Declaration of a Conflict of Interest in regards to item 11.5 - Yarriambiack Creek Flows.

11.5 Yarriambiack Creek Flows – Prepared by James Magee

Yarriambiack Creek Flows are currently benefitting from environmental flows down the Wimmera River.

In the Wimmera River, there is a requirement to let all environmental flows pass each weir. No such requirement exists on Yarriambiack Creek, as such the Wimmera Catchment Management Authority has suggested Yarriambiack Shire Council should regulate and control such flows.

Previous practice has been that each weir pool would generally fill before allowing flows to pass, this has already occurred this year at Warracknabeal. It is likely that Yarriambiack Creek will receive similar flows to what is currently occurring, in future years, hence a consistent policy is required if regular flows are to occur.

If flows are required to pass each weir, an adjustment should be made to allow for stormwater top ups of weir pools. This complicates the procedure somewhat, but would be required for fairness if this option were undertaken.

Yarriambiack Shire Council requested the Yarriambiack Creek Advisory Committee to provide a recommendation on the matter. Yarriambiack Creek Advisory Committee met 1 August 2012 and passed the following recommendation for Council:-

‘That water be allowed to pass through each weir pool and an allowance to increase height pro rata for rainfall and that the policy be reviewed as needed’

The resolution was passed by four votes to two, however quite a few members were absent from the meeting.

For simplicity, Council and Committees of Management do not want to be regularly adjusting weir gates, this may create community concern also.

The amounts of water required to fill each weir pool are relatively small, so the amount of environmental benefit lost to the remainder of the creek would not be significant.

Recommendation

That each weir pool be allowed to fill before water passes further up Yarriambiack Creek.

Moved Cr A McLean seconded Cr J Wise that the Yarriambiack Shire Council adopt the above recommendation.

Carried

Moved Cr R Kingston seconded Cr G Lovel that the new appointed Council thoroughly review the decision made on the above recommendation early in 2013.

Carried

James returned to Council Chambers at 11:05am.

11.6 Yarriambiack Heritage Study Stage 1 – Prepared by David Young

Introduction

Yarriambiack Shire appointed Context Pty Ltd in February 2011 to undertake Stage One of the *Yarriambiack Shire Heritage Study*, which follows Heritage Victoria's standard two-stage approach for municipal heritage studies. Context has now completed Stage One and has submitted the final report for Council consideration. The full report is available on Council's Website, ► planning, ► planning services, ► council planning documents, ► heritage study volume 1 and volume 2.

Background

The Study has developed an understanding of the history and heritage of the whole of the Shire. It includes a thematic environmental history, a list of places of potential European contact heritage significance and recommendations for future assessment in Stage Two.

Prior to Council undertaking this study, no comprehensive heritage study of the Shire had been conducted. The *Heritage Study* has identified those places that reflect aspects of the Shire's history.

Overview of Study

The Heritage Study Stage One has involved research, community involvement and on ground field surveys. Volume 1 Comprises "*Yarriambiack Shire's Thematic Environmental History*" and Volume 2 the key findings and recommendations". Places existing or the potential to be listed are included on the Hermes database (supplied by Heritage Victoria) that contains place records for places of potential cultural heritage significance. This also includes places identified, assessed and documented by previous heritage studies and by Heritage Victoria.

The Study now provides an understanding of the extent and location of places of potential cultural heritage significance throughout the Shire. The consultants have also provided an estimate in order to complete Stage Two, assessment of places identified and how it may be carried out.

Key outcomes & findings

The following is an extract as to the key findings of the report (in part)

"Chapter 3 sets out the key outcomes and findings of the Study, which are:

- *The Yarriambiack Shire Thematic Environmental History, which provides a comprehensive overview of the key historic themes that have shaped the development of Yarriambiack Shire. It provides a context for the identification and assessment of the heritage places documented by the Study.*

- *Priority places. The Study has identified 239 places of potential heritage significance (at the local or State level). In order to set priorities for the Stage Two study, places identified in Stage One were analysed in light of available information, their physical condition, their potential level of significance and whether or not they were under threat. As a result of this analysis, the following Stage Two priorities were set:*

1. *There are 168 places identified as High priority. Of these, 27 places are part of precincts or 'serial nominations'. High priority places provide important evidence of the key historic themes identified in the Thematic Environmental History and are considered to be, comparatively speaking, better or outstanding examples of their type and are most likely to achieve the threshold of local significance. Some may be of State significance.*
2. *There are 101 places identified as Medium priority. Medium priority places include places that are already well-represented in the current Heritage Overlay (HO) schedule for which there are better comparative examples that are deemed High priority.*
3. *No action. 60 places assessed during Stage One are not significant, have been demolished or no longer exist, or are archaeological sites already included on the Victorian Heritage Inventory and no further action is required.*
4. *Existing HO precincts. The town centre precincts already included in the heritage overlay at Beulah, Minyip, Murtoa, Patchewollock, Rupanyup and Warracknabeal have been assessed and documented. Statements of significance listing the Significant, Contributory and Non-contributory places within each precinct have been prepared, which provide the basis for a planning scheme amendment to correct existing mapping errors.*
5. *Existing HO places mapping errors. Consultation and fieldwork has identified a number of errors with the heritage overlay schedule description (e.g., incorrect name and/or address) and mapping of HO places already included in the heritage overlay.*
6. *Stage Two budget estimates. This provides an estimate of the cost to complete Stage Two of the Study including all the tasks specified in section 2 of the Brief.*

Recommendations

That Yarriambiack Shire Council:

1. Adopt the Yarriambiack Shire Heritage Study (Stage One).
2. Apply for a significant amount of grant money from the State Government to assist with the undertaking of Stage Two.
3. Prepare a planning scheme amendment to correct the errors with the existing heritage overlay schedule and maps.
4. Obtain cost estimates to prepare statements of significance for the 55 places of individual significance already in the heritage overlay.

Moved Cr J Wise seconded Cr H Ballentine that:

- 1. Adopt the Yarriambiack Shire Heritage Study (Stage One).**
- 2. Apply for a significant amount of grant money from the State Government to assist with the undertaking of Stage Two.**
- 3. Prepare a planning scheme amendment to correct the errors with the existing heritage overlay schedule and maps.**
- 4. Obtain cost estimates to prepare statements of significance for the 55 places of individual significance already in the heritage overlay.**

Carried

11.7 Proposed Changes to the Planning Scheme – Prepared by David Young

Introduction

The Minister for Planning has announced a number of reforms to the Victorian Planning Provisions (the Scheme), some of which have already occurred and some of which are proposed. The intention of the reforms are to simplify the requirements of the Scheme, allow consideration of a broader range of activities within the Scheme and to better manage growth through the developing areas of Victoria.

Councils and professional associations across the State have been calling for more flexibility from zone provisions, more use of Council discretion and the easier and more certain implementation of policy.

Overview

The following is a brief outline of the proposed changes. The Information in the tables below has been supplied by the Municipal Association of Victoria (MAV) and modified by Council. The tables provide an outline of the proposed changes to each zone and what uses will and will not be prohibited:-

Appendix 1 – Comparison of Old and New Residential Zones;

Appendix 2 – Comparison of Existing Business to Proposed Commercial Zones;

Appendix 3 – Comparison of Discretionary Use for Rural Zones.

Current Zones within the Yarriambiack Shire

Yarriambiack Shire has a number of zones that are used to control development and uses. These include:

- Residential 1
- Township
- Industrial 1
- Rural Living
- Low Density Residential
- Business 1, 3 and 4
- Farming Zone

As part of the proposal there will be some changes to a number of existing zones and a consolidation and formulation of new zones.

Zones within the Yarriambiack Shire

Based on the information sent out with the comment papers, (which has been very limited), the following would be a translation of the old zone to the proposed new zone.

Current	New
Residential 1	New General Residential Zone
Township	Amended Township
Industrial 1	Amended Industrial 1
Rural Living	Amended Rural Living
Low Density Residential	Amended Low Density Residential
Business 1	New Commercial 1
Business 3 and 4	New Commercial 2
Farming Zone	Amended Farming Zone

Impacts and Main Changes to Zones for Yarriambiack Shire**Commercial Zone**

Council currently has a Business 1, 3 and 4 Zone. Business 1 covers the main commercial area of Warracknabeal and 3 and 4 adjoins the Henty Highway in Warracknabeal. It is not expected that the proposed changes will have any detrimental impact on Council's planning.

Commercial 1

The new Commercial 1 Zone will: remove use permit requirements for all retail; remove adjoining conditions for an office and education centre; remove use permit requirements for all accommodation. All Building and Works will still require permits to be issued by Council.

Commercial 2

The new Commercial 2 Zone will: remove use permit requirements for all cinemas, restricted retail premises, food and drink premises and trade supplies; exempt small scale supermarkets' up to 2000 square metres and associated shops; make a use permit requirement for all accommodation except a dwelling. All Building and Works will still require permits to be issued by Council.

Residential

Council currently has two predominant residential zones, these being Residential 1 and the Township Zone. The Township Zone will have some minor amendments while the Residential 1 Zone will be replaced by one of the three proposed zones. It is suggested that the General Residential Zone will be most suited to Yarriambiack Shire. The proposed changes to the provisions of the Township Zone are expected to have little impact. However, the proposed changes to the Residential 1 Zone may create a situation where commercial uses, such as food and drink premises, move out of the "deemed" commercial area into a residential precinct. Under the provisions of the new zone a permit is not required for a food and drink premises, other than a convenience restaurant, tavern and hotel, for both use and development.

Township Zone

The new Township Zone will: allow local neighbourhood character objectives, application requirements and decision guidelines to be specified; retain a discretionary height limit of nine metres; allow a local maximum building height to be specified that cannot be exceeded; allow key residential siting and design requirements to be varied for different neighbourhoods; reduce the planning permit threshold to construct or extend one dwelling on a lot from 300 square metres to 200 square metres; remove or reduce restrictions on non-residential land uses such as places of worship, medical centres and convenience shops.

General Residential Zone

The new zone will: allow local neighbourhood character objectives, application requirements and decision guidelines to be specified; retain third party notice, objection and review rights; retain a discretionary height limit of nine metres for residential development; allow a local maximum building height to be specified that cannot be exceeded; allow key residential siting and design requirements to be varied for different neighbourhoods; reduce the planning permit threshold to construct one dwelling on a lot from 300 square metres to 200 square metres; remove or reduce restrictions on non residential land uses such as places of worship, medical centres and convenience shops; allow small scale commercial uses such as offices and shops within 100 metres of a commercial area.

Rural Zone

Council currently has two rural zones, the Farming Zone and the Rural Living Zone. The Farming Zone was introduced via a Ministerial amendment to all Schemes across the State. The amendment removed the majority of Council's discretionary powers to consider applications and made the majority of uses prohibited. The focus of the amendment was on protecting rural land for agriculture. The Rural Living Zone was similarly focused however allowed for dwellings to be encouraged when used in conjunction with small scale farming.

The Minister has stated that 'the existing rural zones are proposed to be amended to':

- **Support agriculture** by making most agricultural uses 'as of right' instead of needing a planning permit.
- **Respect the rights of farmers** by removing permit requirements for farming related development such as netting and crop support structures and increasing the farm building threshold exemptions.
- **Provide flexibility for farmers** by allowing for the sale of farm produce without the need for a planning permit and removing restrictions on the sale of processed produce. For example, an olive farmer can sell bottled olive oil to complement the sale of fresh olives.
- **Facilitate retail business** by removing the prohibition on complementary retail uses, such as proposals for landscape gardening supplies.
- **Facilitate tourism uses** by reducing or removing permit requirements relating to tourism uses. For example, a residential hotel no longer has to be in conjunction with an agricultural use.
- **Make prohibited uses discretionary** in all the rural zones. For example, allowing a primary school or secondary school to be considered in a Rural Conservation Zone.
- **Cut red tape for dwelling additions and outbuildings** by increasing the permit exemption threshold for altering or extending an existing dwelling.
- **Provide flexibility for future subdivision** by removing the limitation in all rural zones on future applications to subdivide a lot after an initial subdivision has been approved."

Rural Living

The new zone will: remove the mandatory requirement for a s.173 agreement which restricts future subdivision applications; reduce the restrictions for alterations and extensions to dwellings and farm buildings; reduce the minimum lot size for subdivision and construction of a single dwelling from eight hectares to two hectares; increase the threshold for persons that can be accommodated in a Bed and Breakfast from 6 to 10 without a permit.

Farming Zone

The new zone proposes to: promote retaining population to support existing rural communities; exempt some farming related uses from a permit; reduce the restrictions for alterations and extensions to dwellings and farm buildings; remove the mandatory requirement for a s.173 agreement which restricts future subdivision applications after an initial subdivision is approved; remove conditions which restrict and prohibit some uses; make less uses prohibited and more uses discretionary including retail and commercial uses; remove the prohibition on different types of accommodation allowing a permit application; remove the prohibition on schools allowing a permit application; increase the threshold for persons that can be accommodated in a Bed and Breakfast from 6 to 10 without a permit.

Officer Comments

The proposed changes to the Scheme will have a number of impacts. The first is it allows Council to have more discretion on applications, especially in the rural zones; secondly it will allow the easing of restrictions for some uses and development, food and drink premises, to the extent that no permit will be required to be issued by Council.

There is a fine line in all zones as to what should be no permit required, permit required and prohibited. The main purpose of the zone should dictate what uses fall into each of the above use categories. For instance a Farm Zone is for farming and all other uses are a secondary consideration. Also under the provisions of the planning system in Victoria, zones are established to indicate to the general public what development should be going where. It's only when these lines become grey that Council ends up with issues.

For example in the proposed Farming Zone the use of the land for Industry would be a permit required. There are a number of considerations for Council to consider if they received an application to establish an industrial business in a Farm Zone instead of an Industrial Zone.

Firstly, given that Council has spent a considerable amount of money establishing industrial precincts, is it prudent to allow the proliferation of industry outside of these areas. All services have been provided and road networks are established and maintained; secondly it would be expected that farm land would be considerably cheaper than zoned Industrial Land; and thirdly the majority of the industrial estates have been established with clear buffers between residential and other sensitive areas.

The majority of the changes for the Farming Zone reinstate what was included under the old Rural Zone, so long as Council has clear policies, which it abides by, there should be no major impact to planning within the Shire.

There are significant changes to the Residential Zones, however, as Council is expected to apply the General Residential Zone to existing residential land, then the majority of the status quo remains.

The main issue for Council will be to ensure that its policies are up to date, cover any new areas that need to be covered and included within the Planning Scheme in a timely manner.

Conclusion

Council has been expecting changes to the Farming Zone to be announced for a number of years. There have been a number of reviews and reports and recommendations on this matter and there have also been a number of reviews of the existing residential zones. It is difficult to provide Council with the reasoning behind the proposed changes when there is no documentation provided to understand why the zones have changed in the ways proposed.

There seems to be a number of contradictions in relation to the objectives and purpose of the proposed zone and their subsequent controls. There is no information as to how the proposed changes interact with the new regional growth plans or other strategic documents.

However, given the above, the proposed changes will give Council more discretion over decisions and the ability to consider each application on its merits.

Recommendation

Yarriambiack Shire Council advises the Minister for Planning they support the proposed changes to the Planning Scheme in principal, subject to;

1. Clarification as to the clear intent and controls of each zone;
2. Seeking the Minister's assistance in making timely changes to the Planning Scheme where there is a need to include schedules to Zones and new policies.

Moved Cr J Kemfert seconded Cr H Ballentine that:

Yarriambiack Shire Council advises the Minister for Planning they support the proposed changes to the Planning Scheme in principal, subject to;

- 1. Clarification as to the clear intent and controls of each zone;**
- 2. Seeking the Minister's assistance in making timely changes to the Planning Scheme where there is a need to include schedules to Zones and new policies.**

Carried

11.8 Celebrating Young People Youth Grants Round 13 - Prepared by Gavin Blinman

The current round of Celebrating Young People Youth grants attracted 8 entries requesting a total of \$7,668.

These are:

Wheatland Community Care.....	\$1,000
Warracknabeal Secondary College.....	\$ 968
Rock & Youth.....	\$1,000
Tigers Cricket Club.....	\$1,000
Mallee Netball Association	\$1,000
Warracknabeal Special Development School.....	\$1,000
Warracknabeal Secondary College 2.....	\$1,000
Warracknabeal Secondary College 3.....	\$ 700
Total.....	\$7,668

As we allow \$5,000 for each round of the grant we have recommended the following amounts for each group.

Wheatland Community Care.....	\$ 250
Warracknabeal Secondary College 1	\$ 968
Rock & Youth.....	\$ 500
Tigers Cricket Club.....	\$1,000
Mallee Netball Association	\$ 582
Warracknabeal Special Development School.....	\$1,000
Warracknabeal Secondary College 2	NIL
Warracknabeal Secondary College 3	\$ 700
Total.....	\$5,000

The programs all provide an experience for young people that broaden their social skills and improve life skills.

Recommendation

That Council approves the payment of the above grants.

Moved Cr A McLean seconded Cr J Wise that the Yarriambiack Shire Council approve the payment of the above grants.

Carried

12 GENERAL BUSINESS (including strategic direction and specific issues)

Moved Cr R Kingston seconded Cr J Kemfert that Yarriambiack Shire Council acts to hold GWM accountable for commitments made to Yarriambiack Shire Council and the communities we represent pertaining to the channel decommissioning process.

Carried

13 CLOSED SESSION

14 MINUTES FROM MEETINGS

15 ATTACHMENTS / REPORTS

Celebrating Young Peoples Grants Program
Capital Works Program
Appendix 1 – Comparison of the Old and New Residential Zones
Appendix 2 – Comparison of the Existing Business and Proposed Commercial Zones
Appendix 3 – Comparison of Discretionary Use for Rural Zones

16 NEXT MEETING

The next meeting of Council will be held on Wednesday 10 October 2012 at 9:30am at Warracknabeal.

17 CLOSE 11:45am
