

7. REVIEW AND UPDATE OF POLICIES AND DEVELOPMENT OF POLICY MANUAL

REPORTING SECTION: Corporate and Community Services
AUTHOR: Carole Medcalf - Director Corporate and Community Services
FILE NUMBER: 004/12/03/00

Summary:

There are a number of statutory and regulatory obligations requiring Council to develop policies about particular matters. A review of Council's policies indicated that some significant number of policies were in need of updating.

Discussion (including issues and background):

A review of Council's policies has been undertaken and a comprehensive Policy Manual has been developed, formatted in line with current Department of Local Government better practices requirements. The changes to formatting have kept the intent of the existing policies in place, where they were consistent with statutory and regulatory requirements. The General Manager, in his reports, has presented a number of Codes and a Policy for adoption by Council at this meeting. It is intended that they will form part of the new Policy Manual if adopted.

There are also four existing Policies previously adopted by Council, that have been negotiated in conjunction with State Government bodies, or prepared under guidelines issued by State Government agencies that do not require changes. These are:

Local Approvals Policy (commenced 2/07)
Local Orders Policy (commenced 10/06)
Enforcement Policy (commenced 7/07)
Liquid Trade Waste Policy (commenced 2/08).

For information of Council, a new Procedures Manual is in the process of being developed for the guidance and direction of staff.

Relevant Reference Documents:

Local Government Act 1993 and all other relevant statutory and regulatory requirements pertaining to NSW local government.

Stakeholders:

Administrator, council staff, Walgett Shire residents and State Government Agencies.

Financial Implications:

Nil

Recommendations:

- 1. That Council rescinds all previous policies, with the exception of those 4 named in this report and those, if any, adopted at this meeting.**
- 2. That Council adopts those policies presented at this meeting and attached to this report as Walgett Shire Council Policy Manual.**

Attachments

To be tabled at Council Meeting

8. INVESTMENT REPORT AS AT 30 JUNE 2008

REPORTING SECTION: Corporate and Community Services
AUTHOR: Amy Taylor – Customer Service Officer (Finance)
FILE NUMBER: 180/02/01/00

Summary:

This report summarises the investments of Walgett Shire Council for the month of June 2008.

Discussion (including issues and background):

The investment summary as at 30 June 2008 is enclosed

Recommendations:

- 1. That the investment report as at 30 June 2008 be received.**

INVESTMENTS - CONSOLIDATED

Council investments have been made in accordance with the Local Government Act 1993 No 30, the regulations and council's investment policy

<u>Investment Institution</u>	<u>Type of Investment</u>	<u>Term (days)</u>	<u>Rate %</u>	<u>Ref</u>	<u>Reset Date</u>	<u>Maturity Date</u>		
Savings & Loans Credit Union (FIIG Securities)	Term Deposit	196	7.62	484/08		01-Jul-08	\$	500,000.00
IMB Ltd	Term Deposit	175	7.34	485/08		01-Jul-08	\$	500,000.00
ACCU (FIIG Securities)	Term Deposit	175	7.65	486/08		08-Jul-08	\$	500,000.00
Bankwest	Term Deposit	196	7.36	487/08		05-Aug-08	\$	500,000.00
Comminvest (FIIG Securities)	Term Deposit	168	7.05	488/08		15-Jul-08	\$	500,000.00
Bankwest	Term Deposit	168	7.61	489/08		22-Jul-08	\$	300,000.00
Suncorp	Term Deposit	168	7.85	490/08		29-Jul-08	\$	500,000.00
National Australia Bank	Term Deposit	175	7.40	491/08		12-Aug-08	\$	300,000.00
Savings & Loans Credit Union	Term Deposit	179	8.14	492/08		19-Aug-08	\$	250,000.00
National Australia Bank	Term Deposit	182	7.80	493/08		26-Aug-08	\$	500,000.00
Citibank	Term Deposit	182	8.24	494/08		02-Sep-08	\$	500,000.00
Newcastle Permanent Building Society	Term Deposit	182	8.41	495/08		09-Sep-08	\$	500,000.00
Westpac	Term Deposit	182	7.56	498/08		16-Sep-08	\$	500,000.00
National Australia Bank	Term Deposit	175	7.80	499/08		16-Sep-08	\$	500,000.00
Suncorp	Term Deposit	175	7.97	500/08		23-Sep-08	\$	500,000.00
Bank of Qld	Term Deposit	175	8.20	501/08		30-Sep-08	\$	500,000.00
Local Govt Financial Services	Term Deposit	169	7.95	502/08		07-Oct-08	\$	500,000.00
Westpac	Term Deposit	216	7.60	503/08		08-Dec-08	\$	500,000.00
Suncorp	Term Deposit	154	7.86	504/08		14-Oct-08	\$	500,000.00
Local Govt Financial Services	Term Deposit	154	7.80	505/08		21-Oct-08	\$	500,000.00
Newcastle Permanent Building Society	Term Deposit	154	8.06	506/08		28-Oct-08	\$	500,000.00
Bankwest	Term Deposit	154	8.26	507/08		04-Nov-08	\$	300,000.00
Bank of Qld	Term Deposit	154	8.45	508/08		11-Nov-08	\$	250,000.00
Citibank	Term Deposit	154	7.80	509/08		18-Nov-08	\$	500,000.00
CBA	Term Deposit	92	7.50	510/08	16-Sep-08	16-Dec-10	\$	500,000.00
Royal Bank Canada	Term Deposit	92	7.70	511/08	16-Sep-08	16-Mar-11	\$	500,000.00
Citibank	Term Deposit	154	8.02	512/08		25-Nov-08	\$	300,000.00
Grange Securities - Zircon Finance Limited	Floating Rate CDO	92	9.12		22-Sep-08	20-Sep-14	\$	500,000.00
Grange Securities - MAS6-7	Floating Rate CDO	94	9.82		22-Sep-08	20-Jun-15	\$	250,000.00
Grange Securities - Helium	Floating Rate CDO	92	9.14		23-Sep-08	23-Jun-14	\$	200,000.00
Grange Securitis- Magnolia	Floating Rate CDO	92	9.32		22-Sep-08	20-Mar-12	\$	50,000.00
							\$	13,200,000.00

9. ***RATES AND CHARGES OUTSTANDING 30TH JUNE 2008***

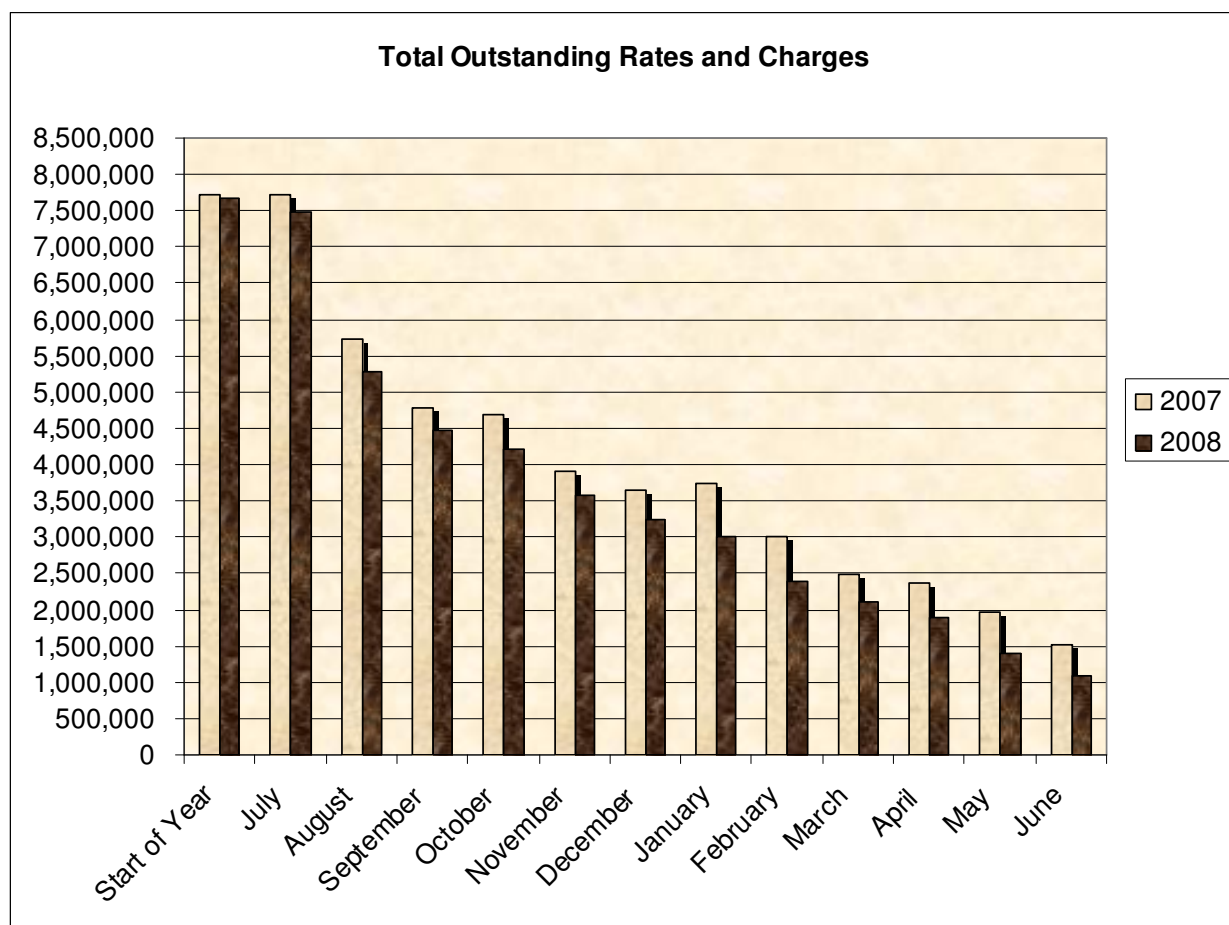
REPORTING SECTION: Corporate and Community Services

AUTHOR: Myrene Lovegrove - Accountant

FILE NUMBER: 180/09/00/00

Summary:

The purpose of this report is to provide a clear visual account of the declining value of outstanding rates and charges for the 2007/2008 financial year compared to the previous financial year.



Recommendations:

1. That Walgett Shire Council receive the Rates and Charges Outstanding 30th June 2008 Report and note the favourable trend.

10. BUDGET “CARRY FORWARDS” TO 2008/09**REPORTING SECTION:** Corporate and Community Services**AUTHOR:** Myrene Lovegrove - Accountant**FILE NUMBER:** 180/02/01/00**Summary:**

This report recommends that certain unspent funds from the previous financial year be carried forward to the current financial year.

Discussion (including issues and background):

Due to operational restrictions some projects in the 2007/2008 budget were in progress or incomplete as at 30th June 2008. The projects were:

Externally Funded	
Rural Addressing Project	\$40,000
Internally Funded	
Cat holding Facility	\$5,000
Pesticide Pit Remediation	\$46,660
Kerb and Guttering Renewal Program	\$50,000
Community Special Projects	
Collarenebri Youth Centre	\$180.00
Lightning Ridge Youth Centre	\$458.45
Walgett Youth Centre	\$894.04

It is envisaged that most of these project will be completed early in the 2008/09 year.

Reference Documents:

Walgett Shire Council Management Plan 2007/2008-2011/2012

Stakeholders:

Walgett Shire Council
Walgett Shire Ratepayers and Youth

Financial Implications:

Nil

Recommendations:

1. That Walgett Shire Council transfer the following amounts to restricted funds for the purposes listed:

Rural Addressing Project	\$40,000
Cat holding Facility	\$5,000
Pesticide Pit Remediation	\$46,660
Kerb and Guttering Renewal Program	\$50,000
Collarenebri Youth Centre	\$180.00
Lightning Ridge Youth Centre	\$458.45
Walgett Youth Centre	\$894.04

11. TOURISM DEVELOPMENT ACTIVITIES - JULY 2008 REPORT

REPORTING SECTION: Corporate and Community Services
AUTHOR: Alana Douglas - Tourism Development Officer
FILE NUMBER: 245/02/01/00

Summary:

This report is presented to Council to summarise the activities and directions of the Walgett Shire Tourism Development Officer as at July 2008.

Discussion (including issues and background):

Primitive Camping Ground at Alex Trevallion Park

Alex Trevallion Park is currently a recreation reserve for use by the public. Facilities currently include; a caravan 'dump point', two toilets, barbeque facilities and sheltered picnic areas. The park has access to a septic system and is connected to both treated and untreated water.

For it to meet the requirements of a primitive camping ground it must have hot and cold running water, three female, two male toilets and a urinal. Two female showers and two male showers and two hand basins for each sex, one of each of these facilities must have disable access.

A letter was sent to the Department of Lands on 28/04/2008 regarding the change of purpose from a recreation reserve to a caravan park (primitive camping ground). A response was received on 01/07/2008 via email outlining that under its current purpose short term camping for caravans, motor homes and camping would be allowed provided the proper licence to operate a caravan park/camping ground is in place.

Two Rivers Meeting

It is envisaged that gaining access to the meeting of the Barwon and Namoi rivers would increase visitation to the area and dramatically increase the length of stay of visitors to the area.

There is a crown reserve approximately 50 metres from the meeting point. However the actual meeting point of the rivers is on private property. A meeting has been set up with the current owner to explore possible options for opening up this significant point of interest to the public.

Signage

A series of interpretive signs are being developed for points of interest in the Shire. Installation of an Interpretive Sign for Burren Junction Bore Bath, signs to contain information including temperature, history, uses and information on the Artesian Basin. This sign will help to have Burren Junction Bore Bath signposted as a TASAC (Tourist Attraction Signposting Assessment Committee) recognised attraction. (This sign is to be developed in consultation with Catchment Management Authority).

Interpretive Sign to complement the fossicking heap at Lightning Ridge Visitor Information Centre. Sign to contain information on black opal, relevant terminology, the mining process, buying & selling Opal and warnings about fossicking on private land and sun protection. (This sign is to be

developed in consultation with Lightning Ridge Miners Association & Lightning Ridge Tourist Association).

Interpretive signs for Alex Trevallion Park, sign to contain information on Walgett History including – immigration, settlement, Frederick Wolseley, Aboriginal history and culture and general tourist information. (This sign is to be developed in consultation with Walgett Historical Society and the Dharriwaa Elders Group).

Interpretive Sign for Collarenebri Lions Park. Sign to contain information on fishing, with a map showing public access to the river, species of fish found in the area, where to obtain a fishing license, bait etc (This sign is to be developed in conjunction with Collarenebri Precinct Committee)

Welcome signs at either major town entrances. Signs will welcome visitors to country from the traditional owners of the land; these signs will compliment new town welcome signs. (This sign is to be developed in conjunction with local elders groups)

Walgett Visitor Information Centre

3 new computers were installed in the visitor information centre in March. There has been a dramatic increase in usage over the last five months. This increase is due to the increased speed of the network, new programs and accessibility. The demographic of users has also altered with more young locals using the facility than tourists. However the installation of 'free to use' wireless internet will have a significant impact on tourists, many of whom stay in contact via the internet.

An LCD screen was installed in the visitor information centre in June, which will be used to display several promotional videos and emotive images of Walgett Shire.

On par with visitor numbers across NSW, visitor numbers are down approximately 4%. This has been attributed to rising fuel costs, disposable income being used on essential items rather than holidays and increased international holidays taken by Australians. However between November 2007 and February 2008 the Walgett Visitor Information Centre saw an increase of visitors by approximately 30%, due mainly to flooding in Queensland which encouraged holiday makers to holiday closer to home.

Walgett Tourist Association

The Walgett Tourist Association is in the initial stages of developing a tourism logo for the Walgett Community. They have held a photographic competition and a design competition to develop a gate to play on the well known nick name "The Gate." They are now seeking tenders from several design companies that will provide a number of logo design options that will be presented to the Walgett Community.

Kamilaroi Highway Committee

The Kamilaroi Highway Committee (of which we are a member) has purchased the online booking system "Book Easy", the program will be operated from a regional approach with one destination managing the payments and commissions while each visitor centre in the region will have access to the system to make and confirm bookings. The Book Easy system will provide the Kamilaroi Highway Committee and all Shires involved with a visible online presence as online bookings increase. The one off payment of \$10,728.00 will be paid by the Kamilaroi Highway Committee. A new Kamilaroi Highway brochure is currently being developed and will be sent to print in July. The Kamilaroi Highway Committee also welcomes Moree to the Committee.

Relevant Reference Documents:

Walgett Shire Council Tourist Signage Audit
Walgett Shire Council Tourism Destination Strategy

Stakeholders:

Walgett Shire Council
Walgett Shire Community
Walgett Tourist Association
Kamilaroi Highway Committee

Financial Implications:

Nil

Recommendations:

1. That Council request the General Manager to arrange for a proposal (suitable for preparing a cost estimate and seeking landowner's consent for an activity application) be prepared for establishing a primitive Camping Ground at the Alex Trevaillion Park.
2. That Council receives and notes the Tourism Development Officers report for July 2008.

12. FORMER WALGETT RAILWAY STATION BUILDING

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Matthew Goodwin - Director Planning & Regulatory Services
FILE NUMBER: 005/05/01/00

Summary:

Walgett Shire Council has owned the former Walgett Railway Station since 1994, but it has been unable to identify a clearly viable use for it. This report recommends that Council advertise an intention to dispose of the building and seek expressions of interest from the community for its reuse or demolition.

Discussion (including issues and background):

In 1994 the State Rail Authority donated the Walgett Railway Station building to the Walgett Shire Council because it was no longer in use and surplus to its needs (See Attachment A). The SRA submission indicates that Council:

- Held a 'community purposes' lease over premises between 1990 and 1994.
- Had not been able to find a community group to utilise the building.
- Intended to relocate the building to the Walgett swimming pool and restore it for use as a shelter shed and change rooms.

About 1994 the building was moved from the inactive railway line site to a nearby private property by Council. The apparent intention was for it to be temporarily stored at this site pending a viable use being found. Presently it remains on the property, supported on drums to keep it off the ground. It appears that no maintenance has been undertaken on the wooden building since 1994 and it is progressively decaying.

Periodic suggestions have been made about potential uses for the building, such as a letter dated 17 January 2008 from the Walgett District Historical Society which proposed that it be used as a dressing shed at the Walgett bore pool (See Attachment C). Walgett Shire Council's Heritage Adviser, Graham Hall, has also advocated reuse of the building (See Attachment D). Tentative fund raising concepts are suggested in these documents.

Earlier this year Walgett Shire Council's Health and Building Surveyor, Len Smyth, inspected the building with a view to assessing its condition and providing an estimate of the cost that might be incurred in relocating and renovating it (See Attachment B). The estimate of \$100,000 did not include any fit out costs. The age and type of building would necessitate significant ongoing maintenance expenditure. Council's Health and Building Surveyor ventured the opinion that it would be more cost effective to construct a new purpose designed building than to reuse this building.

It is appropriate to note that:

- Council already owns a number of relatively old buildings that require ongoing maintenance expenditure. Examples include the former Council Chambers, the old Masonic Hall and several town/village halls.
- Public buildings under Council management incur significant regulatory and duty of care obligations.

- The building has not been proposed for listing as an item of local heritage at this stage because it is not 'fixed' on a site. As a result the local heritage fund cannot be used to assist with funding relocation and renovation.
- Although Council has owned the building for 14 years, it has not yet allocated a budget for its relocation and renovation.
- No significant alternative funding sources have yet been identified.
- No business case has been put forward for an alternative use.
- The Walgett bore pool site has a history of significant vandalism. An older timber building is substantially more vulnerable to fire than a newer masonry and/or steel building. As a result, Council needs to consider whether it is practical and appropriate to reuse the building at the Walgett bore pool.
- It is desirable for Council to make progress toward having the building removed from the private land where it is presently located.

In the above context it is recommended that Council advertise an intention to dispose of the building and seek expressions of interest from the community for its reuse or demolition.

Given the building's age and condition, it is not expected that it will have significant commercial value, either for reuse, or as demolition salvage. As a result, any offer to reuse or demolish the building that incurs no costs for Council will probably be worthy of detailed consideration.

The Walgett District Historical Society Inc has requested that this matter be considered by Walgett Shire Council after Council elections that are to be held on 13 September 2008.

Relevant Reference Documents:

Nil.

Stakeholders:

The public, Walgett District Historical Society Inc, Walgett Shire Council.

Financial Implications:

Advertising expenses will be met from existing budgets.

Recommendations:

That Walgett Shire Council resolve to:

1. **Place advertisements within the Walgett Spectator and the Lightning Ridge News advertising its intention to dispose of the former Walgett Railway Station building and seeking written expressions of interest from the community for its reuse or demolition within two months.**
2. **Consider any submissions received at the October 2008 meeting of Walgett Shire Council prior to making a decision about the disposal of the building.**

ATTACHMENT A - INTERNAL SRA DONATION SUBMISSION

**SUBMISSION TO DONATE
WALGETT STATION BUILDING TO COUNCIL.**

FILE: 279895/891

PURPOSE: This submission seeks approval to donate the Walgett Station premises to Walgett Shire Council.

BACKGROUND: The Walgett Railway Station is surplus to operational requirements. Passenger services were withdrawn in 1983 and final closure occurred in the late 1980's. Trains now terminate at the grain silos about 2km from the station.

Council have held a Community Purposes lease over the premises since September 1990. Council have not been successful in securing a community group to utilise the premises.

The premises are subject to continuing vandalism and are in an advanced state of deterioration (see photographs).

CURRENT PROPOSAL:

Council General Manager Kevin Ryan has requested consent to relocate the premises to a site within the town's swimming pool complex. The premises would be restored and used as a shelter shed and change rooms. Council have not requested financial contribution from State Rail.

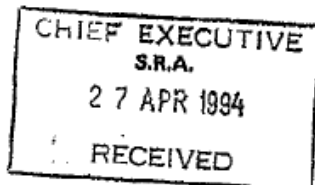
HERITAGE ASPECTS:

The Walgett Station opened in 1908 and saw its last passenger train in November 1983.

Establishing a Community Purposes lease was to assist the preservation of this heritage item, however, lack of community participation and the isolated location of the station have combined to result in continued deterioration.

The Council proposal will satisfy State Rail's objective of encouraging preservation of locally significant items by community groups.

Alternatively further deterioration would warrant demolition on safety grounds.



POLITICAL ASPECTS:

The Council have few items of heritage significance in their shire and are keen to preserve the station at a more useful location.

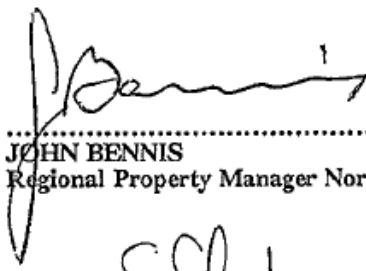
ATTACHMENT A - INTERNAL SRA DONATION SUBMISSION

The Local Member Bill Beckroge, M.P, resides at Broken Hill and is keen to participate in the donation of the premises to Council.

RECOMMENDATION:

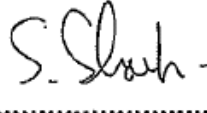
- 1) Approval be given to the donation of Walgett Railway Station to Walgett Shire Council for removal and re-erection.
- 2) A press release be issued to Mr Bill Beckroge, M.P, notifying of the donation by SRA Chief Executive Officer to Council.

Prepared by:

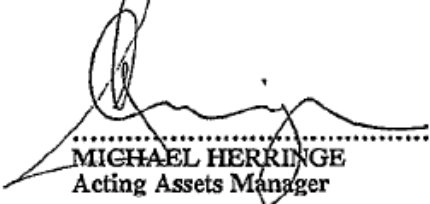

JOHN BENNIS
Regional Property Manager North

21 APR 1994

Supported:

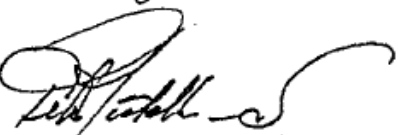

STUART SHARP
Heritage Manager

26/4/94


MICHAEL HERRING
Acting Assets Manager

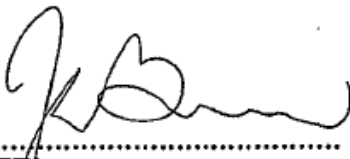
22/4/94

Recommended:


PETER MIDDLEBROOK
Acting Group General Manager, Rail Estate

- 1) no cost to State Rail
- 2) Value of improvements are nil.

APPROVED:


J. BREY
CHIEF EXECUTIVE

4/5/94

Mr. Bennis.

Pls liaise directly with SRA on this aspect

on condition that the mortgage is advanced first.

4/5/94

ATTACHMENT B - HEALTH AND BUILDING SURVEYOR'S INSPECTION REPORT

005/09/01/29

L.Smyth.

1st February 2008

INSPECTION REPORT

Railway Station Building – Walgett

To: Manager Planning and Regulation.

BACKGROUND

As requested, an inspection was carried out on 31st January 2008 to ascertain the extent of works and likely cost to relocate and renovate the original Walgett railway station building. A series of photos is available if required.

The building was relocated to its present location some 10 years ago and its condition has continued to deteriorate. The building is owned by Council having been donated by the NSW Railways and is currently stored on private land to the north of the town.

EXISTING STRUCTURE:

The building is constructed mainly of Cypress timber framing with shiplap external cladding in poor condition.

The timber framing appears to be in fair condition except for those areas which have been subject to a fire, and floor bearers which have been exposed to the weather or subjected to fatigue due to the uneven support of the building (on 44 gallon drums).

The corrugated iron roof appears to be in reasonable condition, however the front awning, gutters and downpipes are in need of replacement.

Flooring consists of chipboard in two rooms, with lino over and of tongue and groove hardwood flooring in the central room. Considerable water damage has occurred to the chipboard flooring in one area of the building. Lino coverings are beyond restoration.

Internal wall and ceiling linings consist of tongue and groove timber and asbestos cement sheeting. Asbestos cement sheeting has been severely damaged and will need replacement.

ATTACHMENT B - HEALTH AND BUILDING SURVEYOR'S INSPECTION REPORT

RELOCATION AND REPAIR COSTS:

It is estimated that to relocate the building from its present site to a more suitable location and to renovate the building to a usable condition would cost between \$95,000.00 and \$100,000.00;

This figure is based on the following estimates:

a.	Relocation cost:	\$13,000.00 to \$15,000.00
b.	New footings:	\$10,000.00 to \$15,000.00
c.	New verandah (Platform) and steps:	\$ 5,000.00 to \$ 7,000.00
d.	Replace damaged flooring and framing:	\$ 2,500.00 to \$ 3,000.00
e.	Replace AC ceilings with timber:	\$ 2,000.00 to \$ 2,500.00
f.	Reline toilet area:	\$ 1,000.00 to \$ 1,500.00
g.	Plumbing and draining fittings and fixtures:	\$ 2,000.00 to \$ 2,500.00
h.	Repairs and/or replacement of external cladding:	\$ 3,500.00 to \$ 5,000.00
i.	Clean down and repaint all surfaces:	\$25,000.00 to \$30,000.00
j.	Gutters, downpipes and drainage:	\$ 1,200.00 to \$ 1,500.00
k.	Repair and reglaze windows:	\$ 2,500.00 to \$ 3,000.00
l.	Repair/replace doors:	\$ 1,500.00 to \$ 2,000.00
m.	Replace electrical wiring and fittings:	\$ 1,200.00 to \$ 1,500.00
n.	Permits and approval fees:	\$ 700.00 to \$ 1,000.00
	SUB TOTAL	\$84,100.00 to \$90,500.00
	Plus 10% contingency:	TOTAL \$95,510.00 to \$99,550.00

The above estimates are approximations only, based on my knowledge of current costs.

In addition it is estimated that annual costs associated with maintenance and upkeep of the building would be in the vicinity of \$2,000.00 per annum.

These estimates do not include any costs associated with fitting out the building for a particular use.

RECOMMENDATION

It is my opinion that it would be more cost effective to construct a new purpose designed building than to relocate and repair this building.



Len Smyth
Health & Building Surveyor.

ATTACHMENT C - LETTER FROM WALGETT HISTORICAL SOCIETY

005/05/01/00 Rn: 283 14

Walgett District Historical Society Inc

P O Box 242, Walgett. 2832

President: Mrs Margaret Weber
Secretary: Mrs N Dunn
Treasurer: Mrs E Duncan

17 January 2008

Mr Raymond Kent
General Manager
Walgett Shire Council
P O Box 31
WALGETT NSW 2832

Dear Mr Kent

Old Walgett Railway Station Building

Following the meeting between Mr Steven McLean, General Meeting, Mr Graham Hall, Heritage Officer, and members of the Walgett Historical Society, it was discussed that the Historical Society investigate ownership of the building, which it has done.

The Manager of RailCorp Land Titles, Mr Dunbar, forwarded a document dated in the 1980's (actual date is on the document at the Historical Society) formally donating the building to Walgett Shire Council for community purposes, signed by both the Walgett Shire Council and State Rail. Perhaps you have this document in your Legal Docs., if not we can supply a copy to you.

Recently a meeting was held in the Committee Room at the Council Chambers between the Administrator, Mr Smith, Former General Manager Mr Steven McLean, Manager Engineering Mr Alan Nelson and concerned members of the public about the possibility of reopening the Hot Bore Pool. There was discussion about reinstating the dressing shed at the pool. With this in mind, perhaps we could make a suggestion, that as Council already owns the Old Railway Station, it could make the ideal dressing shed (when restored) if placed on site. Cost of replacing the shed with a new shed could be deducted from any costs associated with replacing the old Railway Station within the fence confines of the pool. We have requested a quotation for restoration of the building and have been promised it will be made a priority and sent to the Historical Society.

Mr Graham Hall < Walgett Heritage Officer, has indicated that he is sure he could organise some funds over the next three years towards the restoration of the building.

We hope this suggestion appeals to you as a two in one action of Council, a historical building restored and also being utilised by the community as a dressing shed.

Looking forward to hearing from you.

Regards

M Weber
President
Walgett Historical Society

COPY

Cc: Mr Graham Hall

ATTACHMENT D - HERITAGE ADVISER'S MEMORANDUM

WALGETT SHIRE COUNCIL

MEMORANDUM

TO: Matthew Goodwin, Manager, Planning and Regulation

FROM: Graham Hall, Heritage Adviser

RE: Old Walgett Railway Station

DATE: 12 February 2008

I refer to correspondence between Council and the Walgett District Historical Society concerning options for preserving the former Walgett Railway Station.

Society members and I met with the former General manager late last year to review the options for funding and location of the building. A copy of my paper, prepared in advance of that meeting, is attached, and should be read in conjunction with this memorandum.

It emerged at the meeting that a possible use for the building would be as an adjunct to the hot pool at the Walgett Swimming centre. This appears to me to be more viable than any previous options, and the former general manager appeared to share that view.

One issue which emerges is the ownership of the building. The Historical Society has now established that it is in fact the property of Council, and that it was acquired in order to facilitate its conservation. It might be noticed that the heritage Strategic Plan adopted by Council in 2003 and never rescinded, provides that Council will care for its own heritage items. It is unfortunate indeed that previous councils have not taken action to conserve the building. It has now deteriorated, but can be saved.

The prime issue therefore is the cost, and finding the funds required. Council has its own and the Historical Society's estimates, both of \$100,000, to relocate and re-use the building. These appear reasonably accurate. The estimate prepared by Council's Building Surveyor includes the observation that construction of a new building would be more economical. That is undoubtedly correct. However if the proposed facility at the pool (or an alternative location) would have been required in any case, the cost of such new building could be set against the \$100,000 such that the real cost of preserving the Railway Station for its social and historical heritage significance would be reduced.

From a heritage perspective, the ideal solution would be for Council to budget the full cost and proceed with the work. However this would be a large capital item and may not be able to be accommodated.

It does seem feasible, however, to undertake the project in stages over several years, in conjunction with a community fund-raising program which perhaps the Historical Society could undertake.

/.

ATTACHMENT D - HERITAGE ADVISER'S MEMORANDUM

The first stage would be to plan the final use, construct piers, relocate the building to the new site, and secure and weatherproof it. Repairs, painting, connection of services, fitting out and the construction of a platform could follow over say five years.

The building really does attract more community sentiment than most in Walgett. If it is not removed soon, it will continue to deteriorate and remains at risk of vandalism.

It is recommended that funds be set aside for the first stage outlined above, subject if desired to a formal agreement with the Historical Society undertake a fund-raising program.

13. THE AUSTRALIAN OPAL CENTRE – LIGHTNING RIDGE

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Janet Babic - Town Planner
FILE NUMBER: Development Application 2008012

Summary:

A Development Application has been lodged to construct an opal and fossil museum at the Three Mile opal field, Lightning Ridge. It is recommended that the application be approved.

Discussion (including issues and background):

Lightning Ridge Opal and Fossil Centre Incorporated has lodged a Development Application to construct the Australian Opal Centre on Lot 1 in DP 1103508 at the Three Mile opal field, Lightning Ridge. The land is a special use Western Lands Lease (WLL 14607) for construction of an opal and fossil museum.

The site is located approximately three kilometres from the urban area of Lightning Ridge as shown in the figure below. Access will be from the Three Mile Road with approximately 1.4 kilometres of unsealed road to the site.

The proposed building includes a museum for public displays, a shop, café, offices and staff facilities, research library, workshop, cinema, storage and indoor garden.

The two storey building will be recessed into an excavated area approximately 28 metres by 90 metres by 11 metres deep.

The proposal includes on-site parking for 75 cars, 2 spaces for people with a disability and coach parking.

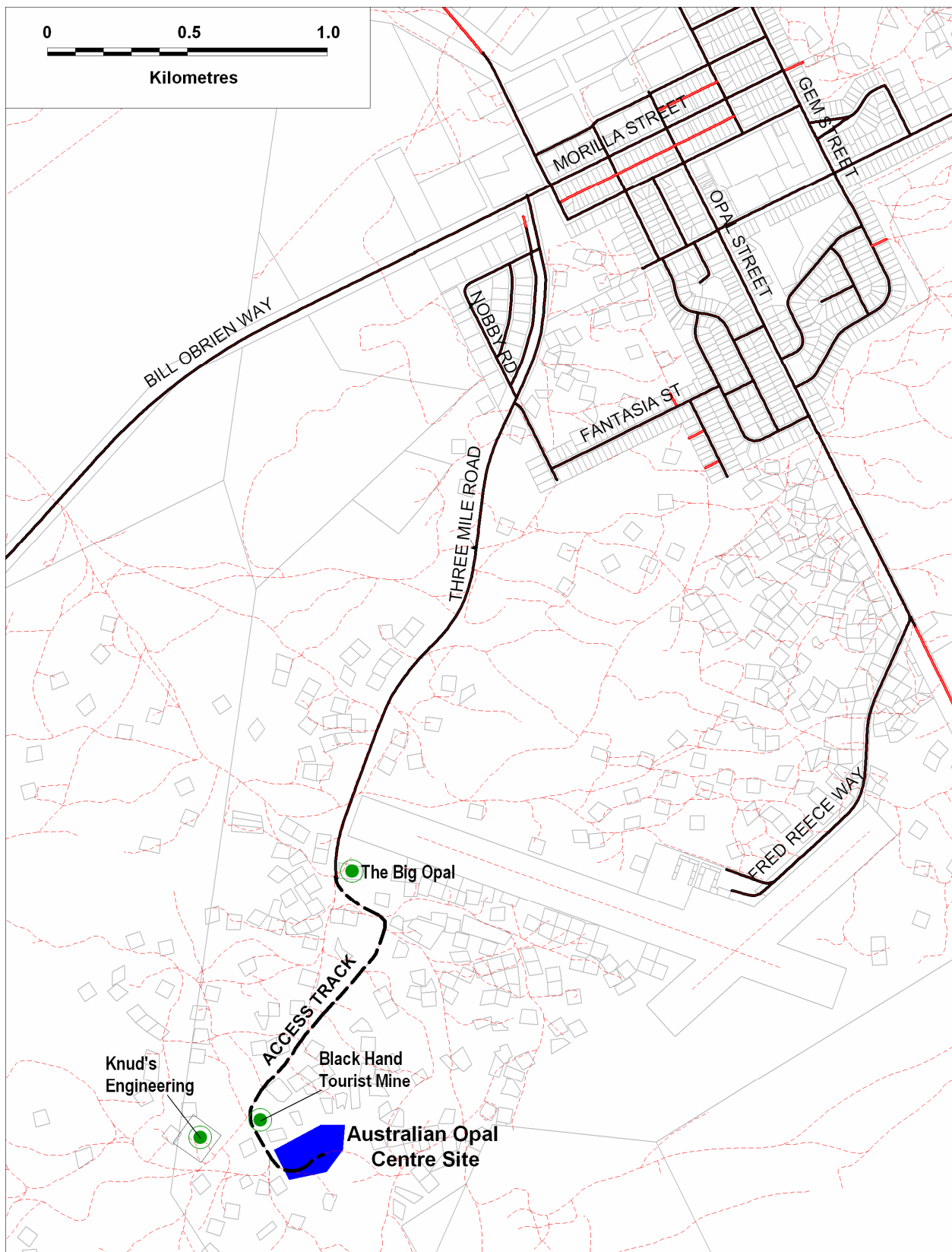


Figure 1 Location of proposed Australian Opal Centre

Architectural floor plan of the Australian Opal Centre Lightning Ridge. The plan shows a long, rectangular building with a central garden area. The building is divided into several rooms, numbered 23 through 33. The central garden area is labeled 32 and contains a large, stylized tree. The building has a series of small, triangular roof sections along its top edge. The plan includes a key, a north arrow, and a scale bar.

KEY

23	VIEWING PLATFORM	30	SOLAR POWER BATTERY STORE + PUMP ROOM
24	VENT SHAFTS	31	PLANT ROOM
25	MAIN GALLERY	32	CRETACEOUS GARDEN
26	DISCOVERY	33	LOOKER ROOM
27	LABORATORY		
28	WORKSHOP		
29	GENERAL OBJECTS STORE		

**AUSTRALIAN OPAL CENTRE
LIGHTNING RIDGE**

Scale: 1:1000

North Arrow

Site Plan

Page 139 of 207

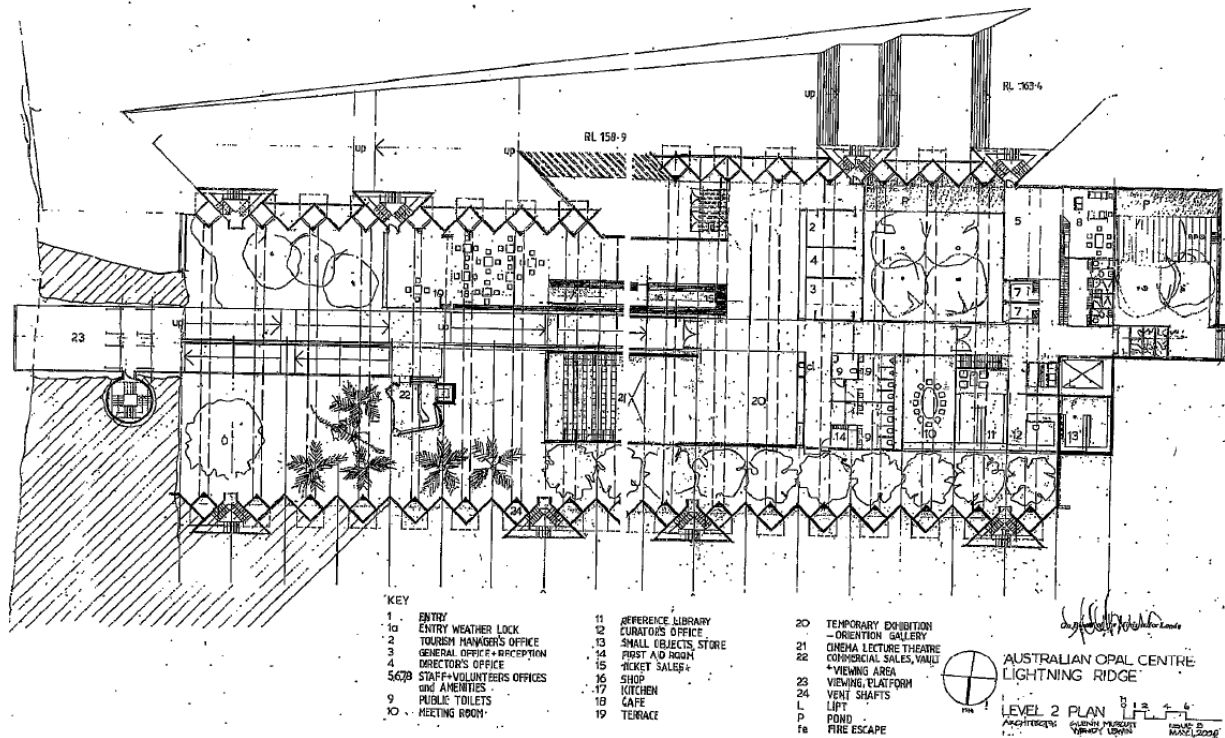


Figure 4 - Level 2 Floor Plan

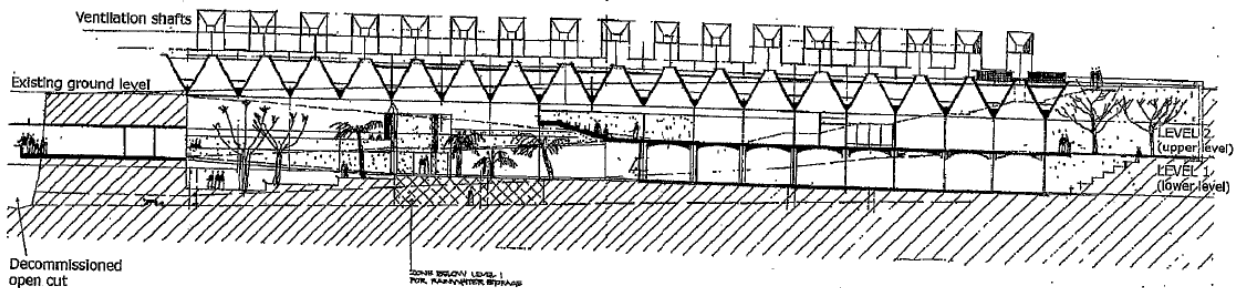


Figure 5 - Section Plan

STATUTORY MATTERS FOR CONSIDERATION:

79C (1)(a)(i) Provisions of any environmental planning instrument.

Under the Interim Development Order No. 1 – Shire of Walgett 1968 (IDO) the land is located within “Non-urban 1(a)” zone. Development consent is required to permit the development.

79C (1)(a)(ii) Provisions of any draft environmental planning instrument that is or has been placed on public exhibition.

Not applicable. There are no relevant draft environmental planning instruments on public display.

79C (1)(a)(iii) Any development control plan.

Not applicable. There are no current Development Control Plans in Walgett Shire, however the Walgett Shire Council Off-Street Parking Code was used as a guide to determining parking requirements.

79C(1)(a)(iia) Any planning agreement that has been entered into under section 93F, or any draft planning agreement that a developer has offered to enter into under section 93F
Not applicable. No planning agreement has been proposed.

79C(1)(a)(iv) The regulations.

Section 92 and 92A of the Environmental Planning and Assessment Regulation 2000 prescribe additional matters for consideration (see comments below).

79C (1)(b) Likely impacts of the development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality.

Current land use on surrounding land is predominantly opal mining, residences located on mineral claims and Western Lands leases for residential purposes.

The proposal is designed to blend in with the surrounding land uses. Bulk and scale of the building will be minimised by recessing into an excavation.

Likely environmental impacts:

- *Increase in traffic volume may impact on neighbours by the generation of dust on the unsealed portion of the access road. The potential for dust can be mitigated by development consent conditions.

- *Increase in noise from activities taking place within the development, however this is expected to be minimised by the building being recessed into the 11 metre deep excavation.

- *Increase in noise from traffic movements and parking.

- *The site is currently significantly degraded by previous opal mining activity which is typical of the surrounding area. No threatened species were identified on the site and are unlikely given that the density and diversity of native vegetation is quite low. Limited landscaping is proposed in order to retain the current character of the site and to blend with the surrounding locality. There is unlikely to be significant degradation arising from the development.

- *Security lighting may cause unnecessary glare. It would be appropriate to impose a development consent condition requiring directional lighting that does not intrude on adjoining properties.

No other significant adverse impacts on the natural or built environments are likely.

Likely Social and economic impacts:

The proposal has potential to significantly benefit the Lightning Ridge community through:

- *provision of employment, (estimated to be 20 full time jobs in the first year of operation).

- *demand for future goods and services,

- *increased promotion of the opal industry

- * increased revenue from visitors.

Existing tourist and service businesses in Lightning Ridge and the whole of the Walgett Shire, are likely to benefit should the development generate a significant increase in visitors to the area.

79C (1)(c) Suitability of the site for the development.

MINING: The site has been significantly disturbed by previous opal mining operations.

Appropriate foundations and construction methods would minimise the potential for subsidence from previous underground workings. It would be appropriate to impose conditions requiring the developer to ensure that existing mine workings do not adversely affect the building.

PUBLIC ROAD ACCESS: The development site will be accessed via the Three Mile Road which is maintained by Walgett Shire Council, then mining tracks from the end of the road to the site. The mining tracks pass through Permissive Occupancy 1985/19 held by Council for the purpose of opal mining administration. These tracks are predominantly maintained by the Lightning Ridge Miners Association. The department of Lands has stated that it intends to convert the Permissive Occupancy to a Crown Reserve with one of the purposes being "public access". This will ensure ongoing access for the public to the development site.

There are no official records on the extent of underground mining at Lightning Ridge. Anecdotal evidence obtained from Council's Director of Planning and Regulation, Matthew Goodwin, indicates he believes that:

1. In the last 18 years there have been no ground subsidence events within 100 metres of the proposed access tracks
2. It is unlikely that there has been mining activity along the access track of a sufficient intensity and extent that it would be likely to result in subsidence.

OVERALL: There are no other known environmental or other factors that make the site unsuitable for the proposed development.

79C (1)(d) Submissions made in accordance with the Act or the regulations.

Not applicable. Under the Environmental Planning and Assessment Act 1979 the proposal is local development with no opportunity for submissions under the act or regulations.

79C (1)(e) The public interest.

Landowners within a 500 metre radius of the development site were notified of the Development Application and no objections were received. However three submissions were received in support of the proposed development.

The following matters must also be considered by Council in accordance with the respective clauses of the Environmental Planning and Assessment Regulation 2000 when making a decision on any Development Application.

92(1)(a) Coastal areas - Not Applicable.

92(1)(b) Demolition - Not applicable, no demolition work is proposed.

93 Fire safety and other considerations - Fire schedule attached to conditions of consent.

94 Consent authority may require buildings to be upgraded - Not applicable.

94A Fire safety and other considerations applying to temporary structures - Not applicable.

95 Deferred commencement consent - Not applicable.

97A Fulfilment of BASIX commitments - Not applicable.

CONCLUSION

Given that the proposed development is permissible with development consent, is for a community based enterprise that has potential to significantly benefit the Lightning Ridge community (and the whole shire) and is symbiotic with the surrounding opal mining land use, approval of the proposal appears to be appropriate.

Relevant Reference Documents:

Walgett Shire Interim Development Order No. 1 -1968

Development Application 2008012

Stakeholders:

Lightning Ridge Opal and Fossil Centre Incorporated (the applicant)

Department of Lands (as owner of the land)

The community of Lightning Ridge

Financial Implications:

Approval or refusal of this Development Application is unlikely to have any direct financial implications for Council. Walgett Shire Council has provided financial support to the Australian Opal Centre for the project.

Recommendations:

That the Development Application 2008012 be approved under the following conditions of development consent

PRESCRIBED CONDITIONS

The Environmental Planning and Assessment Regulation 2000 prescribes the following conditions of development consent.

97A. Fulfilment of BASIX commitments

- (1) ~~This clause applies:~~
- ~~(a) on and from 1 July 2004, to all land within the initial BASIX area, and~~
 - ~~(b) on and from 1 July 2005, to all land within New South Wales.~~
- (2) ~~This clause applies to all development:~~
- ~~(a) that involves the erection (but not the alteration, enlargement, extension or relocation) of a BASIX-affected building, or~~
 - ~~(b) that involves a change of building use by which a building becomes a BASIX-affected building.~~
- (3) ~~For the purposes of section 80A (11) of the Act, fulfilment of the commitments listed in each relevant BASIX certificate for development to which this clause applies is a prescribed condition of any development consent for the development.~~

98. Compliance with Building Code of Australia and insurance requirements under the Home Building Act 1989

- (1) For the purposes of section 80A (11) of the Act, the following conditions are prescribed in relation to a development consent for development that involves any building work:
- (a) that the work must be carried out in accordance with the requirements of the Building Code of Australia,
 - ~~(b) in the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.~~
- (2) This clause does not apply:
- (a) to the extent to which an exemption is in force under clause 187 or 188, subject to the terms of any condition or requirement referred to in clause 187 (6) or 188 (4), or
 - (b) to the erection of a temporary building.
- (3) In this clause, a reference to the *Building Code of Australia* is a reference to that Code as in force on the date the application for the relevant construction certificate is made.

98A. Erection of signs

- (1) For the purposes of section 80A (11) of the Act, the requirements of subclauses (2) and (3) are prescribed as conditions of a development consent for development that involves any building work, subdivision work or demolition work.
- (2) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- (a) showing the name, address and telephone number of the principal certifying authority for the work, and
 - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - (c) stating that unauthorised entry to the work site is prohibited.
- (3) Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.

- (4) This clause does not apply in relation to building work, subdivision work or demolition work that is carried out inside an existing building that does not affect the external walls of the building.
- (5) This clause does not apply in relation to Crown building work that is certified, in accordance with section 116G of the Act, to comply with the technical provisions of the State's building laws.
- (6) This clause applies to a development consent granted before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.
- Note.** *Principal certifying authorities and principal contractors must also ensure that signs required by this clause are erected and maintained (see clause 227A which currently imposes a maximum penalty of \$1,100).*

98B. Notification of Home Building Act 1989 requirements

- ~~(1) For the purposes of section 80A (11) of the Act, the requirements of this clause are prescribed as conditions of a development consent for development that involves any residential building work within the meaning of the *Home Building Act 1989*.~~
- ~~(2) Residential building work within the meaning of the *Home Building Act 1989* must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:~~
- ~~(a) in the case of work for which a principal contractor is required to be appointed:~~
 - ~~(i) the name and licence number of the principal contractor, and~~
 - ~~(ii) the name of the insurer by which the work is insured under Part 6 of that Act;~~
 - ~~(b) in the case of work to be done by an owner-builder:~~
 - ~~(i) the name of the owner-builder, and~~
 - ~~(ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.~~
- ~~(3) If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under subclause (2) becomes out of date, further work must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the updated information.~~

- ~~(4) This clause does not apply in relation to Crown building work that is certified, in accordance with section 116G of the Act, to comply with the technical provisions of the State's building laws.~~

CONDITIONS IMPOSED BY COUNCIL

The following development consent conditions are imposed by Council.

GENERAL

Gen 010.

It is possible that a covenant may affect the land, which is subject to this consent. The granting of this consent does not necessarily override any covenant. You should seek legal advice regarding the effect of any covenants that may affect the land.

Reason: To avoid breaching the requirements of any covenant.

Gen 020.

Any future development on the subject site or use of the subject land in a manner inconsistent with this development consent (approval) will require separate development consent to be obtained from council in writing prior to the commencement of any work.

Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979.

Gen 030.

Council is to be immediately informed in writing if arrangements for work are changed.

Reason: To enable Council to maintain an accurate record of approvals granted.

Gen 040.

Prior to commencing any building works a Construction Certificate must be obtained from Council to authorise construction.

Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979.

Gen 055

In addition to plans, elevations and sections, the application for a Construction Certificate is to include the following information:

- (a) The location of all fire safety, smoke detection and alarm systems together with a installation details and,
- (b) Details of the proposed method of termite treatment showing that compliance will be achieved with AS 3660,
- (c) All structural details including specifications, tie-down and bracing plans and slab design details.

Reason: To ensure compliance with the Building Code of Australia.

Gen 056

Where it is proposed to use performance based (alternative) solutions for compliance with the Building Code of Australia, the developer is to provide detailed evidence of compliance together with all necessary calculations and expert witness statements.

Reason: To ensure compliance with the Building Code of Australia.

Gen 065.

The use or occupation of the premises is not to commence until such time as the terms of Development Consent have been complied with and a final occupation certificate issued.

Reason: To restrict the use of the premises until the terms of the Development Consent have been complied with so as to ensure the health and safety of occupants of the building

APPROVED PLANS

Pln 010.

The development shall be implemented in accordance with:

- (a) All documentation and correspondence submitted by the applicant, or their agents, in support of the Development Application,
 - (b) the details set out on the plans approved and stamped by authorised officers of Council,
- except as amended by the conditions of this development consent.

Reason: To ensure that the development proceeds in the manner proposed by the applicant and approved by Council.

SITE PROTECTION, FENCING AND LANDSCAPING

Fen 010.

Details of any boundary fencing and landscaping works are to be submitted to Council for approval prior to commencement of works.

Reason: To ensure the appearance of the development is sympathetic with the existing landscape.

Fen 015

A security fence is to be erected around the site whilst construction is in progress.

Reason: To prevent access to the site by unauthorised persons.

Fen 025

Appropriate barriers are to be established and maintained around all excavation works.

Reason: To minimise the risk of people falling down vertical faces.

SITING/SETOUT

Set 015.

The developer of the property is to ensure that any building constructed is located within the confines of the lot.

Reason: To avoid any buildings being erected in a location where it would be inappropriate.

CONSTRUCTION

Con 010

The applicant shall ensure that noise pollution is minimised during the course of construction. The use of power tools and/or similar noise producing activities shall be limited to the following hours:-

Weekdays 7.00 a.m. to 7.00 p.m.

Weekends & Public Holidays 8.00 a.m. to 7.00 p.m.

Reason: To ensure that public amenity is not unduly affected by noise.

Con 020.

All works are to be executed in a good and workmanlike manner and all materials are to be installed as per manufacturers' instructions and any applicable Australian Standards.

Reason: To ensure that the building work is completed in accordance with the approval and is in a safe and healthy condition for use by occupants.

Con 030.

The builder shall provide a temporary sanitary service to the building site before building operations are commenced.

Reason: To provide effective sanitation of the site during building construction.

Con 045.

All construction materials, sheds, skip bins, spoil, temporary water closets etc, shall be kept wholly within the property and not placed on public land.

Reason: To preserve the amenity of the locality.

Con 070.

All footings and/or slabs shall be constructed as per engineer's details.

Reason: To ensure compliance with the Building Code of Australia.

Con 080.

All timber framing shall comply with the NSW Timber Framing Manual and the Building Code of Australia.

Reason: To ensure compliance with the Building Code of Australia.

Con 090.

All steel framing shall comply with Part B1 of the Building Code of Australia and associated standards.

Reason: To ensure compliance with the Building Code of Australia.

Con 110.

Engineer's detail of the roof trusses with a truss layout plan, are to be submitted and approved by Council prior to any roof construction work commencing.

Reason: To ensure structural efficiency of the roof trusses.

Con 120.

All glass installation shall comply with the requirements of Australian Standard 1288 and 2047 as applicable. The installer shall provide certification that the glazing complies with the requirements of AS 1288 and AS 2047 immediately following installation.

Reason: To ensure compliance with the Building Code of Australia.

Con 130.

All wet areas are to be waterproofed in accordance with Australian Standard 3740.

Reason: To ensure that the waterproofing of the wet areas comply with the relevant Australian Standards and the Building Code of Australia.

Con 140.

All external lightning is to be positioned and directed so as to prevent the intrusion of light to the adjoining premises.

Reason: To prevent the intrusion of light onto adjoining premises.

Con 205.

The door to fully enclosed sanitary compartments must:

- (a) Slide, or
- (b) Open outward, or
- (c) Be readily removable from the outside of the compartment.

NOTE: If lift-off hinges are used adequate space is to be provided between the top of the door and the doorway to allow the door to be removed from the hinges.

Reason: To ensure compliance with the Building Code of Australia.

Con 210.

All electrical work must be carried out by a licensed electrician in accordance with Australian Standard 3000 – SAA Wiring Rules and Australian Standard 3002.

Reason: To ensure compliance with Australian Standards.

DISABLED ACCESS

Dis 010.

Disabled access and facilities are to be provided in accordance with the Building Code of Australia and Australian Standard 1428.1 to 4. *Design for Access and Mobility - New building work.*

Reason: To ensure compliance with the Building Code of Australia and the Disability-Discrimination Act 1992.

Dis 040.

At least two (2) disabled car parking spaces shall be provided within the proposed car park. The parking spaces are to have minimum width of 3.8m, with the signage and marking complying with the requirements of AS 2890.1-2004. A continuous accessible path of travel complying with the requirements of AS 1428.1 is to be provided from the parking space to the building.

Reason: To ensure compliance with the Building Code of Australia..

TERMITE CONTROL

Ter 010.

Treatment against termites is to be carried out in accordance with AS 3660.1. Upon completion of the selected method of treatment:

- (a) a certificate is to be issued to Council by the licensed installer of the system certifying that the system installed is in accordance with the specific requirements of Council and AS3660.1.
- (b) A durable notice must be permanently fixed within the meter box indicating:
 - The method of protection
 - The date of installation of the system
 - Where a chemical barrier is used, it's life expectancy as listed on the National Registration Authority label and
 - The need to maintain and inspect the system on a regular basis.

Reason: To ensure compliance with the Building Code of Australia.

VENTILATION

Ven 010.

Provide an approved system of mechanical ventilation in accordance with the requirements of Part F4.5(b) of the Building Code of Australia.

Reason: To provide adequate ventilation and to ensure that there are no adverse affects on the occupants or the building.

WATER, SEWER, AND STORMWATER

Plu 015.

Before any plumbing, stormwater or sewer drainage works are commenced an Activity Application and Annexure accompanied by a diagram of proposed works and the appropriate fees is to be submitted and approval granted in accordance with the requirements of Section 68 of the Local Government Act 1993.

Reason: To ensure compliance with the Local Government Act 1993, Council's On-Site Sewage Management Guidelines, Australian Standard 3500.1-4 and the NSW Code of Practice, Plumbing and Drainage-2006.

Plu 080.

All plumbing and drainage works are to be completed in accordance with Australian Standard AS/NZS 3500-2003.1-4 *Plumbing and drainage* and the NSW Code of Practice, Plumbing and Drainage-2006.

Reason: To ensure that plumbing and drainage works are completed in a professional manner.

Plu 105

Reticulated water is not available to the site. The developer is to engage the services of an accredited Hydraulic Engineer for preparation of water storage and reticulation details, for fire services, external use and potable supply. The system design must include details of tanking, pumping methods, tank cleaning and filtration required to ensure maintenance of potable water.

Reason: To ensure water supply system is suitable for it's intended uses.

Plu 106

Arrangements are to be made for the regular testing of the potable water supply to ensure compliance with the Australian Drinking Water Guidelines-2004.

Reason: To ensure that water services are maintained in a healthy condition.

Plu 107

An On-site waste water (sewerage) management system must be established and maintained on the site to catch and hold all waste water in accordance with relevant Australian Standards and AS 3500-2003 *Plumbing and Drainage*. Details of the proposed system are to be submitted to Council for approval before the commencement of any construction.

Reason: To ensure that the facilities are maintained at a level of hygiene appropriate for their approved use and to comply with Section 68 of the Local Government Act 1993, Council's On-site Sewerage Management Guidelines.

Plu 135.

The land surrounding the completed building is to have a drainage system so that:-

- (a) surface water is diverted clear of structures on site; and
- (b) which will not create any nuisance to adjoining properties.

Reason: To minimise the potential for detrimental impacts to buildings or neighbouring properties.

Plu 150.

All new heated water installations shall, at the outlet of all sanitary fixtures used primarily for personal hygiene (shower and hand basins) deliver heated water not exceeding 50° C.

Notes:

1. Temperature control devices require routine maintenance and performance testing. Information on maintenance can be found in AS 4032.2
2. It is the property owner's responsibility to ensure that the routine maintenance is carried out.

Reason: Temperature limits are required to minimise the risk of scalding.

Plu 190.

A minimum of 10000 litres water storage capacity is to be reserved in the main water storage tank for fire fighting purposes. The main water storage tank is to be fitted with a 65mm Stortz fitting and valve and pump set capable of being connected to the rural fire service equipment.

Reason: To ensure a sufficient supply of water for fighting purposes.

PARKING & TRAFFIC

Par 015.

The off street car parking area is to be constructed of all weather material and maintained so that it is trafficable, free of pot holes, corrugations, erosion and does not interfere with stormwater runoff. Parking spaces are to be clearly marked to comply with AS 2890.1-2004, *Parking Facilities. Part 1. Off-street car parking.*

Reason: So adequate off street parking is provided for the development and it is maintained in an appropriate manner.

Par 030.

Parking facilities for people with disabilities are to comply with Part D3.5 of Building Code of Australia and the requirements of Australian Standard 2890.1 – *Parking Facilities – Off Street Car Parking.*

Reason: To enable use of the car space by people with disabilities and to ensure compliance with the requirements of the Building Code of Australia.

Par 040.

All loading and unloading activities relating to the use of the premises are to be carried out wholly within the site.

Reason: To ensure the amenity of the area is maintained and minimise the potential for interference with traffic flow on public streets.

ACCESS ROADS

Rds 035.

Road access to the site shall be from "Three Mile Road".

Reason – To ensure that road access is provided via a designated route.

Rds 036

If subsequently requested by the General Manager of Walgett Shire Council, the developer shall take such steps that are specified to minimise the generation of dust from the unsealed portion of the access road.

Reason: Significant traffic movements may generate significant additional dust from the unsealed portion of the road. To reduce the risk of nuisance or health problems, Council may require the developer to take action to address this issue.

Rds 037

The developer is to take all necessary actions during construction to minimise the creation of dust by vehicles accessing the site.

Reason: To ensure that the effects of dust on the surrounding properties is minimised.

ENVIRONMENTAL MANAGEMENT

Env 005

The developer must keep a legible record of all complaints made to the developer, or any employee or agent of the developer, in relation to dust, noise, light or any activity to which this development consent relates. The record must be kept for a period of 3 years after the complaint was made and be available on demand to authorised officers of Council. Details to be recorded as follows:

- (a) the date and time of the complaint;
- (b) the method by which the complaint was made;
- (c) any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
- (d) the nature of the complaint;
- (e) the action taken by the developer in relation to the complaint, including any follow-up contact with the complainant; and
- (f) if no action was taken by the developer, the reason why no action was taken.

Reason: To ensure that complaints are recorded, considered and dealt with in an appropriate manner.

Env 010.

Run-off and erosion controls must be implemented before construction, and maintained to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land, as follows:

- (a) divert uncontaminated run-off around cleared or disturbed areas,
- (b) erect a silt fence to prevent debris escaping into drainage systems or waterways,
- (c) stock pile topsoil, excavated material, construction and landscaping supplies and debris within the site.

Reason: To prevent pollution from detrimentally affecting the public or environment.

Env 040.

No increase or interference with the amenity of the area is to be created by reason of any process or operation on the premises causing the emission of noise, dust, smoke or any other pollution discharge.

Reason: To prevent pollution from detrimentally affecting the public or environment.

Env 050

Noise from the development (LA10) shall not exceed the background (LA90) by more than 5dB (A) at any time including any allowance for impulsiveness and tonal characteristics, when measured at the most affected residence.

Reason: To prevent the generation of a noise nuisance.

Env 065

Photovoltaic systems used on the premises must not cause glare that would have a detrimental impact upon surrounding premises.

Reason: To ensure protection of amenity of surrounding properties.

OPAL MINING DISTURBANCE

Min 015.

On completion of site excavation works, the developer must:

- (a) engage a suitably qualified and experienced geotechnical engineer to provide an evaluation report which assesses whether there is evidence of significant prior mining activity which may have an impact on the integrity of the walls or foundations of the proposed building.
- (b) Provide a copy of the geotechnical engineer's evaluation report to Walgett Shire Council prior to the issue of a Construction Certificate and commencement of construction of the building.

Reason: There are no official records of the extent of opal mine workings within the Lightning Ridge area. Voids and backfilled areas resulting from mining activity may have an adverse impact on building stability and public safety. Council accepts that for design reasons the void for the building must be excavated prior to finalisation of the building's structural design.

Min 025

If the geotechnical engineer's evaluation report shows that prior mining activity may have an impact on the integrity of the walls or foundations of the proposed building, then the developer must also:

- (a) Engage a suitably qualified and experienced structural engineer to document how stability issues associated with mining activity will be managed.
- (b) Provide a copy of the structural engineer's documentation to Walgett Shire Council prior to the commencement of construction.

Reason: Building design must be managed to ensure building stability and public safety.

PLAYGROUND

Pla 010.

Any playground equipment incorporated in the building shall comply with 'Australian Standard 4685.1-6 2004 Playground equipment safety requirements'.

Reason: To ensure that playground equipment is suitable for use by children.

PUBLIC ENTERTAINMENT

Pub 005.

If 'public entertainment' is to be conducted in the building or part thereof, then the developer is to ensure that the building complies with the Building Code of Australia. (Note: In particular, NSW Part 101 Places of Public Entertainment other than Temporary Structures and Drive in Theatres).

Reason: The application documentation indicates that the facility will include a "cinema", which is a place of public entertainment.

FOOD PREMISES

Foo 010.

The fit out and operations of the food premises must comply with the requirements of:

- (a) Food Safety Standards.
- (b) Australian Standard 4674-2004 Design Construction and Fit Out of Food Premises.
- (c) The NSW Food Act 2003.

Reason: To ensure that the building conforms to the relevant performance requirements of the Building Code of Australia and Food Act 2003.

Foo 020.

Plans and specifications showing floor layout and design of all food preparation, food service, food storage, dining area, garbage disposal area, construction and method of installation of all fittings and fixtures, together with floor, wall and ceiling finishes are required prior to Council issuing a Construction Certificate.

Reason: To comply with AS 4674 and Building Code of Australia.

Foo 030.

Arrangements are to be put in place by the developer for the collection, storage, and removal of garbage from site on a regular basis. All garbage is to be stored in animal proof containers screened from public view and situated so as not to cause a nuisance to the occupants of the building or neighbouring properties.

Reason: To maintain the amenity of the site and surrounds.

Foo 040.

All commercial kitchens must be provided with a kitchen exhaust hood that complies with the provisions of AS/NZS 1668.1 and AS 1668.2 as applicable.

Reason: To ensure compliance with the Building Code of Australia..

INSPECTIONS

The applicant is to advise Council of the name and address of the body nominated to act as the Principal Certifying Authority, on the "Notice of Commencement Form" forty eight (48) hours prior to work commencing.

Inspections at the completion of stages as indicated below are required to be carried out by the Principal Certifying Authority. **Work must not proceed past any inspection stage until approval is given by the Certifier.**

Critical Stage Inspections – Class 9

- At the commencement of the building work, and
- On set-out of the works and prior to any excavation.
- Footings after excavation and before pouring of any concrete
- Footings/piers and slab after placement of moisture barrier, reinforcement and prior to pouring of any concrete.
- Underfloor drainage prior to pouring concrete.
- On completion of blockwork/brickwork and prior to core filling.
- On completion of framing prior to covering.
- On completion of plumbing pipe installation (hot & cold water service) prior to covering.
- On completion of waterproofing of wet areas and prior to commencement of wall and floor tiling.
- Prior to covering any sewer or stormwater drainage pipe work and connection points.
- First floor slabs after placement of reinforcement and prior to the pouring of any concrete.
- Installation of sewerage system and effluent lines prior to backfilling.
- All external sewer drainage prior to covering in trenches, clearly visible and under hydrostatic test.
- Final Inspection before use of installed equipment.
- Final Inspection of Fire service installations
- Prior to covering any stormwater drainage connections, and
- After the building work has been completed and prior to any occupation certificate being issued in relation to the building.

Reason: Occupation Certificates cannot be issued if the Principal Certifying Authority does not carry out the designated inspections, and to ensure compliance with the approved plans.

FIRE SAFETY

Fir 060.

Fire Safety Equipment as per the attached Fire Safety Schedule, shall be installed and maintained on the premises and be the subject of the required annual Fire Safety Statement

FIRE SAFETY SCHEDULE –

The following fire safety services are to be installed in the building;

- (a) **Fire Hose Reels** complying with the requirements of Part E1.4 of the building code of Australia and AS 1121 *"Fire Hose Reels"*, and AS 2441 *"Fire Hose Reels Installation"*.
- (b) **Portable Fire Extinguishers** complying with the requirements of Part E1.6 of the Building Code of Australia and AS 2444 *"Fire Extinguishers Selection"*.
- (c) **Exit Signs** complying with the requirements of Part E4.5 of the Building Code of Australia and AS 2293. *"Emergency Evacuation Lighting"*. Such lighting to be located at each designated exit from the buildings.
- (d) **Emergency Lighting** complying with the requirements of Part E4.2 of the Building Code of Australia and AS 2293.1 *"Emergency Evacuation Lighting"*.
- (e) **Fire Hydrants and On-site Pump Set** complying with Part E1.3 of the Building Code of Australia and AS2419.1 *Fire Hydrant Installations*.
- (f) **Automatic Smoke Detection and Alarm System** complying with the requirements of Specification E2.2a (Clauses 3 or 4 as applicable) of the Building Code of Australia and AS 1670.1 and AS 3786.
- (g) **Fire Sprinkler System** complying with Part E1.5 and Part H1 of the Building Code of Australia and AS 2118.1 *Automatic Fire Sprinkler Systems*.

On completion of the building and at least once in each period of twelve months following completion, the owner shall cause council to be furnished with Certification that each essential fire service installed in the building is capable of performing to a standard not less than they were originally required to achieve and perform to a standard not less than that determined using the corresponding Part 1.1 Building Code of Australia provisions.

END.

14. ALCOHOL FREE ZONES

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Matthew Goodwin - Director Planning & Regulatory Services
FILE NUMBER: 135/06/05/00

Summary:

Alcohol free zones in the towns of Walgett, Lightning Ridge and Collarenebri are due to expire on 30 August 2008. This report recommends that Council resolve to re-establish the zones prior to their expiry.

Discussion (including issues and background):

Alcohol free zones in the towns of Walgett, Lightning Ridge and Collarenebri are due to expire on 30 August 2008. At a meeting held on 20 May 2008 Walgett Shire Council resolved as follows.

106/08	Alcohol Free Zones
--------	--------------------

RESOLUTIONS:

It was resolved on the motion of the Administrator that Walgett Shire Council resolve to:

1. Undertake consultation in accordance with Ministerial Guidelines on Alcohol Free Zones, issued by the Department of Local Government, about re-establishing the existing alcohol free zones in Walgett, Collarenebri and Lightning Ridge for another three years.
2. Use the draft notice regarding "Alcohol Free Zones proposed for Walgett, Lightning Ridge and Collarenebri", as attached to this report, for the required consultation.

CARRIED

Notification of the proposal to establish an alcohol free zone was undertaken by:

- Sending details to all Aboriginal groups, ethnic groups, liquor licensees and Police stations that are located in or near the proposed zones (as listed in Attachment A).
- Sending details to the NSW Anti-Discrimination Board.
- Advertising the proposal in the Walgett Spectator on 21/5/2008, 28/5/2008 and 11/6/2008.
- Advertising the proposal in the Lightning Ridge News on 22/5/2008, 29/5/2008, 5/6/2008, 12/6/2008 and 19/6/2008.

Submissions were received from the Anti-Discrimination Board of NSW, the Walgett Aboriginal Medical Service and the NSW Police. Each submission has been reproduced as attachments to this report (Attachments B, C and D).

The key thrust of the Anti-Discrimination Board's objection (Attachment B) is that the proposed zones are "inconsistent with the Ministerial Guidelines on the Establishment of Alcohol Free Zones" because "they appear to extend over the majority of the towns". However, both the guidelines and the Local Government Act 1993 do not prohibit alcohol free zones over the larger parts of towns. The guidelines only suggest "that it would usually be inappropriate to zone the greater part of a town" "as alcohol-free".

Section 644A (3) and (4) of the Local Government Act 1993 requires that Council “consider all representations and submissions” received in relation to alcohol free zone proposals. The Board, or any other party, does not have to the power to veto an alcohol free zone proposal via their submissions. Ultimately Walgett Shire Council is the determining authority, provided it makes its decision in accordance with the ministerial guidelines and the Local Government Act 1993.

The submission from the Walgett Aboriginal Medical Service notes that its directors “endorse the continuation of the zoning of Alcohol-free areas within the Walgett Shire” (Attachment C).

The submission from the NSW Police (Attachment D) supports the existing zone boundaries in Walgett and Collarenebri. It also requests that the zone in Lightning Ridge be extended to cover all “public areas”. If this is not supported by Council, it seeks:

- 1) To extend around the licensed premises (Hotel) located at the intersection of Morilla Street and Onyx Street, Lightning Ridge, so as to surround the establishment.
- 2) To extend beyond the area bounded by Nettleton Drive and Opal Streets, Lightning Ridge.

Issues that arise in relation to the submission from the NSW Police include:

- Alcohol free zones can only be applied to car parks and streets.
- Ongoing opposition from the Anti-Discrimination Board to applying zones that cover the majority of a town.
- Extending the zone to over public streets near the Hotel located at the intersection of Morilla and Onyx Streets appears appropriate, and is unlikely to generate significant or well founded opposition.

Ultimately there appears to be general community support for the proposed alcohol free zones given that:

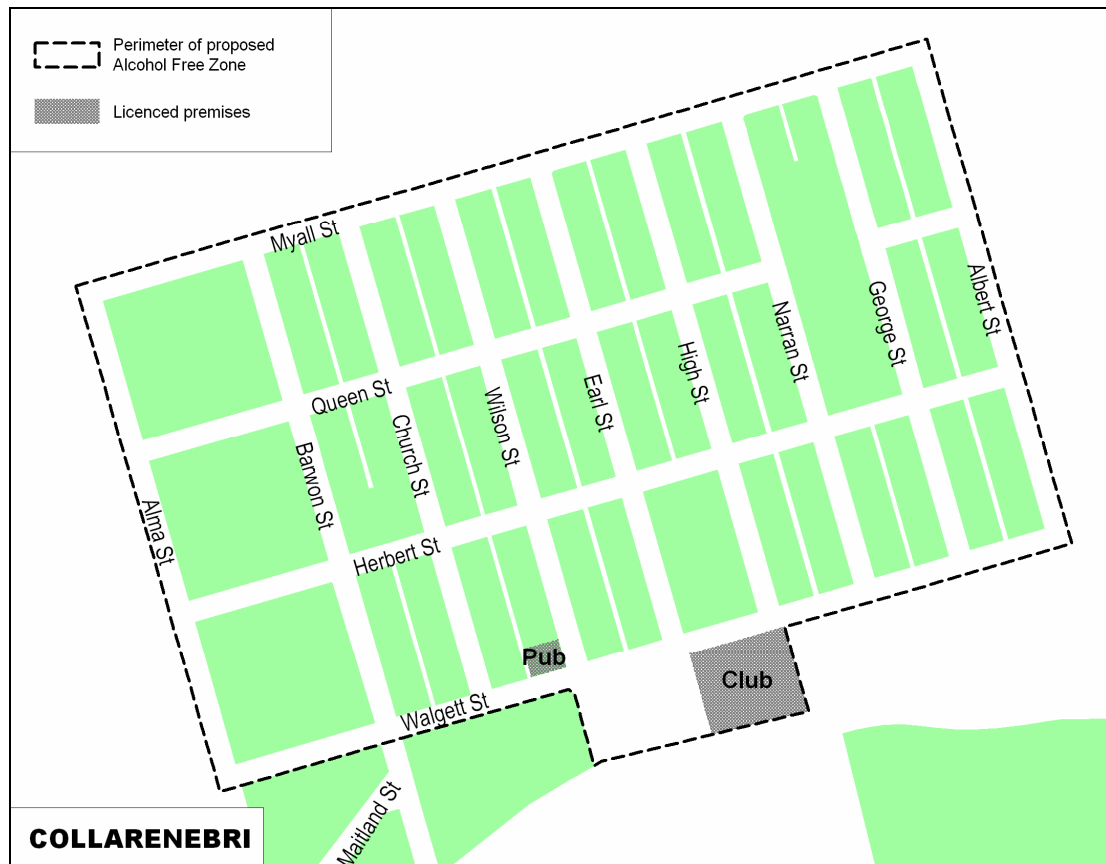
- The NSW Police Service applied for the zones.
- No objections were received from any local residents or groups during public consultation.
- The Walgett Aboriginal Medical Service endorses the proposal.

The following steps remain outstanding in the process to establish alcohol free zones in Walgett, Lightning Ridge and Collarenebri:

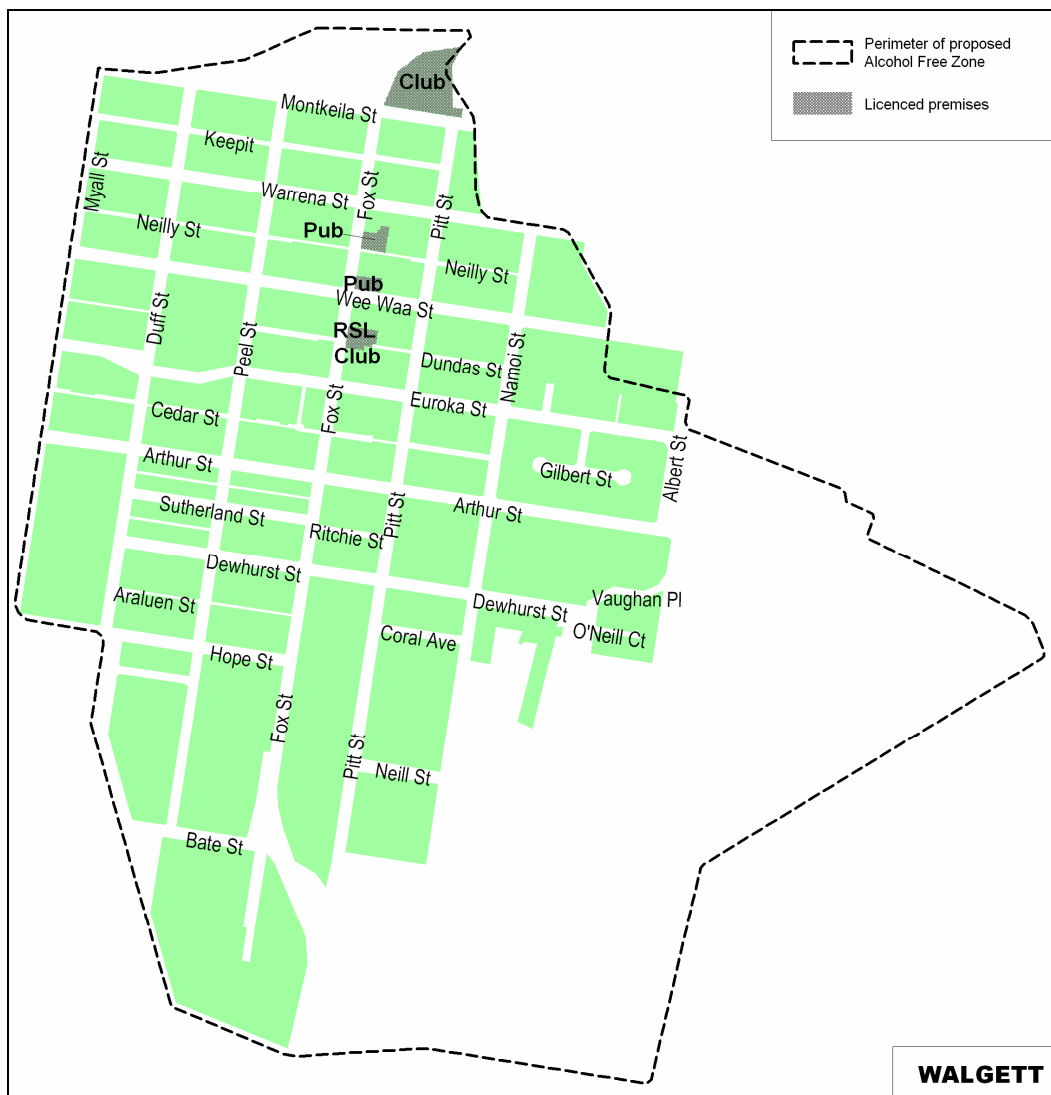
1. The Ministerial Guidelines for alcohol free zones require that Council “give proper consideration to any representations, submissions or objections received and as a result may amend or withdraw a proposal to establish an alcohol-free zone” (page 6).
2. After complying with the above procedures, a Council may, by resolution, adopt a proposal to establish an alcohol free zone. The resolution establishes the zone.
3. Council must then inform any interested parties, including the applicant, the Anti-Discrimination Board, the local Police Patrol Commander, officer in charge of the local police station and affected liquor licensees.

The extent of the proposed alcohol free zones is shown in the diagrams below of Collarenebri and Walgett. For Lightning Ridge the area proposed during public consultation is shown plus an area that could be justifiably added to the zone (located in Onyx St near a hotel).

WALGETT SHIRE COUNCIL AGENDA



WALGETT SHIRE COUNCIL AGENDA





Relevant Reference Documents:

- Ministerial Guidelines on Alcohol Free Zones issued by the Department of Local Government, 1995.
- Guidelines for Local Government Councillors issued by the Anti-Discrimination Board of NSW, 1999.
- Guidelines for Managers of Local Councils issued by the Anti-Discrimination Board of NSW, 1999.

Stakeholders:

NSW Police, the Community, NSW Anti-Discrimination Board, Aboriginal groups, liquor licensees and club secretaries

Financial Implications:

There will be a cost to renew existing signs, and some additional signs may also be required.

Recommendations:

That Walgett Shire Council resolve to:

- 1. Note the written representations received from the Anti-Discrimination Board of NSW, the Walgett Aboriginal Medical Service and the NSW Police on the proposed alcohol free zones.**
- 2. Establish alcohol free zones in Walgett and Collarenebri over the areas currently covered by Alcohol Free Zones, as shown in the maps included with this report.**
- 3. Establish an alcohol free zone in Lightning Ridge over the existing area plus an additional area within Onyx Street near the hotel, as shown in the map included with this report.**
- 4. Write to the Anti-Discrimination Board of NSW and state that:**
 - a. Council notes the Board's objection to the establishment of alcohol free zones in Walgett, Lightning Ridge and Collarenebri on the basis that it believes that the proposed zones are inconsistent with the Ministerial Guidelines on Alcohol Free Zones issued by the Department of Local Government, 1995.**
 - b. Council received two other submissions regarding the proposed zones. One from the Walgett Aboriginal Medical Service noted that its directors "endorse the continuation of the zoning of Alcohol-free areas within the Walgett Shire". Another from the NSW Police supported the existing zones in Walgett and Collarenebri, as well as proposing an extension to the Lightning Ridge zone.**
 - c. Council observes that both the guidelines and the Local Government Act 1993 do not prohibit alcohol free zones over the larger parts of towns. The guidelines only suggest "that it would usually be inappropriate to zone the greater part of a town" "as alcohol-free". The obvious inference is that the guidelines accept that unusual circumstances may require the greater part of a town to be established as an alcohol free zone.**
 - d. Compared to the majority of towns in NSW, unusual circumstances do exist in Walgett, Lightning Ridge and Collarenebri with regard to the frequency, extent and repercussions of alcohol consumption in public streets and car parks.**
 - e. It is quite clear that the zones are not inconsistent with the Ministerial Guidelines. In that context Walgett Shire Council resolved to establish alcohol free zones in Walgett and Collarenebri over the areas that it proposed. In Lightning Ridge it resolved to make a slight increase in the area of the zone.**
- 5. Inform the local Police Patrol Commander, officer in charge of the local police stations, affected liquor licensees and Walgett Aboriginal Medical Service that a resolution has been made to establish the zones.**

WALGETT SHIRE COUNCIL AGENDA

ATTACHMENT A - Mailing list for notification of the Alcohol free zone proposal

ORGANISATION	ADDRESS 1	ADDRESS 2
Collarenebri Bowling Club	PO Box 4	COLLARENEBRI NSW 2833
Collarenebri CDEP (Mangankali Aboriginal Corporation)	PO Box 171	COLLARENEBRI NSW 2833
Collarenebri Local lands Council	PO Box 122	COLLARENEBRI NSW 2833
Collarenebri Meals on Wheels / Home Care Service of NSW	PO Box 84	COLLARENEBRI NSW 2833
Collarenebri Police	Earl Street	COLLARENEBRI NSW 2833
North West Area Community Options	PO Box 84	COLLARENEBRI NSW 2833
Tattersalls Hotel - Motel	PO Box 202	COLLARENEBRI NSW 2833
"The Goondee – Aboriginal Keeping Place"	PO Box 1503	LIGHTNING RIDGE NSW 2834
Aboriginal Community Options	PO Box 552	LIGHTNING RIDGE NSW 2834
Barriekneal Housing and Community Ltd	PO Box 651	LIGHTNING RIDGE NSW 2834
Collarenebri Aboriginal Home Care Service	PO Box 552	LIGHTNING RIDGE NSW 2834
Domestic Violence Service	PO Box 1821	LIGHTNING RIDGE NSW 2834
Home care Service / Community Options	PO Box 371	LIGHTNING RIDGE NSW 2834
Khan's Supa IGA	PO Box 335	LIGHTNING RIDGE NSW 2834
Lightning Ridge District Bowling Club	PO Box 462	LIGHTNING RIDGE NSW 2834
Lightning Ridge Golf Club Inc	PO Box 313	LIGHTNING RIDGE NSW 2834
Lightning Ridge Hotel - Motel	PO Box 315	LIGHTNING RIDGE NSW 2834
Lightning Ridge Police	Opal Street	LIGHTNING RIDGE NSW 2834
Migrant Information and Referral Service (TCC)	PO Box 1724	LIGHTNING RIDGE NSW 2834
Murdi Paaki Regional Council	PO Box 1808	LIGHTNING RIDGE NSW 2834
Murrumbidgee Murrumbidgee Corporation (L/Ridge C.D.E.P)	PO Box 357	LIGHTNING RIDGE NSW 2834
Wongs Restaurant	PO Box 1229	LIGHTNING RIDGE NSW 2834
Yuwaaliaay Elders Group	PO Box 581	LIGHTNING RIDGE NSW 2834
Aboriginal Community Options	PO Box 345	WALGETT NSW 2832
Aboriginal Education Consultative Group C/o Walgett Health Centre	PO Box 21	WALGETT NSW 2832
Barwon Cottage Walgett	PO Box 386	WALGETT NSW 2832
Department of Education, Training and Youth Affairs	PO Box 78	WALGETT NSW 2832
Dharriwaa Elders Group	PO Box 174	WALGETT NSW 2832
Domestic Violence Service	PO Box 386	WALGETT NSW 2832
Education and Training - Western Institute of TAFE	Arthur Street	WALGETT NSW 2832
Gateway Hotel - Motel & Bottleshop	PO Box 77	WALGETT NSW 2832

WALGETT SHIRE COUNCIL AGENDA

ATTACHMENT A - Mailing list for notification of the Alcohol free zone proposal

ORGANISATION	ADDRESS 1	ADDRESS 2
Gengarry Hilton	PO Box 111	WALGETT NSW 2832
Goonimoo Mobile Children's Service	PO Box 396	WALGETT NSW 2832
Hon Doo Café	PO Box 192	WALGETT NSW 2832
IGA Supermarket	PO Box 269	WALGETT NSW 2832
Koolyangarra Pre-school Aboriginal Corporation	PO Box 106	WALGETT NSW 2832
Namoi House (Drug & Alcohol Crisis Accommodation)	PO Box 386	WALGETT NSW 2832
Nolans On The Barwon	PO Box 40	WALGETT NSW 2832
Oasis Hotel Walgett	PO Box 81	WALGETT NSW 2832
Walgett Aboriginal Aged Hostel : Euragai Goondi	PO Box 396	WALGETT NSW 2832
Walgett Aboriginal Legal Service	PO Box 311	WALGETT NSW 2832
Walgett Aboriginal Medical Service	PO Box 396	WALGETT NSW 2832
Walgett District Sporting Club	PO Box 112	WALGETT NSW 2832
Walgett Local Aboriginal Lands Council	PO Box 459	WALGETT NSW 2832
Walgett Motel	PO Box 273	WALGETT NSW 2832
Walgett Police	57 Wee Waa Street	WALGETT NSW 2832
Walgett RSL Club	PO Box 165	WALGETT NSW 2832
Walgett Women's Legal Service	PO Box 148	WALGETT NSW 2832
Walginnam Employment & Training Aboriginal Corporation (CDEP)	PO Box 207	WALGETT NSW 2832

ATTACHMENT B - Submission regarding Alcohol free zone proposal



The General Manager
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Attention: Matthew Goodwin

Dear Mr Goodwin

Proposed alcohol free zones in Walgett, Collarenebri and Lightning Ridge

I refer to your letter dated 20 May 2008.

You state that Walgett Shire Council (the **Council**) proposes to re-establish alcohol free zones in Walgett, Collarenebri and Lightning Ridge and you have invited submissions or objections on the proposal from the Board.

I attach a copy of my letter to you dated 2 June 2005. The Board's concerns remain the same as set out in this letter, and the Board does not support the proposed renewal of the zones.

Please contact Lorraine Rivlin, the Board's Legal Officer on 9268 5555 if you have any queries.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Stepan Kerkyasharian'.

Stepan Kerkyasharian AM

President 17 June 2008

**Walgett Shire
Council
REC'D**

23 JUN 2008

FILE: 135/06/05/00

LETTER No: 3778.

REFER: MPG.

COPY: 1

ATTACHMENT B - Submission regarding Alcohol free zone proposal



The General Manager
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Attention: Matthew Goodwin

Dear Mr Goodwin

Proposed alcohol free zones in Walgett, Collarenebri and Lightning Ridge

I refer to your letter dated 20 May 2005.

You state that Walgett Shire Council (the **Council**) proposes to establish alcohol free zones in Walgett, Collarenebri and Lightning Ridge and you have invited submissions or objections on the proposal from the Board.

I have reviewed the maps enclosed with your letter and note that in each instance, the proposed alcohol free zone appears to extend over the majority of the towns. On the basis that the area appears excessive and accordingly, inconsistent with the *Ministerial Guidelines on the Establishment of Alcohol Free Zones* (the **Guidelines**), the Board does not support Council's proposal.

This issue has previously been the subject of correspondence in 2002 between the Council, the Minister for Local Government and the Board in regard to the proposed establishment of an alcohol free zone in Collarenebri.

By letter dated 20 December 2002 the Board advised Council that the proposal appeared to be inconsistent with the Guidelines and accordingly, the Board objected to the creation of the zone as proposed. It appears that, notwithstanding the Board's concerns about possible breaches of the Guidelines, in February 2003 Council moved to establish the alcohol free zone in Collarenebri pursuant to the amended proposal as notified to the Board.

The current proposal for Collarenebri appears to be identical to that proposed and subsequently created in 2003. On that basis the Board does not support the proposed renewal of the zone. The proposals for alcohol free zones in Walgett and Lightning Ridge appear similarly flawed and not in accordance with the Guidelines.

The Guidelines state:

P.O.Box A2122 Sydney South NSW 1235
Level 17, 201 Elizabeth Street, Sydney NSW 2000
Telephone: 02 9268 5555 Facsimile: 02 9268 5500
TTY: 02 9268 5522 Freecall STD: 1800 670 812
Worldwide Web Address: <http://lawlink.nsw.gov.au/adb>
Enquiries: 02 9268 5544

1

ATTACHMENT B - Submission regarding Alcohol free zone proposal

"Generally an alcohol-free zone should be as small as is possible... Alcohol-free zones should primarily be located to outlets supplying alcohol where drinkers congregate. In the absence of such an outlet a zone should be considered only in exceptional circumstances.

It is not appropriate to establish an entire council area, or a substantial part of that area as an alcohol free zone. Similarly, it would usually be inappropriate to zone the greater part of a town, suburb or urban area as alcohol-free."

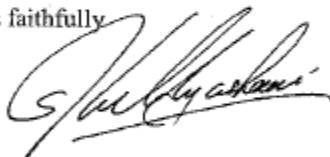
To date, no information has been provided by the Council about why the circumstances in Collarenebri (and Walgett and Lightning Ridge) are so exceptional that Council believes it is justified in not complying with the Guidelines.

The Board is of the view that the Guidelines should be followed in all respects. Council should not regard alcohol-free zones as the primary measure to ameliorate anti-social, alcohol-related activity in the community but rather as part of a range of measures designed to address this problematic issue.

Further, the Guidelines state that where a council proposes to re-establish an alcohol free zone, the council is to have regard to the previous zoning and should carefully consider the factors that originally supported a zoning, the reasons for success or otherwise of the previous zoning and other additional matters.

The Board does not support the current proposals by Council and has written to the Minister for Local Government, the Honourable Tony Kelly MLC, about the matter. A copy of that letter is enclosed for your information.

Yours faithfully



Stepan Kerkyasharian AM
President

25 June 2008

ATTACHMENT B - Submission regarding Alcohol free zone proposal



The Hon Tony Kelly MLC
Minister for Local Government
Level 34
Governor Macquarie Tower
1 Farrer Place
SYDNEY NSW 2000

Dear Minister

Proposed alcohol free zones – Walgett Shire Council

I refer to the above issue and what appears to be a breach of the *Ministerial Guidelines on Alcohol Free Zones* (the **Guidelines**) by Walgett Shire Council.

As you are aware, councils which are listed in Appendix 2 to the Guidelines are required to send the Anti-Discrimination Board a copy of proposals to establish an alcohol-free zone and give the Board 40 days to make representations or objections about the proposal.

On 20 May 2005 Walgett Shire Council (the **Council**) wrote to the Board advising of its intention to establish alcohol free zones in the towns of Walgett, Collarenebri and Lightning Ridge. The maps provided by Council indicate that the proposed alcohol free zones cover the majority of each township area.

I note from the Board's files that the apparently excessive area of the proposed zone for Collarenebri was the subject of correspondence between the Board, the Council and the previous Minister for Local Government in 2002.

In response to a notification from the Council about the proposed zone in Collarenebri, the Board wrote to the Hon Harry Woods MP on 12 November 2002 outlining its objections and drawing to the Minister's attention the apparent breach of the Guidelines. It appears that Council nonetheless established the zone as proposed.

The Board again draws to the attention of your office what appears to be a breach of the Guidelines by the Council in its proposals to renew the established alcohol free zone in Collarenebri and re-establish alcohol free zones in Walgett and Lightning Ridge which will cover, effectively, the whole of the towns.

You may recall that the Board has recently drawn your attention to a similar issue in regard to proposals by the Council of the Shire of Bourke and earlier, in regard to a proposal by Moree Plains Shire Council.

P.O.Box A2122 Sydney South NSW 1235
Level 17, 201 Elizabeth Street, Sydney NSW 2000
Telephone: 02 9268 5555 Facsimile: 02 9268 5500
TTY: 02 9268 5522 Freecall STD: 1800 670 812
Worldwide Web Address: <http://lawlink.nsw.gov.au/adb>

1

ATTACHMENT B - Submission regarding Alcohol free zone proposal

In response to the Board's letter about Moree Plains Shire Council's proposal, you wrote to the Board on 16 November 2004 attaching correspondence from the Department's Director General, Garry Payne, to Moree Plains Shire Council expressing concern about its proposal and drawing its attention to the relevant aspects of the Guidelines and the potential effect of Council failing to comply with those Guidelines.

As you are aware, the Guidelines state:

"Generally an alcohol-free zone should be as small as is possible...

Alcohol-free zones should primarily be located to outlets supplying alcohol where drinkers congregate. In the absence of such an outlet a zone should be considered only in exceptional circumstances.

It is not appropriate to establish an entire council area, or a substantial part of that area as an alcohol free zone. Similarly, it would usually be inappropriate to zone the greater part of a town, suburb or urban area as alcohol-free."

The Board reiterates its view that the creation of alcohol free zones should not be viewed by local councils as the primary method to address alcohol related, anti-social behaviour in a community. I also note that no information has been provided by the Council about why the circumstances in Collarenebri (and Walgett and Lightning Ridge) are so exceptional that Council believes it is justified in not complying with the Guidelines.

The Board is concerned that the zoning of such extensive areas as 'alcohol free' may lead to increased tension between police and members of the local community. It is for this reason that the Board draws to your attention Walgett Shire Council's apparent non-compliance with this aspect of the Guidelines.

The Board has written to the Council expressing its concerns about its proposal. I enclose, for your consideration, copies of the following:

- the Council's letter of 20 May 2005 to the Board; and
- the Board's letter in response.

Please contact Fiona Kerr, Legal Officer, on 9268 5572 if you have any questions or would like to discuss these issues in greater detail.

Yours faithfully



Stepan Kerkyasharian AM
President

2 June 2005

WALGETT SHIRE COUNCIL AGENDA

ATTACHMENT C - Submission regarding Alcohol free zone proposal



Walgett Aboriginal Medical Service Co-operative Ltd

ABN: 78 014 990 451
37 Pitt St (P.O Box 396), Walgett NSW 2832
Phone: (02) 6828 1611, 6828 1798 Fax: (02) 6828 1201
Email: walgettams@bigpond.com

**Walgett Shire
Council
REC'D**

25 JUN 2008

FILE: 135/06/05/00

LETTER No: 3835

REFER: MPG.

COPY: 1

Mr Matthew Goodwin
Director
Planning and Regulatory Services
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

Dear Sir,

RE: PROPOSED RE-ESTABLISHMENT OF ALCOHOL FREE ZONES

Your letter of 20 May 2008 was tabled at the WAMS Directors meeting held on 23 June 2008.

You are accordingly advised that the WAMS Directors endorse the continuation of the zoning of Alcohol-free areas within the Walgett Shire.

This initiative is the beginning for control of the consumption of alcohol in public/common areas in our local communities.

Hopefully, the next stages of a reduction in alcohol purchases and consumption will see a decrease in the opening hours of licensed premises, and limiting the amount of alcohol to be taken away from such facilities.

Should Council require WAMS support in commencing an overall alcohol consumption strategy for the Walgett Shire, we would only be too pleased to participate in Committees and/or meetings that are being planned in the future. Thank you and kind regards.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'G. Fernando'.

**GEORGE FERNANDO, CHAIRPERSON
BOARD OF DIRECTORS**

24 June 2008

FUNDED BY THE FEDERAL DEPT OF HEALTH & AGEING & THE NSW DEPT OF STATE HEALTH

ATTACHMENT D - Submission regarding Alcohol free zone proposal



**NSW POLICE
Castlereagh
LAC**

Mr Matthew Goodwin
Walgett Shire

TOPIC: Proposed Re-Establishment of Alcohol Free Zones (AFZs) in Walgett Shire.

Mr. Goodwin,

In response to your letter dated 20 May, 2008, regarding the above topic. After consideration of the existing AFZs in the townships of Walgett and Collarenebri Police are satisfied that they are appropriate for those townships and do not require any further alteration.

As for the township of Lightning Ridge Police would submit that amendments be made to the AFZ. Police would submit that the zone be extended to cover all nominated public areas within the town boundary of Lightning Ridge.

If this is not supported by the Shire Police would seek extension of the AFZ to cover the following areas of the Lightning Ridge township:

- 1) To extend around the licensed premises (Hotel) located at the intersection of Morilla Street and Onyx Street, Lightning Ridge, so as to surround the establishment.
- 2) To extend beyond the area bounded by Nettleton Drive and Opal Streets, Lightning Ridge.

If you would like to discuss this further please contact me at Walgett Police Station.

Regards

A handwritten signature in black ink, appearing to be 'DS' or similar, written over a light background.

David Silversides
A/Crime Manager
Castlereagh LAC

**Walgett Shire
Council**
RECD

26 JUN 2008

FILED: 135/06/03/00

LETTER No: 3860

REFER: MPG.

COPY: 1

**Walgett Police Station 57 Wee Waa Street, Walgett, NSW, 2832 Ph. 02 6828 6899 / Fax
No. 02 6828 2351**

15. DEVELOPMENT AND COMPLYING DEVELOPMENT CERTIFICATE APPLICATIONS

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Matthew Goodwin - Director Planning & Regulatory Services
FILE NUMBER: 007/02/05/35

Summary:

This report provides a summary of the Development and Complying Development Certificate applications recently processed under delegated authority.

Discussion (including issues and background):

The table following this report provides details of Development Applications (DA) and Complying Development Certificate (CDC) applications dealt with under delegated authority by the Director Planning and Regulatory Services and General Manager during June 2008.

Relevant Reference Documents:

Respective Development Application and Complying Development Certificate files.

Stakeholders:

Public and applicants.

Financial Implications:

Nil.

Recommendations:

That Walgett Shire Council resolve to note the Development and Complying Development Certificate applications dealt with under delegated authority by the Director Planning and Regulatory Services and General Manager during June 2008.

AUTHORITY

Determined Applications



07/02/2008 Parameters: Date Range: Y Document Type: 2
Start Date: 1/06/2008 Officer: ALL
End Date: 30/06/2008 Number of Days: 0
As At Date: Stop The Clock: Yes

Page:1

Document	Applicant Name / Address	Development Type Property Address Title Owner	Determination	Determined	Received
Document Type: 20					
	Stop the Clock	Total Elapsed Calendar Days: 72 Calendar Stop Days: 68 Adjusted Calendar Days: 4			
020/2008/000000010/001		160 Subdivision/Consolidation	Approved by Council	17/06/2008	07/04/2008
		LOT: 8 DP: 752258			
Officer: Ms J R Babic Number of Applications: 1					
	Stop the Clock	Average Elapsed Calendar Days: 4.00 Average Calendar Stop Days: 68.00 Average Adjusted Calendar Days: 4.00		Total Elapsed Calendar Days: 72.00 Total Calendar Stop Days: 68.00 Total Adjusted Calendar Days: 4.00	
020/2003/000000021/002		Total Elapsed Calendar Days: 24 Calendar Stop Days: 0 Adjusted Calendar Days: 24			
		1502 Operate a caravan park or camping Pandora ST LIGHTNING RIDGE LOT: 1 DP: 1079966 WLL: 14309	Approved - Staff Delegation	19/06/2008	27/05/2008
Officer: Mr M P Goodwin Number of Applications: 1					
		Average Elapsed Calendar Days: 24.00 Average Calendar Stop Days: 0.00 Average Adjusted Calendar Days: 24.00		Total Elapsed Calendar Days: 24.00 Total Calendar Stop Days: 0.00 Total Adjusted Calendar Days: 24.00	
		Average Elapsed Calendar Days: 24.00 Average Calendar Stop Days: 0.00 Average Adjusted Calendar Days: 24.00			
Document	Applicant Name / Address	Development Type Property Address Title Owner	Determination	Determined	Received
AUTHORITY					

AUTHORITY

Determined Applications



07/02/2008 Parameters: Date Range: Y Document Type: 2 Page: 2
 Start Date: 1/06/2008 Officer: ALL
 End Date: 30/06/2008 Number of Days: 0
 As At Date: Stop The Clock: Yes

Document	Applicant Name / Address	Development Type	Determination	Determined	Received
	Property Address	Title Owner			

Document Type: 24

024/2008/000000017/001	Stop the Clock	Total Elapsed Calendar Days: 7			
		Calendar Stop Days: 0			
	Adjusted Calendar Days: 7	130 Class 10b - Fence/Antenna/Swimming	Approved - Staff Delegation	25/06/2008	19/06/2008

Pool
 Mining LIGHTNING RIDGE
 LOT: 53 DP: 1073508 WALL: 14859

024/2008/000000018/001	Stop the Clock	Total Elapsed Calendar Days: 12			
		Calendar Stop Days: 11			
	Adjusted Calendar Days: 1	10 Class 1a - Single Dwelling/Dual	Approved - Staff Delegation	30/06/2008	19/06/2008

Occupancy
 53 Black Prince DR LIGHTNING RIDGE
 LOT: 123 DP: 45077

024/2008/000000020/001	Stop the Clock	Total Elapsed Calendar Days: 2			
		Calendar Stop Days: 0			
	Adjusted Calendar Days: 2	130 Class 10b - Fence/Antenna/Swimming	Approved - Staff Delegation	25/06/2008	24/06/2008

Pool
 Mining LIGHTNING RIDGE
 MC: 50242 MC: 50242R

Officer: Mr L J Smyth	Average Elapsed Calendar Days: 3.33	Total Elapsed Calendar Days: 21.00
Number of Applications: 3	Average Calendar Stop Days: 3.67	Total Calendar Stop Days: 11.00
	Average Adjusted Calendar Days: 3.33	Total Adjusted Calendar Days: 10.00

AUTHORITY

AUTHORITY

Determined Applications



07/02/2008	Parameters:	Date Range:Y Start Date:1/06/2008 End Date:30/06/200 As At Date:	Document Type: 2 Officer:ALL Number of Days:0 Stop The Clock:Yes	Page:3
------------	-------------	---	---	--------

Report Totals & Averages

Total Number of Applications: 5

Average Elapsed Calendar Days: 23.40

Average Calendar Stop Days: 15.80

Average Adjusted Calendar Days: 7.60

Total Elapsed Calendar Days: 117.00

Total Calendar Stop Days: 79.00

Total Adjusted Calendar Days: 38.00

AUTHORITY

16. PESTICIDE RESIDUE PIT AT THE WALGETT AERODROME

REPORTING SECTION: Planning and Regulatory Services
AUTHOR: Matthew Goodwin - Director Planning & Regulatory Services
FILE NUMBER: 005/05/02/33

Summary:

Recently a Remediation Action Plan was prepared for the pesticide residue pit at the Walgett Aerodrome. This report recommends that Council proceed with a project to excavate the contaminated soil from the pit and dispose of it at the Walgett Waste Depot in accordance with the Remediation Action Plan.

Discussion (including issues and background):

Prior to 1999 Walgett Shire Council established a wash down and storage facility at the Walgett Aerodrome for use by aerial agricultural spraying operators. A component of the facility was a holding dam where water contaminated by pesticide residues during the washing down process was held in a small earth pond and allowed to evaporate. The facility is located on land owned by Walgett Shire Council (Lot 11 DP 851,116).

Use of the facility ceased in 1999 after numerous complaints were received by Walgett Shire Council and the Environment Protection Authority (now Department of Environment and Climate Change) about noxious smells emanating from the pond and chemicals being dispersed from planes.

Searches of Council records have failed to locate any evidence of:

- Development consent being applied for, or granted, for the facility.
- Any contracts or agreements between Walgett Shire Council and parties that used the facility.

The pit is presently lined with wood chips to absorb chemical seepage and reduce odour problems. Prior to lining the pit early in 2002, especially during warm weather, there were numerous complaints lodged with Council about odour and illness issues perceived to originate from the pit. Since the application of the wood chip lining there has not been any formal complaints.

Walgett Shire Council subsequently engaged a specialist environmental assessment company to determine the extent and nature of any contamination on the site. The company engaged, URS, provided council with a document titled "Final Report – Site Investigation and Management, Walgett Airport, NSW", dated 9 July 2003.

That report provided an assessment of two options for addressing the contamination in line with current regulatory requirements. Those options were:

- Excavation and disposal (see section 5.1 of the report).
- Capping and containment (see section 5.2 of the report).

The report noted more advantages with the first option, hence the following recommendation (section 4.6):

Whilst the pesticide-impacted soil does not necessarily pose any environmental or human health risk under the present conditions, it is recommended that the material be excavated and disposed to a suitable landfill, thereby avoiding any future land development constraints and avoiding potential future odour issues (currently managed via layer of mulch acting as a biofilter).

The report also noted that the contaminated soil could only be disposed of at a licensed land fill (section 5.1.2). After considering the URS report, Walgett Shire Council made the following resolution at a meeting held on 8 March 2004:

RESOLUTION:

It was resolved, Moved Cllr J Treweek, Seconded Cllr R Hewlett that Council investigate seeking a licence from the Environment Protection Authority for the Walgett rubbish depot, or another site within the Shire so that the contaminated material associated with the pesticide residue pit at the Walgett Aerodrome can be legally disposed of at the rubbish depot.

Carried.

Subsequently the Environment Protection Authority granted a licence for the Walgett Waste Depot on 20 June 2006. Licence conditions imposed a requirement for a geotechnical assessment of the soil permeability and the establishment of groundwater monitoring bores. A hydrogeological investigation was undertaken in January 2007 by CM Jewell & Associates Pty Ltd which indicated that the soils at the waste depot have very low permeability and are suitable for containing leachate. As noted in another report within this business paper, ongoing ground water and leachate testing and monitoring is required for the Walgett Waste Depot.

Specialist skills are required to progress the excavation and disposal of the contaminated soil from the site. Given that URS has knowledge of the pesticide residue pit site from its previous work there, it was engaged to prepare a scope of works and remediation action plan for the site. The purpose of the report was to allow Council to understand the type and extent of work required to excavate and dispose of the contaminated soil, as well as the legal and safety issues that need to be managed. On 18 June 2008 URS submitted its report to Council which is titled "Final Report – Remediation Action Plan - Former Crop Dusting Washdown Area, Walgett Airport, NSW".

A number of issues arise from the report, including:

- Previous testing indicated that the contaminated soil can be disposed of at a licensed land fill as solid waste. Further work could disclose material that cannot be disposed of at a licensed land fill and hence on site disposal may be required (Section 5.4).
- The area required to be excavated is about 330 square metres up to 0.5m deep (Section 6.2).
- Validation soil sampling will be required to confirm that all significant contamination has been removed (Section 8.1).
- Section 6.2 of the report indicates that the parties used to transport the contaminated soil away from the site "must be licensed to carry hazardous waste". This contrasted with section 5.1.2 of the previous URS site investigation report from 2003 which indicated that the soil could be disposed of as "solid waste" and hence there is an inference there is no need for licensed hauliers. A requirement to use licensed hauliers would probably have significant cost implications for the project, so this matter was raised with URS. Their response e-mail (Attachment A) indicates that unless the soil is classified as "restricted waste" or "hazardous waste", then there is no requirement for a licensed haulier.

Relevant Reference Documents:

- "Final Report – Site Investigation and Management, Walgett Airport, NSW", dated 9 July 2003, prepared for Walgett Shire Council by URS.
- "Final Report – Remediation Action Plan - Former Crop Dusting Washdown Area, Walgett Airport, NSW", dated 18 June 2008, prepared for Walgett Shire Council by URS.
- "Waste Classification Guidelines" dated April 2008 issued by the NSW Department of Environment and Climate Change.
- Environment protection licence, premises 12466 for the Walgett Waste Depot, issued by the Environment Protection Authority (now a unit of the Department of Environment and Climate Change) on 20 June 2006.
- Report titled "Hydrogeological Investigation - Walgett Waste Management Centre", dated April 2007, prepared by CM Jewell & Associates Pty Ltd.

Stakeholders:

The community and Walgett Shire Council.

Financial Implications:

Current cost estimates for the excavation and disposal project are:

- \$34,000 to manage the project, including analytical work and environmental site supervision.
- \$30,000 for excavation and haulage expenses.

There is inadequate funding within the current Planning and Regulatory Services budget to undertake the project. A budget reallocation to enable the project has been proposed in the Budget 'Carry Forward' report elsewhere in this business paper.

The reallocation involves:

- Transferring an unexpended amount of \$40,000 from the 2007/2008 budget ledger 11.3857.2934 (Project - LEP) to 11.3422.2715 (Pesticide Pit Remediation).
- Transferring \$30,000 in the 2008/2009 budget from ledger 11.3857.2934 (Project - LEP) to 11.3422.2715 (Pesticide Pit Remediation).

If approved, the budget reallocations will leave:

- \$46,660 in restricted funds for pesticide pit remediation.
- \$30,000 in 2008/09 budget for pesticide pit remediation.
- \$54,471 in restricted funds for the LEP.

Recommendations:

That Walgett Shire Council resolve to:

- 1. Proceed with a project to excavate the contaminated soil at the Walgett Aerodrome Pesticide Residue Pit and dispose of it at the Walgett Waste Depot, in accordance with the document titled "Final Report – Remediation Action Plan - Former Crop Dusting Washdown Area, Walgett Airport, NSW", dated 18 June 2008, as prepared for Walgett Shire Council by URS.**
- 2. Note that the budget reallocation proposed for the pesticide pit remediation in the Funds Restriction Report elsewhere in this business paper will be used to fund the pesticide pit excavation and disposal project.**

ATTACHMENT A - URS response to query regarding 'licensed' hauliers

Hi Matthew, good to hear from you!

I have checked with the NSW DECC with regard the new guidelines, and it would appear that if the soil to be disposed of is classified as general waste (ie within the criteria in the guidelines) then no license is required. The following is an excerpt from the updated guidelines:

Classifying a waste using both the SCC test and TCLP

To establish the waste's classification using both SCC and TCLP, the SCC and TCLP test values for each chemical contaminant must be compared to the threshold values set in Table 2.

Classification SCC value TCLP value

General solid waste \leq SCC1 \leq TCLP1
Restricted solid waste \leq SCC2 \leq TCLP2
Hazardous waste $>$ SCC2 $>$ TCLP2

If any of the SCC or TCLP threshold values specified in Table 2 are exceeded for general solid waste, the waste must be classified as restricted solid waste. If any of the SCC or TCLP threshold values specified in Table 2 are exceeded for Restricted Solid Waste, the waste must be classified as Hazardous Waste. Detailed interpretative guidance regarding the use of both SCC and TCLP values to establish a waste's classification is provided in Table 3.

The tables referred to above are listed in the new guidelines available at:

<http://www.environment.nsw.gov.au/resources/waste/08202classifyingwaste.pdf>

If the contaminated soil is classified as "restricted waste" or "hazardous waste", a waste transport license will be required. This can be found at:

<http://www.environment.nsw.gov.au/resources/licensing/08341appwastetransp.doc>

Unless the waste is classified as dangerous goods, there are no requirements for 'licensed' hauliers.

I hope this answers your query! If there is anything else that I can help with, please don't hesitate to contact me at the numbers below.

Regards,
Chris Morrison
Associate Environmental Geologist
BSc (Hons), MSc, FGS, MGSA, MAIG

URS Australia Pty Ltd
Level 14, 240 Queen Street, Brisbane
Queensland 4000 Australia
<mailto:Chris.Morrison@urscorp.com>
Phone: (07) 3243 2111 Fax: (07) 3243 2199

17. 2008-2009 REGIONAL ROADS REPAIR PROGRAM

REPORTING SECTION: Rural Infrastructure & Support Services
AUTHOR: Ian Taylor - Director Rural Infrastructure & Support Services
FILE NUMBER: 195/04/00/00

Summary:

This report advises Council of the outcome of the funding offered under the 2008/2009 regional roads REPAIR Program.

Discussion (including issues and background):

The NSW RTA administers funding under the Regional Roads REPAIR Program. It has now advised Councils of the outcome of the 2008/2009 round of funding.

Walgett Shire has the following three funding proposals before the program:

- RR333 Reconstruct and seal 39.6km to 46.1km from Walgett
- RR457 Reconstruct and seal 14.5km to 21.0km from Queensland Border
- RR329 Reconstruct and seal 62.0km to 68.5km from Collarenebri

None of these projects scored high enough to be funded in this round of the program.
Refer attached ranking of projects.

Relevant Reference Documents:

Letter from RTA, 30 June 2008

Stakeholders:

Walgett Shire Council
Road Users in Walgett Shire

Financial Implications:

Council's 2008/2009 – 2012/2013 had allowed \$300,000 of revenue from the REPAIR program for the RR333 Reconstruction project in 2008/2009 out of a total budget for this project of \$1.3M. It is not possible at this stage to identify if there will be savings in other programs to replace this shortfall. Therefore the scope of this project requires review to keep within the available funding.

Recommendations:

1. **That Council note that it has been unsuccessful in obtaining REPAIR Program funding in 2008/2009 and that subject to further advice the RR333 Walgett – Carinda Road Reconstruction and Sealing project will be reduced in scope to \$1M in 2008/2009.**

WALGETT SHIRE COUNCIL AGENDA

07M718
Justine Jones

Walgett Shire
Council
REC'D



02 JUL 2008

FILE: 195/04/00/00

30 June 2008

LETTER No: 3977

REFER: 16T

The General Manager
Walgett Shire Council
PO Box 31
WALGETT NSW 2832

COPY:

2008/2009 Regional Roads Repair Program

Dear Sir

The 2008/09 REPAIR Program has now been finalised and unfortunately the projects nominated by your Council have not been selected for funding.

Copies of the funding distribution in both council order and assessed points order for all projects submitted for consideration are attached. The cut off level for funding under this year's Program was 26 points.

The final points allocation was made by the Technical Sub-Committee after full consideration of Council's original submission and subsequent comments received on the initial points allocation.

All successful councils have been informed by the Roads and Traffic Authority (RTA) that they are required to complete the approved works within the 2008/09 financial year. If it becomes likely that any of the successful councils will not complete the funded project by 30 June, 2009, then those councils must notify the Technical Sub-committee through the RTA as soon as possible so that the Technical Sub-Committee can reallocate the funds to other projects by other councils.

If you have any enquiries please contact Nimal Wanasinghe on telephone (02) 6861 1472 or via email Nimalasiri_Wanasinghe@rta.nsw.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'P. Standen'.

Phil Standen
Asset Manager

Roads and Traffic Authority
BN 64 480 155 255



51-55 Currajong Street
Parkes NSW 2870

PO Box 334 Parkes NSW 2870
DX 20256 Parkes

T 131 782

www.rta.nsw.gov.au

RTA WESTERN REGION

FUNDS ALLOCATION FOR 2008/09 REPAIR PROGRAM PROJECTS - IN COUNCIL ORDER

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 08/09(\$)	RTA'S CONTRIBUTION BASED ON AVAILABLE FUND(\$)
Bathurst Regional	390	MR 390 Improve alignment, widen existing seal to 7.0m and install crash barriers where required from 0.39 - 1.640km from Trunkey Creek towards Hobbys Yards.	Development	28	\$290,000	\$145,000	\$145,000	\$0
Bathurst Regional	216	MR216 Improve alignment, widen formation, seal to 7.0m wide and install crash barriers where required from 27.5 to 32km from Sallys Flat towards Hill End.	Development	26	\$600,000	\$300,000	\$300,000	\$0
Bathurst Regional	252	MR 252 widen shoulders, install crash barrier over Fosters Valley Creek, culvert extensions, widen embankment through cuttings, surface corrections, seal shoulders and reseal from 17.96 - 20.42km from Fosters Valley Creek, Perthville towards Rockley	Development	30	\$210,000	\$105,000	\$105,000	\$105,000
Blayney	390	MR390 widen shoulders, install crash barriers for Coombling creek culvert, 150mm overlay and seal from 16.70 km - 18.0km from Trunkey towards Blayney.	Rehabilitation	27	\$320,000	\$160,000	\$160,000	\$160,000
Bogan	228	MR 228 reconstruct and seal an additional 7.0km from the end of the existing seal road. (52.7 km to 59.7km from Hermidale).	Development	23	\$700,000	\$350,000	\$350,000	\$0
Bourke	404	MR 404 Reconstruct and initial seal from 97.37km - 102.37km from SH7 intersection towards Hungerford.	Development	23	\$790,000	\$395,000	\$395,000	\$0
Bourke	404	MR 404 Reconstruct and initial seal from 11.58km - 16.58km from SH7 Intersection towards Hungerford.	Development	25	\$750,000	\$375,000	\$375,000	\$0
Bourke	68	MR 68 Reconstruct and Initial seal from 7.26km - 10.66km from MR 421 intersection towards Louth.	Development	23	\$400,000	\$200,000	\$200,000	\$0
Bourke	405	MR 405 Reconstruct and seal from 24.48km - 29.48 km from MR 404 Intersection towards Wanaaring	Development	27	\$790,000	\$395,000	\$395,000	\$395,000
Brewarrina	70	MR 70 Reconstruct formation, primerseal and final seal to 7m from 40km - 44.5km Brewarrina to Goodooga.	Development	21	\$840,000	\$440,000	\$400,000	\$0
Brewarrina	7517	MR 7517 Widen shoulders, remove existing fabric seal, replace blacksoil with gravel to a depth of 150 mm and seal from 48.7km - 54.1 km from MR70 Intersection towards Wellmoringle	Rehabilitation	31	\$972,000	\$472,000	\$400,000	\$400,000
Broken Hill	81	MR 81Reconstruction Incorporating changes to vertical alignment to improve sight distance and installation of pedestrian facilities from 0.71km to 0.86 km from South Road Intersection towards Rakow Street Intersection.	Development	27	\$400,000	\$200,000	\$164,000	\$164,000
Cabonne	234	MR 234 Replace one lane failed concrete bridge, remove abandoned rail level crossing on southern approach and improve tee intersection on northern approach from 26.56km north of Mitchell Highway.	Concrete Bridge	34	\$1,050,000	\$271,000	\$271,000	\$271,000

WALGETT SHIRE COUNCIL AGENDA

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 08/09(\$)	RTA'S CONTRIBUTION BASED ON AVAILABLE FUND(\$)
Cabonne	234	MR 234 Realign approaches to new bridge at 36.2km from Mitchell highway intersection towards Yeoval.	Concrete Bridge	34	\$1,256,000	\$96,000	\$96,000	\$96,000
Central Darling	428	MR 428 widen shoulders, reconstruct and initial seal from 0.64km to 7.14km from MR 435 intersection towards HW 22	Development	26	\$800,000	\$400,000	\$400,000	\$0
Cobar	407	MR 407 Reconstruct formation with minor realignment and initial seal from 51.78km to 55.78km from HW 421 intersection towards Louth.	Development	25	\$400,000	\$200,000	\$200,000	\$0
Cobar	411	MR 411 Reconstruct and initial seal with minor realignment from 21 km to 26 km from Euabalong towards Mt Hope.	Development	26	\$400,000	\$200,000	\$200,000	\$200,000
Cobar	416	MR 416 Realign some curves, upgrade causeways, reconstruct and initial seal from 82.29km to 85.59km from HW 8 intersection to Ivanhoe	Development	20	\$800,000	\$400,000	\$400,000	\$0
Cobar	7518	MR 7518 Design, reconstruct formation and initial seal with minor realignments from 17.50km to 22.70 km from HW 8 intersection towards Tilpa.	Development	24	\$800,000	\$400,000	\$400,000	\$0
Coonamble	7515	MR 7515 Reconstruct formation to 9m and seal to 7m wide from 1.63km to 3.4km from SH18 intersection towards Warren.	Rehabilitation	30	\$265,500	\$158,275	\$107,225	\$107,225
Coonamble	7515	MR 7515 Reconstruct formation to 9m and seal to 7m wide from 8.96km to 11.69 km from SH18 intersection towards Warren.	Rehabilitation	32	\$408,900	\$204,450	\$204,450	\$204,450
Coonamble	7515	MR 7515 Reconstruct formation to 9m and seal to 7m wide from 13.20km to 14.31km from SH18 intersection towards Warren.	Rehabilitation	32	\$166,650	\$88,325	\$88,325	\$88,325
Cowra	7511	MR 7511 Widen shoulder and stabilise the pavement from 7.9km to 9.3km from Binn Creek Road towards Limestone Creek.	Rehabilitation	25	\$237,600	\$119,600	\$118,000	\$0
Cowra	7511	MR 7511 Widen shoulder and stabilise the pavement from 2.2km to 3.2km from Binn Creek Road towards Limestone Creek.	Rehabilitation	25	\$176,000	\$88,000	\$88,000	\$0
Dubbo	7519	MR 7519 Widening existing culverts in between 10.565km and 21.695 from LGA boundry toward Brouklehurst.	Development	21	\$236,000	\$118,000	\$118,000	\$0
Dubbo	7502	MR 7502 50 mm Overlay of traffic lane to a width of 0.5 m outside edge lines and flush seal of remaining width of carriageway from 0.5 km to 0.9 km from the SH7 intersection towards SH 17.	Rehabilitation	25	\$322,000	\$161,000	\$161,000	\$0
Forbes	350	MR 350 Repair 2 culverts, widen formation to 10m, overlay for a 200mm depth and seal to 8m wide from 12.20 km to 16.78 km from Forbes Post Office towards Bogan Gate.	Rehabilitation	26	\$800,000	\$400,000	\$400,000	\$0

WALGETT SHIRE COUNCIL AGENDA

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 08/09(\$)	RTA'S CONTRIBUTION BASED ON AVAILABLE FUND(\$)
Gilgandra	572	MR 572 Widen shoulders by 2.1m each side, reshape pavement and 14 mm seal from 9.82 km to 11.735km from intersection of SH17 towards Narromine.	Rehabilitation	28	\$300,000	\$150,000	\$150,000	\$150,000
Lachlan	57	MR 57 Realign, reconstruct and initial seal for 4km.	Development	26	\$880,000	\$480,000	\$400,000	\$0
Lithgow	531	MR 531 Widen shoulders, provide 150 mm overlay, provide drainage and seal from 0.45km to 1.13km from SH5 Intersection towards Wallerawang.	Rehabilitation	30	\$120,000	\$60,000	\$60,000	\$60,000
Lithgow	531	MR 531 Widen shoulders, provide 150 mm overlay, provide drainage and seal from 0.0km to 1.20km from Cullen Bullen towards Portland.	Rehabilitation	27	\$180,000	\$90,000	\$90,000	\$90,000
Lithgow	531	MR 531 Widen shoulders, provide 150 mm overlay, provide drainage and seal from 3.67km to 4.69km from Cullen Bullen towards Portland.	Rehabilitation	27	\$140,000	\$70,000	\$70,000	\$70,000
Mid Western Regional	216	MR 216 Reconstruct and Initial seal for 2km from 1.3km to 3.3km from Dougherty's Junction Road towards Hargraves.	Development	28	\$200,000	\$100,000	\$100,000	\$100,000
Mid Western Regional	208	MR 208 Reconstruction and Initial seal from 1.5km North of MR215 to Upper Hunter Shire boundry.	Development	29	\$1,700,000	\$1,400,000	\$300,000	\$300,000
Moree	232	MR 232 Reconstruct and Initial seal from 0.6km to 7.1km from MR 507 intersection towards Queensland border	Development	27	\$800,000	\$400,000	\$400,000	\$400,000
Narrabri	183	MR 183 Road cutting, reconstruction and initial seal, widening of culverts and construction of causeways from 28.30km to 32.85km from SH17 intersection towards Bingara	Development	29	\$800,000	\$400,000	\$400,000	\$400,000
Narromine	572	MR 572 Widen, 200mm overlay and seal to 9.5m wide from 14.3km to 19.3km from HW 7 intersection towards Eumungerle	Rehabilitation	27	\$800,000	\$400,000	\$400,000	\$400,000
Oberon	256	MR 256 Widen formation, improve curves, extend culverts, 200 mm overlay and seal to 9m wide from 2.4 km to 4.2 km from Oberon towards Goulburn.	Rehabilitation	30	\$400,000	\$200,000	\$200,000	\$200,000
Oberon	256	MR 256 Widen formation, improve curves, extend culverts, 200 mm overlay and seal to 9m wide from 18.8 km to 20.6 km from Oberon towards Goulburn.	Rehabilitation	32	\$400,000	\$200,000	\$200,000	\$200,000
Oberon	256	MR 256 Widen formation and base and seal to 9m wide from 68.5km to 71km from Oberon towards Goulburn	Development	20	\$200,000	\$100,000	\$100,000	\$0
Parkes	348	MR 348 Realign and initial seal from 29.4km to 30.2km from Tullamore towards Peak Hill.	Development	26	\$300,000	\$100,000	\$100,000	\$100,000

WALGETT SHIRE COUNCIL AGENDA

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 08/09(\$)	RTA'S CONTRIBUTION BASED ON AVAILABLE FUND(\$)
Walgett	333	MR 333 Reconstruct and Initial seal from 39.6km to 46.1km from Walgett towards Clarinda	Development	26	\$800,000	\$400,000	\$400,000	\$0
Walgett	457	MR 457 Reconstruct and Initial seal from 14.5km to 21.0 km from Queensland border towards Collarenebri.	Development	18	\$800,000	\$400,000	\$400,000	\$0
Walgett	329	MR 329 Reconstruct and Initial seal from 62km to 68.5km from Collarenebri towards Burren Junction	Development	22	\$800,000	\$400,000	\$400,000	\$0
Warren	333	MR 333 Widen shoulders, 150mm overlay and seal from 144.7km to 150km from SH 11 Intersection towards Carinda.	Rehabilitation	27	\$552,000	\$276,000	\$276,000	\$276,000
Warren	347	MR 347 Super elevate two bends, reconstruct and seal from 10.5km to 14.6km from SH11 Intersection towards Gin Gin	Development	25	\$552,000	\$276,000	\$276,000	\$0
Warrumbungle	129	MR 129 Realignment of (vertical and horizontal) approaches to Saltwater Creek No.1 and Initial seal. (from 105.35 to 106.25 from Quirindi towards Coonabarabran)	Development	29	\$800,000	\$400,000	\$400,000	\$400,000
Warrumbungle	55	MR 55 Widen shoulders, 150mm overlay and seal from 9.36km to 10.36km in Segment 33 and from 17.91km to 20.86 km in Segments 65,66	Rehabilitation	27	\$800,000	\$400,000	\$400,000	\$0
Warrumbungle	129	MR 129 Realignment of (vertical and horizontal) approaches to Saltwater Creek No.2 and Initial seal. (from 101.30km to 102.40km from Quirindi towards Coonabarabran)	Development	29	\$800,000	\$400,000	\$400,000	\$0
Weddin	398	MR 398 Widen and seal shoulders from 33.8km to 38.8km from SH6 Intersection towards Barmedman.	Development	26	\$300,000	\$150,000	\$150,000	\$150,000
Weddin	237	MR 237 Widen and seal shoulders from 14.8km to 19.8km from Camp Street, Grenfell towards Gooloogong.	Development	21	\$300,000	\$150,000	\$150,000	\$0
Wellington	233	MR 233 Widen shoulders, 200mm stabilised overlay and seal from 19.3km to 20.7km from SH 7 intersection towards Coolma.	Rehabilitation	28	\$400,000	\$200,000	\$200,000	\$200,000
Wellington	233	MR 233 New approaches to new bridge over Curra Creek	Development	26	\$300,000	\$150,000	\$150,000	\$0
GRAND TOTAL FOR 2008/09 REPAIR PROGRAM								\$5,687,000

WALGETT SHIRE COUNCIL AGENDA

RTA WESTERN REGION

FUNDS ALLOCATION FOR 2008/09 REPAIR PROGRAM PROJECTS - IN POINTS ORDER

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 07/08 (\$)	RTA CONTRIBUTION BASED ON AVAILABLE FUNDS(\$)
Cabonne	234	MR 234 Realign approaches to new bridge at 36.2km from Mitchell highway intersection towards Yeoval.	Concrete Bridge	34	\$1,256,000	\$96,000	\$96,000	\$96,000
Cabonne	234	MR 234 Replace one lane failed concrete bridge, remove abandoned rail level crossing on southern approach and improve tee intersection on northern approach from 26.56km north of Mitchell Highway.	Concrete Bridge	34	\$1,050,000	\$271,000	\$271,000	\$271,000
Coonamble	7515	MR 7515 Reconstruct formation to 9m and seal to 7m wide from 8.96km to 11.69 km from SH18 intersection towards Warren.	Rehabilitation	32	\$408,900	\$204,450	\$204,450	\$204,450
Oberon	256	MR 256 Widen formation, improve curves, extend culverts, 200 mm overlay and seal to 9m wide from 18.8 km to 20.6 km from Oberon towards Goulburn.	Rehabilitation	32	\$400,000	\$200,000	\$200,000	\$200,000
Coonamble	7515	MR 7515 Reconstruct formation to 9m and seal to 7m wide from 13.20km to 14.31km from SH18 intersection towards Warren.	Rehabilitation	32	\$166,650	\$88,325	\$88,325	\$88,325
Brewarrina	7517	MR 7517 Widen shoulders, remove existing fabric seal, replace blacksoil with gravel to a depth of 150 mm and seal from 48.7km - 54.1 km from MR70 intersection towards Weilmoringle	Rehabilitation	31	\$972,000	\$472,000	\$400,000	\$400,000
Bathurst Regional	252	MR 252 widen shoulders, install crash barrier over Fosters Valley Creek, culvert extensions, widen embankment through cuttings, surface corrections, seal shoulders and reseal from 17.96 - 20.42km from Fosters Valley Creek, Perthville	Development	30	\$210,000	\$105,000	\$105,000	\$105,000
Coonamble	7515	MR 7515 Reconstruct formation to 9m and seal to 7m wide from 1.63km to 3.4km from SH18 intersection towards Warren.	Rehabilitation	30	\$265,500	\$158,275	\$107,225	\$107,225
Oberon	256	MR 256 Widen formation, improve curves, extend culverts, 200 mm overlay and seal to 9m wide from 2.4 km to 4.2 km from Oberon towards Goulburn.	Rehabilitation	30	\$400,000	\$200,000	\$200,000	\$200,000
Lithgow	531	MR 531 Widen shoulders, provide 150 mm overlay, provide drainage and seal from 0.45km to 1.13km from SH5 intersection towards Wallerawang.	Rehabilitation	30	\$120,000	\$60,000	\$60,000	\$60,000
Narrabri	133	MR 133 Road cutting, reconstruction and initial seal, widening of culverts and construction of causeways from 28.30km to 32.85km from SH17 intersection towards Bingara	Development	29	\$800,000	\$400,000	\$400,000	\$400,000
Mid Western Regional	208	MR 208 Reconstruction and initial seal from 1.5km North of MR215 to Upper Hunter Shire boundary.	Development	29	\$1,700,000	\$1,400,000	\$300,000	\$300,000
Warrumbungle	129	MR 129 Realignment of (vertical and horizontal) approaches to Saltwater Creek No.2 and initial seal. (from 101.30km to 102.40km from Quirindi towards Coonabarabran)	Development	29	\$800,000	\$400,000	\$400,000	\$0

WALGETT SHIRE COUNCIL AGENDA

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 07/08 (\$)	RTA CONTRIBUTION BASED ON AVAILABLE FUNDS(\$)
Warrumbungle	129	MR 129 Realignment of (vertical and horizontal) approaches to Saltwater Creek No.1 and initial seal. (from 105.35 to 106.25 from Quirindi towards Coonabarabran)	Development	29	\$800,000	\$400,000	\$400,000	\$400,000
Mid Western Regional	216	MR 216 Reconstruct and initial seal for 2km from 1.3km to 3.3km from Dougherty's Junction Road towards Hargraves.	Development	28	\$200,000	\$100,000	\$100,000	\$100,000
Wellington	233	MR 233 Widen shoulders, 200mm stabilised overlay and seal from 19.3km to 20.7km from SH 7 Intersection towards Goolma.	Rehabilitation	28	\$400,000	\$200,000	\$200,000	\$200,000
Gilgandra	572	MR 572 Widen shoulders by 2.1m each side, reshape pavement and 14 mm seal from 9.82 km to 11.735km from intersection of SH17 towards Narromine.	Rehabilitation	28	\$300,000	\$150,000	\$150,000	\$150,000
Bourke	405	MR 405 Reconstruct and seal from 24.48km - 29.48 km from MR 404 intersection towards Wanaaring	Development	27	\$790,000	\$395,000	\$395,000	\$395,000
Blayney	390	MR390 widen shoulders, install crash barriers for Coombling creek culvert, 150mm overlay and seal from 16.70 km - 18.0km from Trunkay towards Blayney.	Rehabilitation	27	\$320,000	\$160,000	\$160,000	\$160,000
Lithgow	531	MR 531Widen shoulders, provide 150 mm overlay, provide drainage and seal from 0.0km to 1.20km from Cullen Bullen towards Portland.	Rehabilitation	27	\$180,000	\$90,000	\$90,000	\$90,000
Broken Hill	81	MR 81Reconstruction. Incorporating changes to vertical alignment to improve sight distance and installation of pedestrian facilities from 0.71km to 0.86 km from South Road Intersection towards Rakow Street intersection.	Development	27	\$400,000	\$200,000	\$164,000	\$164,000
Moree	232	MR 232 Reconstruct and initial seal from 0.6km to 7.1km from MR 507 Intersection towards Queensland border	Development	27	\$800,000	\$400,000	\$400,000	\$400,000
Warren	333	MR 333 Widen shoulders, 150mm overlay and seal from 144.7km to 150km from SH 11 Intersection towards Carinda.	Rehabilitation	27	\$552,000	\$276,000	\$276,000	\$276,000
Narromine	572	MR 572 Widen, 200mm overlay and seal to 9.5m wide from 14.3km to 19.3km from HW 7 Intersection towards Eumungerie	Rehabilitation	27	\$800,000	\$400,000	\$400,000	\$400,000
Lithgow	531	MR 531Widen shoulders, provide 150 mm overlay, provide drainage and seal from 3.87km to 4.69km from Cullen Bullen towards Portland.	Rehabilitation	27	\$140,000	\$70,000	\$70,000	\$70,000
Warrumbungle	55	MR 55 Widen shoulders, 150mm overlay and seal from 9.36km to 10.36km in Segment 33 and from 17.91km to 20.86 km in Segments 65,66	Rehabilitation	27	\$800,000	\$400,000	\$400,000	\$0
Bathurst Regional	216	MR216 Improve alignment, widen formation, seal to 7.0m wide and install crash barriers where required from 27.5 to 32km from Sallys Flat towards Hill End.	Development	26	\$600,000	\$300,000	\$300,000	\$0

WALGETT SHIRE COUNCIL AGENDA

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 07/08 (\$)	RTA CONTRIBUTION BASED ON AVAILABLE FUNDS(\$)
Bathurst Regional	390	MR 390 Improve alignment, widen existing seal to 7.0m and install crash barriers where required from 0.39 - 1.640km from Trunkay Creek towards Hobboys Yards.	Development	26	\$290,000	\$145,000	\$145,000	\$0
Wellington	233	MR 233 New approaches to new bridge over Curra Creek	Development	26	\$300,000	\$150,000	\$150,000	\$0
Parkes	348	MR 348 Realign and initial seal from 29.4km to 30.2km from Tullamore towards Peak Hill.	Development	26	\$300,000	\$100,000	\$100,000	\$100,000
Cobar	411	MR 411 Reconstruct and initial seal with minor realignment from 21 km to 26 km from Euabalong towards Mt Hope.	Development	26	\$400,000	\$200,000	\$200,000	\$200,000
Central Darling	428	MR 428 widen shoulders, reconstruct and initial seal from 0.64km to 7.14km from MR 435 Intersection towards HW 22	Development	26	\$800,000	\$400,000	\$400,000	\$0
Weddin	398	MR 398 Widen and seal shoulders from 33.8km to 38.8km from SH6 intersection towards Barmedman.	Development	26	\$300,000	\$150,000	\$150,000	\$150,000
Lachlan	57	MR 57 Realign, reconstruct and initial seal for 4km.	Development	26	\$880,000	\$480,000	\$400,000	\$0
Walgett	333	MR 333 Reconstruct and initial seal from 39.6km to 46.1km from Walgett towards Clarinda	Development	26	\$800,000	\$400,000	\$400,000	\$0
Forbes	350	MR 350 Repair 2 culverts, widen formation to 10m, overlay for a 200mm depth and seal to 8m wide from 12.20 km to 16.78 km from Forbes Post Office towards Bogan Gate.	Rehabilitation	26	\$800,000	\$400,000	\$400,000	\$0
Cobar	407	MR 407 Reconstruct formation with minor realignment and initial seal from 51.78km to 55.78km from HW 421 intersection towards Louth.	Development	25	\$400,000	\$200,000	\$200,000	\$0
Warren	347	MR 347 Super elevate two bends, reconstruct and seal from 10.5km to 14.6km from SH11 intersection towards Gin Gin	Development	25	\$552,000	\$276,000	\$276,000	\$0
Cowra	7511	MR 7511 widen shoulder and stabilise the pavement from 7.9km to 9.3km from Blinni Creek Road towards Limestone Creek.	Rehabilitation	25	\$237,600	\$119,600	\$118,000	\$0
Dubbo	7502	MR 7502 50 mm Overlay of traffic lane to a width of 0.5 m outside edge lines and flush seal of remaining width of carriageway from 0.5 km to 0.9 km from the SH7 intersection towards SH 17.	Rehabilitation	25	\$322,000	\$161,000	\$161,000	\$0
Bourke	404	MR 404 Reconstruct and initial seal from 11.58km - 16.58km from SH7 intersection towards Hungerford.	Development	25	\$750,000	\$375,000	\$375,000	\$0

WALGETT SHIRE COUNCIL AGENDA

COUNCIL	ROAD NO	DESCRIPTION	NATURE OF PROJECT	FINAL POINTS	TOTAL PROJECT COST (\$)	COUNCIL SHARE 08/09 (\$)	FUNDS SOUGHT FROM RTA IN 07/08 (\$)	RTA CONTRIBUTION BASED ON AVAILABLE FUNDS(\$)
Cowra	7511	MR 7511 widen shoulder and stabilise the pavement from 2.2km to 3.2km from Binni Creek Road towards Limestone Creek.	Rehabilitation	25	\$176,000	\$88,000	\$88,000	\$0
Cobar	7518	MR 7518 Design, reconstruct formation and initial seal with minor realignments from 17.50km to 22.70 km from HW 8 intersection towards Tilpa.	Development	24	\$800,000	\$400,000	\$400,000	\$0
Bourke	68	MR 68 Reconstruct and initial seal from 7.26km - 10.66km from MR 421 intersection towards Louth.	Development	23	\$400,000	\$200,000	\$200,000	\$0
Bourke	404	MR 404 Reconstruct and initial seal from 97.37km - 102.37km from SH7 Intersection towards Hungerford.	Development	23	\$790,000	\$395,000	\$395,000	\$0
Bogan	228	MR 228 reconstruct and seal an additional 7.0km from the end of the existing seal road. (52.7 km to 59.7km from Hermidale).	Development	23	\$700,000	\$350,000	\$350,000	\$0
Walgett	329	MR 329 Reconstruct and initial seal from 62km to 68.5km from Collarenebri towards Burren Junction	Development	22	\$800,000	\$400,000	\$400,000	\$0
Dubbo	7519	MR 7519 Widening existing culverts in between 10.565km and 21.695 from LGA boundry toward Brouklehurst.	Development	21	\$236,000	\$118,000	\$118,000	\$0
Brewarrina	70	MR 70 Reconstruct formation, primerseal and final seal to 7m from 40km - 44.5km Brewarrina to Goodooga.	Development	21	\$840,000	\$440,000	\$400,000	\$0
Weddin	237	MR 237 Widen and seal shoulders from 14.8km to 19.8km from Camp Street, Crenfell towards Gooloogong.	Development	21	\$300,000	\$150,000	\$150,000	\$0
Cobar	416	MR 416 Realign some curves, upgrade causeways, reconstruct and initial seal from 82.29km to 85.59km from HW 8 intersection to Ivanhoe	Development	20	\$800,000	\$400,000	\$400,000	\$0
Oberon	256	MR 256 Widen formation and base and seal to 9m wide from 68.5km to 71km from Oberon towards Goulburn	Development	20	\$200,000	\$100,000	\$100,000	\$0
Walgett	457	MR 457 Reconstruct and initial seal from 14.5km to 21.0 km from Queensland border towards Collarenebri.	Development	18	\$800,000	\$400,000	\$400,000	\$0
GRAND TOTAL FOR 2008/2009 REPAIR PROGRAM								\$5,687,000

18. VARIATION OF MANAGEMENT PLAN -WALGETT LANDFILL LICENSE COMPLIANCE - LEACHATE AND WATER TESTING

REPORTING SECTION: Urban Infrastructure Services
AUTHOR: Mel O'Sullivan – Projects Officer
FILE NUMBER: 280/02/01/00

Summary:

The purpose of this report is to recommend a variation to the 2008/2009 2012/2013 Management Plan to allow for allocation of sufficient funding for Walgett Landfill environmental license compliance.

The Walgett Town Landfill has been licensed under EPA conditions since 2006. The Walgett Landfill is located on a recognised flood plain, and as such must be licensed as a potential environmental hazard. Under the conditions of the license, Council is required to conduct specified water quality and leachate monitoring on a quarterly basis to monitor and minimise the environmental impact of landfill contaminants.

Discussion (including issues and background):

For the bulk of its operational history, Walgett Town Landfill has not required an Environmental Protection Agency License for its legal operation. The landfill is located on a recognised flood plain. As such, recent changes to the relevant legislation require that the landfill be licensed. The landfill license specifies the groundwater quality and leachate contaminant levels to be monitored and recorded for the life of the landfill (predicted to be a minimum of fifty years).

Groundwater and leachate contaminant testing must be conducted on a quarterly basis under controlled conditions to establish sufficient baseline data to enable informed management decisions and comply with EPA licensing requirements.

Council will be required under licensing conditions to allocate sufficient funding in subsequent annual budgets to cover the cost of the groundwater and leachate monitoring for the remaining life of the landfill.

Informal quotes sourced indicate that the cost of required testing can be expected to range between thirty and sixty thousand dollars per annum over an unspecified term of contract.

Council does not currently possess the equipment, expertise or manpower resource to conduct the testing within its own resources. Council will be required to contract the service externally in the short term.

The following savings are considered achievable in the current management plan for a twelve month period:

- Ledger No 21.0401.2601 Kerbside Domestic Waste Management Collections - \$15,000.00 (excl GST)
- Ledger No 21.0401.3883 Community Domestic Waste Management Collections - \$15,540.00 (excl GST)
- Total \$30,540.00 (excl GST)

A new finance ledger code will need to be created to account for ongoing expenditure.

Relevant Reference Documents:

Walgett Landfill License (including variations)
Environmental Guidelines: Solid Waste Landfills
Walgett Landfill Draft Landfill Environmental Management Plan

Stakeholders:

Walgett Shire Council
Environment Protection Agency

Financial Implications:

1. Expenditure of \$30,540 (excl GST) to achieve four quarterly tests to achieve twelve months compliance from the beginning of FY 08-09.
2. Subsequent annual expenditure of required funds for testing in compliance with license specifications for the life of the landfill.

Recommendations:

1. That a new budget item be created for Walgett Landfill License Costs (ledger 21.4801);
2. That funding of \$15,000.00 be transferred from ledger account 21.0401.2601 Kerbside Domestic Waste Management Collections to the new ledger account: and
3. That funding of \$15,540.00 be transferred from ledger account 21.0401.3883 Community Domestic Waste Management Collections to the new ledger account.

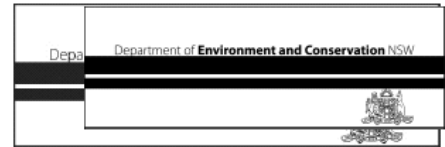
Attachments

Walgett Landfill License - Pages Pertaining to Water Testing Requirements

Section 55 Protection of the Environment Operations Act 1997

Environment Protection Licence

Licence - 12466



5 Monitoring and recording conditions

M1 Monitoring records

- M1.1 The results of any monitoring required to be conducted by this licence or a load calculation protocol must be recorded and retained as set out in this condition.
- M1.2 All records required to be kept by this licence must be:
- (a) in a legible form, or in a form that can readily be reduced to a legible form;
 - (b) kept for at least 4 years after the monitoring or event to which they relate took place; and
 - (c) produced in a legible form to any authorised officer of the EPA who asks to see them.
- M1.3 The following records must be kept in respect of any samples required to be collected for the purposes of this licence:
- (a) the date(s) on which the sample was taken;
 - (b) the time(s) at which the sample was collected;
 - (c) the point at which the sample was taken; and
 - (d) the name of the person who collected the sample.

M2 Requirement to monitor concentration of pollutants discharged

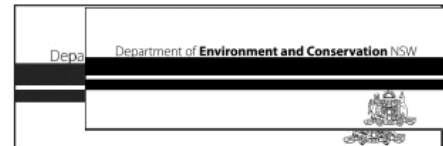
~~M2.1 Not applicable.~~

M2.1 For each monitoring/discharge point or utilisation area specified below (by a point number), the licensee must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The licensee must use the sampling method, units of measure and sample at the frequency, specified opposite in the other columns.

Section 55 Protection of the Environment Operations Act 1997

Environment Protection Licence

Licence - 12466

**Water and Land****POINTS 1,2,3,4,5**

Pollutant	Units of measure	Frequency	Sampling Method
Alkalinity (as calcium carbonate)	mg/L	Quarterly	Grab sample
Aluminium	mg/L	Quarterly	Grab sample
Arsenic	mg/L	Quarterly	Grab sample
Boron	mg/L	Quarterly	Grab sample
Barium	mg/L	Quarterly	Grab sample
Benzene	mg/L	Quarterly	Grab sample
Bismuth	mg/L	Quarterly	Grab sample
Calcium	mg/L	Quarterly	Grab sample
Chloride	mg/L	Quarterly	Grab sample
Chromium (hexavalent)	mg/L	Quarterly	Grab sample
Chromium (total)	mg/L	Quarterly	Grab sample
Copper	mg/L	Quarterly	Grab sample
Cyanide (free cyanide)	mg/L	Quarterly	Grab sample
Fluoride	mg/L	Quarterly	Grab sample
Iron	mg/L	Quarterly	Grab sample
Lead	mg/L	Quarterly	Grab sample
Magnesium	mg/L	Quarterly	Grab sample
Manganese	mg/L	Quarterly	Grab sample
Mercury	mg/L	Quarterly	Grab sample
Nitrate	mg/L	Quarterly	Grab sample
Organochlorine pesticides	mg/L	Quarterly	Grab sample
Organophosphate pesticides	mg/L	Quarterly	Grab sample
Rhodium	mg/L	Quarterly	Grab sample
Selenium (total)	mg/L	Quarterly	Grab sample
Polychlorinated biphenyls	mg/L	Quarterly	Grab sample
Polycyclic aromatic hydrocarbons	mg/L	Quarterly	Grab sample
Potassium	mg/L	Quarterly	Grab sample
Sodium	mg/L	Quarterly	Grab sample
Standing Water Level	m	Quarterly	In situ
Sulfate	mg/L	Quarterly	Grab sample
Toluene	mg/L	Quarterly	Grab sample
Total dissolved solids	mg/L	Quarterly	Grab sample
Total organic carbon	mg/L	Quarterly	Grab sample
Total petroleum hydrocarbons	mg/L	Quarterly	Grab sample
Xylene	mg/L	Quarterly	Grab sample
Zinc	mg/L	Quarterly	Grab sample
pH	pH	Quarterly	Grab sample

M3 Testing methods - concentration limits

M3.1 Not applicable.

~~M3.2 Not applicable.~~

M3.2 Subject to any express provision to the contrary in this licence, monitoring for the concentration of a pollutant discharged to waters or applied to a utilisation area must be done in accordance with the Approved Methods Publication unless another method has been approved by the EPA in writing before any tests are conducted.

19. LOCAL AREA TRAFFIC COMMITTEE

REPORTING SECTION: Rural Infrastructure & Support Services
AUTHOR: Ian Taylor - Director Rural Infrastructure & Support Services
FILE NUMBER: 145/04/00/00

Summary:

This report recommends that Council note and adopts the recommendations of the recent meeting of the Local Area Traffic Committee.

Discussion (including issues and background):

The draft minutes of the recent meeting of the Local Area Traffic Committee on 19 June 2008 are attached for consideration. Subject to the confirmation of these minutes by NSW Police, who were unable to attend the meeting, the recommendations of these minutes may be noted and adopted by Council.

Relevant Reference Documents:

Minutes of the LATM meeting of 19 June 2008

Stakeholders:

Walgett Shire Council
Road Users in Walgett Shire

Financial Implications:

Recommended works will be completed subject to available funding allocations.

Recommendations:

That Council note and adopts the recommendations of the recent meeting of the Local Area Traffic Committee on 19 June 2008 subject to the confirmation of these minutes by NSW Police.

**MINUTES OF THE LOCAL AREA TRAFFIC COMMITTEE MEETING HELD
THURSDAY 19 JUNE 2008 AT 1.00PM IN THE
WALGETT SHIRE COUNCIL MEETING ROOM FILE:145/04/00/00**

PRESENT:

Ian Taylor, Chair	Director Rural Infrastructure & Support Services Walgett Shire Council
David Vant	Roads & Traffic Authority

1. APOLOGIES

NSW Police
Mary Casey-Marshall (Local Member's Representative)

2. PRESENTATIONS

Principal of Walgett Community College Primary School, Jonathan Harvey, and his Deputy addressed the committee regarding safety issues corner of Peel and Wareena Streets Walgett. They tabled a letter dated 5 June 2008 regarding this matter and highlighted their desires for the site including: additional pedestrian crossing type devices on Peel and Wareena Streets, heavy vehicle related issues including their turning into Wareena Street from Peel Street, and the sealing of the primary pick-up/drop-off area in Peel Street.

3. PREVIOUS MINUTES

Moved David Vant Seconded Alan Nelson that the minutes of the meeting of 15 November 2007 be accepted as a true and accurate record of proceedings. CARRIED

4. BUSINESS ARISING FROM PREVIOUS MEETING

4.1 – Application for Pedestrian Crossing, Pandora Street Lightning Ridge at Gem Street.
Traffic counts were carried out 14-15 February 2008 between 4.15 – 5.15 pm and 8.30 – 9.30 am. They did not meet the warrant for a pedestrian crossing.

Moved Ian Taylor Seconded David Vant that no further action be taken to install a pedestrian crossing in Pandora Street Lightning Ridge at Gem Street. CARRIED

5. INCOMING CORRESPONDENCE

Covered in subsequent items.

6. TEMPORARY ROAD CLOSURE - CUMBORAH

Lightning Ridge Community Church has requested a temporary road closure of Cumborah Street, Cumborah, between 8.00am and 3.30pm Saturday 3 May 2008. Approval was confirmed by email prior to the event.

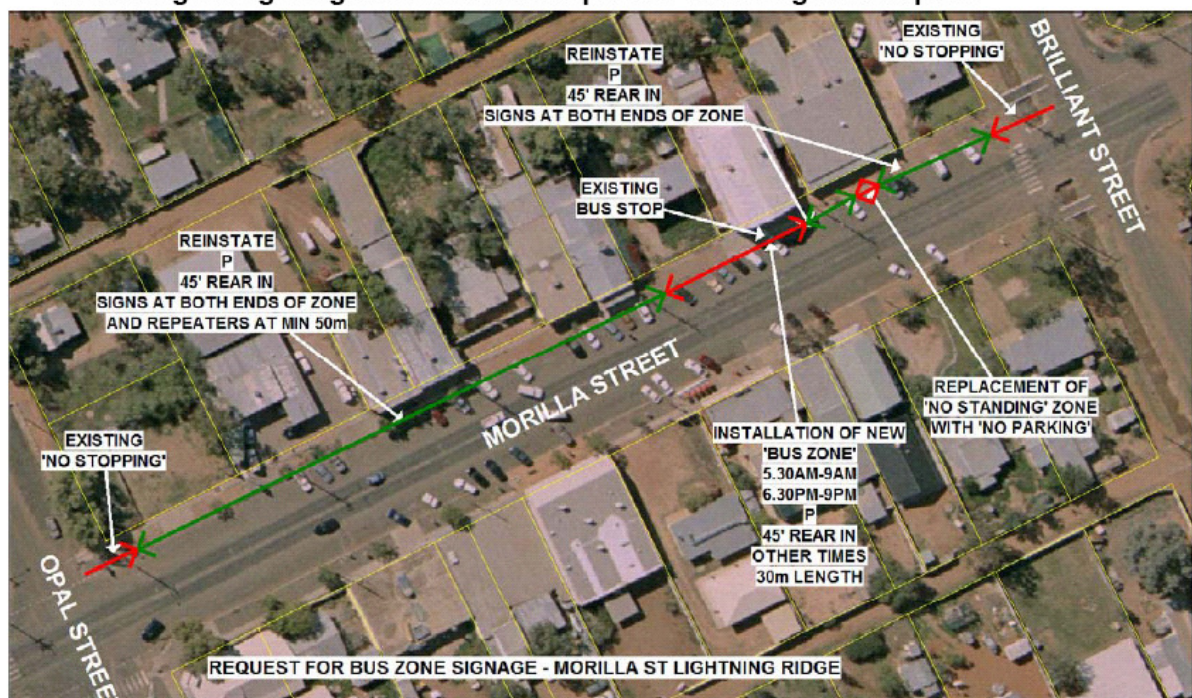
Moved David Vant Seconded Ian Taylor that Lightning Ridge Community Church may temporarily close Cumborah Street, Cumborah, between 8.00am and 3.30pm Saturday 3 May 2008 as identified in their submission to Council.

CARRIED

7. BUS STOP – LIGHTNING RIDGE

The Opal Cave has requested additional signage at the Bus Stop in Morilla Street Lightning Ridge to assist in managing parked cars that currently park illegally.

Moved Ian Taylor Seconded David Vant That the signage in Morilla Street Lightning Ridge be amended as per the following sketch plan:



CARRIED

8. PEDESTRIAN CROSSING – BURREN JUNCTION

A request was received from the Burren Junction Precinct committee requesting a pedestrian crossing be constructed in Waterloo Street Burren

Junction to assist school students in walking between the school and the public swimming pool.

Moved Ian Taylor Seconded David Vant that Council consider constructing a revised median and kerb blister islands in this location as this would better manage the safety and traffic management issues raised and follow-up Graincorp's Traffic Management Plan and Traffic Control Plan for the operation of the Burren Junction Silo as requested October 2005.

CARRIED

9. INQUEST INTO THE DEATH OF BENJAMIN DAVID WALFORD – BILL O'BRIEN WAY LIGHTNING RIDGE

The Deputy State Coroner MacPherson made recommendations to Council in his decision of 28 March 2008.

Moved Ian Taylor Seconded David Vant that Council implement the recommendations of Deputy State Coroner MacPherson outlined in paragraphs 36, 37, and 39 of his decision of 28 March 2008 in the matter of the coronial inquest into the death of Benjamin David Walford.

CARRIED

10. WALGETT COMMUNITY COLLEGE – SAFETY ISSUES CORNER PEEL AND WAREENA STREETS WALGETT

Jonathan Harvey, Principal of Walgett Community College (Primary) has requested that consideration be given to improving the road safety adjacent to the school on the corner of Peel and Wareena Streets in Walgett where they cross the road and buses stop.

Moved Ian Taylor Seconded David Vant that the road safety issues surrounding the Walgett Community College Primary School be referred to the RTA Project Officer – Road User Safety to recommend improvements in consultation with the school, and that the options so developed be referred to a future meeting of the Local Traffic Committee for endorsement.

CARRIED

11. NEXT MEETING

To be held at Walgett Shire Council Office, 77 Fox Street Walgett, at 1.00pm Thursday 18 September 2008.

Meeting concluded at 1.45pm.

20. MINUTES FROM THE MUNGINDI MENINDEE ADVISORY MEETING

REPORTING SECTION: General Manager
AUTHOR: Margaret Bow – Council's Delegate
FILE NUMBER: 235/06/05/00

Summary:

Report provided by Council's representative at the Annual general Meeting of the Mungindi – Menindee Advisory Council

Relevant Reference Documents:

Report from Mrs Margaret Bow

Recommendation:

That the report of the Mungindi – Menindee Advisory Council be received.

AGM of MMAC, Walgett, 11 June 2008.

Minutes of the Annual General Meeting of Mungindi-Menindee Advisory Council Inc held at Walgett Shire Council Chambers on Wednesday 11 June 2008.

Prior to the commencement of the AGM, Craig Cahill accompanied by Morris Gleeson from NSW State Water gave a presentation explaining the key points of the IGA between NSW and Queensland which forms part of the Border Rivers WSP. It is expected that the rules will allow a greater number of small flows to pass below Mungindi as the trigger height for pumping to commence is 10,000 ML over 2 days at Goondiwindi, cutting off at 3,650 ML over 2 days.

President Ian Cole welcomed those present and opened the meeting at 11.15 am.

PRESENT

Ian Cole, President; Bourke Water Users Association
Geoff Wise; Bourke Shire Council
Clr Margaret Bow; Walgett Shire Council
Ian Osborn and Bill Cameron; Collarenebri-Barwon Water Users Association
Bruce Jackson and David Fleming; Walgett Water Users Association
Jude Costello, Mungindi Water Users Association
William Todd; Lower Moonie Water Users Association.
Richard McGrath, Collarenebri-Barwon Water Users Association.
Patty O'Mally, Technical Support.

**Walgett Shire
Council
REC'D**

07 JUL 2008

FILE: 135/02/01/03

LETTER No: 4059.

REFER: RKK via JMG.

APOLOGIES

Clr Marsha Isbester, Cobar Shire Council
Mitchell Abbo, Bourke Water Users Association
Ian Dunstan, Lower Moonie Water Users Association
Clr Wayne O'Mally, Bourke Shire Council
Dan Buster, Bourke Water Users Association.

Moved Ian Osborn/Bill Cameron
That apologies be accepted
Carried.

COPY:

MINUTES OF LAST AGM

Moved Jude Costello/Margaret Bow
That minutes of last AGM be adopted.
Carried.

BUSINESS ARISING FROM THE MINUTES

Correction P 3. Subscription per Water User Association was raised to \$350.

VERIFICATION OF DELEGATES

Delegates present signed the Attendance Register.

PRESIDENT'S REPORT

Moved Ian Cole/Bill Cameron
That the President's Report be adopted.
Carried.

Departmental representatives have advised Ian Cole that they wish to consult with irrigators through smaller Water User groups rather than use the forum of MMAC.

AGM of MMAC, Walgett, 11 June 2008.

Moved Geoff Wise/Ian Osborn

That MMAC contact David Harriss to request that where appropriate, Departmental consultation with irrigators be carried out through MMAC as the peak water user body for the Barwon-Darling

Carried.

Discussion of the role of MMAC – deferred to the General Meeting.

TREASURER'S REPORT.

Moved Ian Osborn/Jude Costello

That the Treasurer's Report be adopted.

Carried.

It was resolved that the minutes secretary be paid \$1,500 for work carried out since 2006.

Legal Challenge to the Cap.

Ian Cole advised that Darling River Food & Fibre has paid the first \$30,000 to Jackson Lalic and that a further \$30,000 is due, for the work completed so far. It was resolved at last meeting that MMAC levy individual irrigators at the rate of \$1 per licenced MI to fund a collective water user claim in the Supreme Court. This levy should raise up to \$173,000 to repay DRF&F and provide further funds for the challenge. Ian has a list of licence-holders and will send out invoices with a covering letter of explanation.

Moved Geoff Wise/Richard McGrath

That Ian Cole and Ian Osborn be given authority to manage funds raised for the legal challenge.

Carried.

ELECTION OF OFFICE BEARERS.

Geoff Wise took the chair for the election of President.

President

Ian Cole

Nominated Bruce Jackson/Jude Costello.

Elected unopposed

Ian took the chair.

Vice Presidents

Jude Costello and Bruce Jackson

Nominated Bill Cameron/Margaret Bow

Elected unopposed

Secretary

Mitchell Abbo

Nominated Ian Osborn/Bill Cameron

Elected unopposed

Treasurer

Ian Osborn

Nominated Jude Costello/William Todd

Elected unopposed

AGM of MMAC, Walgett, 11 June 2008.

ELECTION OF DELEGATES TO COMMITTEES

Moved Bill Cameron/Jude Costello

That delegates to the following committees be retained in place.

Carried.

Delegates are:

Consultative Committee/Critical Water Situation Reference Group.

Upper Section (upstream Namoi Junction)

Delegate - Jude Costello.

Alternate – Fred Barlow

Middle Section (Walgett to Bourke)

Delegate – Ian Cole

Alternate – Bruce Jackson

Lower Section (Bourke and downstream)

Delegate supplied by Mid-Darling Water Users Association - Justin McClure.

NSW Irrigators Council

Delegate - Ian Cole

Alternates – Bruce Jackson and Mitchell Abbo

MEMBERSHIP SUBSCRIPTIONS.

Moved Ian Osborn/Bruce Jackson

That membership subscriptions remain at \$400 per Shire Council and \$350 per Water User Association.

Carried.

Member organisations are reminded that memberships are now due.

SIGNING OF FORM 12

Moved Jude Costello/Bill Cameron

That the meeting authorise Treasurer Ian Osborn to be Public Officer for MMAC

Carried.

Moved Richard McGrath/William Todd

That President Ian Cole and Public Officer Ian Osborn be authorised to act for the Mungindi-Menindee Advisory Council Inc re signing of the Annual Statement (Form 12) for the Department of Fair Trading.

Carried.

MEETINGS

Moved Jude Costello/Richard McGrath

That three meetings be held per year, with 1 in Bourke and 2 in Walgett

Carried.

GENERAL BUSINESS

There being no further business, President Ian Cole thanked those present for their attendance and closed the meeting at 12.14 pm.

President

General Meeting of MMAC, Walgett, 11/6/08

**Minutes of the General Meeting of Mungindi-Menindee
Advisory Council Inc held at Walgett Shire Council
Chambers on Wednesday 11 June 2008.**

President Ian Cole welcomed those present and opened the meeting at 12.15 pm.

PRESENT

Ian Cole, President; Bourke Water Users Association
Geoff Wise; Bourke Shire Council
Clr Margaret Bow; Walgett Shire Council
Ian Osborn, Bill Cameron and Richard McGrath, Collarenebri-Barwon Water Users Association.
Bruce Jackson and David Fleming; Walgett Water Users Association
Jude Costello, Mungindi Water Users Association
William Todd; Lower Moonie Water Users Association.
Patty O'Mally, Minutes.

APOLOGIES

Clr Marsha Isbester, Cobar Shire Council
Mitchell Abbo, Bourke Water Users Association
Ian Dunstan, Lower Moonie Water Users Association
Clr Wayne O'Mally, Bourke Shire Council
Dan Buster, Bourke Water Users Association.

MINUTES OF LAST MEETING

Moved Ian Osborn/Richard McGrath
That minutes of last meeting be adopted.
Carried.

BUSINESS ARISING FROM THE MINUTES.

Ian Cole has still received few responses to Steve Perrins' calibration report and again requested members to provide feedback.

IQQM – there have been no developments with the review of the model and Ian will follow this up.

Weirs – Jude advised that there is a telephone survey regarding weirs being carried out but feels it is very selective. There was some discussion of the Weirs Policy.

Transfers of Licences – there have been some temporary transfers but water trading has not really commenced owing to lack of demand so there is no indication of prices.

The Department wants to organise information meetings with irrigators regarding the trading rules and it was decided that two would be needed, one in Walgett or Collarenebri and one in Bourke. Ian Cole undertook to attend both meetings as President of MMAC.

PRESIDENT'S REPORT

This was covered in the AGM.

TREASURER'S REPORT

Cheque Account @ 11/6/08	\$4274.90
Term Deposit @11/6/08	\$5749.64
Due 3/7/08.	

WALGETT SHIRE COUNCIL AGENDA

General Meeting of MMAC, Walgett, 11/6/08

Moved Ian Osborn/Bruce Jackson
That the Treasurer's Report be adopted
Carried.

CORRESPONDENCE

Inward

1. Richard Wheatley and Dennis Milling re review of trading rules.
2. Jackson Lalic re Cap challenge.
3. CAC of MDBC re Bourke meeting to be held on 23/6/08.
4. CSIRO re reports on the Barwon-Darling and Condamine-Balonne Rivers.
5. Minister Nathan Rees re invitation to a water forum held in Sydney on 2/6/08 (received on 8/6/08.)

There was no outward correspondence.

Moved Margaret Bow/Jude Costello
That correspondence be accepted.
Carried.

Moved Geoff Wise/Bill Cameron
That MMAC write to Tony Hall thanking him for his many years of contribution to Barwon-Darling water users and MMAC, and conveying the wish of MMAC to keep in touch with him.
Carried.

Discussion – future activity of MMAC.

While MMAC aims to represent the interests of irrigators specifically over the legal challenge to cap issue, it has a wider stakeholder base; particularly including riparian water users but also with relevance for the whole community.

It is important to make the community aware that this organisation exists and is the peak body to put forward water issues for the Barwon-Darling.

Suggestions for improving and raising the profile of MMAC included:

- Setting up a regular segment/interview for the President on 2WEB
- Changing the name to indicate more clearly what MMAC is and does, and/or changing the wording of the sub-heading
- Sending the minutes of every meeting to Ministers and Directors-General.
- Becoming more business-like in line with comparable organisations for other rivers by setting up an office and employing paid staff.

The issue will be given further consideration.

NEXT MEETING – VENUE AND DATE

The next meeting of MMAC will be held in Walgett on Wednesday 10 September 2008, commencing at 10 am.

There being no further business, President Ian Cole thanked those present for their attendance and closed the meeting at 1.05 pm.

President.

**Mungindi – Menindee Advisory Council
President's Report – July 2008**

Introduction

The extended drought, cap and other water reform issues have continued to dominate our thoughts and efforts during the past 12 months. This has been the case for the past 7 years.

The year has been one of mixed blessings, with extremely low flows in the first 6 months; good flows from December 07 – March 08, and then back to low flows March to now.

The lower part of the river received high and sustained flows through Dec 07 to March 08 as handy flows emanated from the Weir, Moonie, Namoi, Castlereagh, Macquarie, Bokhara, Bogan Culgoa and Warrego Rivers. These flows dramatically eased the pressure on town, stock and domestic water supplies and allowed irrigators to fill storages and grow crops.

The water supply into Menindee Lakes has been significantly boosted and the NSW government lifted the B & C class pumping embargo in January 2008.

The numbers below show much improved flows over the previous two years and the impact of the lower tributaries in 2007/08.

Gauging Station	05/06 GL	06/07 GL	07/08 GL	Peak flow 07/08 ML
Mungindi	108	29	138	3,379 Feb 08
Collarenebri	217	34	278	10,675 Feb 08
Walgett	437	31	333	10,549 Dec 07
Brewarrina	380	21	665	30,873 Jan 08
Bourke	321	24	907	29,406 Jan 08
Wilcannia	214	4	842	19,557 Jan 08

Outlook for 2007/08

The outlook for next water year is unclear but has been shaping up to be dry. After little rainfall in the catchment during autumn the river has fallen to dangerously low levels again. Mungindi has experienced no flow since early May the last month and all other gauges are close to cease-to-flow conditions.

Most irrigation storages on the river have water supply and farmer have been busy planting winter crops & planning for a summer crop. Approx 800 GL flowed into Menindee Lakes over summer, relieving the critical water supply problems. The Lakes currently hold 550,000ML.

Cap Management

Since our March decision to legally challenge cap implementation, I have been providing info to Solicitors Jackson & Smith. Solicitor Peter Jackson has been briefing two barristers. Preparations are underway to lodge a challenge in the courts. I will shortly issues invoices to each water user on a \$ per Meg basis to pay the expected courts costs.

As part of the cap management plan we were meant to have a completed set of trading rules in place for permanent and temporary trades plus access to concessional conversions. Obviously these rules

and other elements of the plan are not in place. These "breaches of agreement" have given our solicitors further issues to work with regarding the legality of the cap management plan.

We have recently received notification from Richard Wheatley and Dennis Milling that they have "reviewed the Barwon/Darling policy and trading rules etc and will soon be seeking to brief local water user representatives on the contents". Richard and Dennis have requested contact details for water user groups along the river so that briefings can be organised.

Water Sharing Plan for the Barwon-Darling

All other major rivers in NSW have a WSP which specifies the volumes of water that can be diverted for irrigation & includes licensing conditions and policy. We have been promised a WSP since the late 90's. The excuse has always been that cap had to be completed first.

When the current cap management plan was introduced, the Minister agreed that the B D WSP could roll together 4 elements and that no further restrictions would be placed on Barwon-Darling irrigators. These four elements would include:

- The cap management plan;
- The current EFRs;
- Provisions of the current North West Unregulated Flow Plan, and;
- Current licensing policy including the conditions of our current licences.

Given that we have suffered dramatic reductions in licensed AVL there should be no further adjustments to volume and access conditions. To do this would compromise the average extractions promised under cap and further erode the economic strength of local communities along the Barwon-Darling River system

After the Bourke meeting in March 2008 it is clear that there is no urgency and no resources to complete this work. The earliest we can expect any significant work on a WSP is 2010.

Other Matters

1. CSIRO Report on water availability in the Barwon Darling region
2. Healthy Basin Forum in Bourke

Final comments

It is important that MMAC continues working as the main representative body of water users along the Barwon-Darling. We need to strengthen the Council with appropriate resources to tackle the immediate jobs that lie ahead.

Finally I would like to thank all members who have contributed over the past 12 months and particularly extend thanks to Patty for her excellent work as our minutes and correspondence secretary.

Ian Cole
11th June 2008

Mungindi - Menindee Advisory Council Inc.

A Council to advise on the Barwon-Darling River

President: Ian Cole
Darling Farms Bourke 2840 Phone 6872 2833
Fax 6872 1072 Email: irc@darlingfarms.com.au
Secretary: Mitchell Abbo
Clyde Agriculture Ltd, PO Box 33, Bourke 2840
Phone 6872 2528, Fax 6872 2599
Email mitch@clydeag.com.au

YEAR 2007-2008

FINANCIAL REPORT @ 31.1.08

CHEQUE ACCOUNT @ 1-2-07

\$4766.47

DEPOSITS Memberships	\$3350.00	
Interest	\$. 0.30	\$8116.77

DRAWINGS- Port-of-Bourke Hotel-Catering	\$ 260.00
Karen Gamsey-Auditor	\$ 100.00
Dept.of Fair Trading -Ann>Returns	\$ 82.00
NSW Irrigators Council-Ann.M.ship	\$2200.00
	\$2642.00

CHEQUE Account Book Balance @ 31-1-08	\$5747.77
---------------------------------------	-----------

BANK Balance as per Statement @ 31-1-08	\$5474.77
---	-----------

TERM DEPOSIT @ 1-2-07

\$5625.20

INTEREST	\$ 124.44
----------	-----------

Balance as per Book/Bank Statement	\$5749.64
------------------------------------	-----------

WALGETT SHIRE COUNCIL AGENDA

MMAC Current

4/06/08

Transaction Report 1/02/07 Through 31/01/08 (in Aus. Dollars)

Page 1

Date	Num	Description	Memo	Category	Clr	Amount
BALANCE 31/01/07						4,766.36
30/03/07	DEP	NAB -Bourke		Int. On Invest.	R	0.11
29/06/07	DEP	NAB -Bourke		Int. On Invest.	R	0.11
17/07/07	265	Karen Garnsey		Audit	R	-100.00
23/07/07	264	Port Of Bourke Hotel	Meeting 11-7-07 ...	Catering	R	-260.00
8/08/07	266	Dept. Of Fair Trading	Annual sub.	Bus. Expenses	R	-82.00
8/08/07	267	NSW Irrigators Cou...	Inv.524- 11-7-07	Membership 07-08	R	-2,200.00
13/08/07	DEP	Bourke Shire Council	Rec.44	Membership 07-08	R	400.00
22/08/07	DEP	Brewarrina Shire C...	Rec.45	Membership 07-08	R	400.00
24/08/07	DEP	Moree Plains Shire	Rec. 46	Membership 07-08	R	400.00
28/09/07	DEP	NAB -Bourke		Int. On Invest.	R	0.09
1/11/07	DEP	Walgett Shire Council	Rec.49	Membership 07-08	R	400.00
6/11/07	DEP	Cobar Shire Council	Rec.47	Membership 07-08	R	400.00
6/11/07	DEP	Lower Moonie Wat...	Rec.48	Membership 07-08	R	350.00
6/11/07	DEP	Collarenebri Barwo...		Membership 07-08	R	350.00
30/11/07	DEP	Mungindi Water Us...	Rec. 51	Membership 07-08	R	350.00
30/11/07	DEP	Mungindi Water Us...	Rec. 52	Membership06-07	R	300.00
31/12/07	DEP	NAB -Bourke		Int. On Invest.	R	0.10
TOTAL 1/02/07 - 31/01/08						708.41
BALANCE 31/01/08						5,474.77
TOTAL INFLOWS						3,350.41
TOTAL OUTFLOWS						-2,642.00
NET TOTAL						708.41

MMAC 07-08

Page 2

MMAC Current
4/06/08

Uncleared Transaction Detail up to 4/06/08

Date	Num	Payee	Memo	Category	Clr	Amount
Uncleared Cheques and Payments						
Total Uncleared Cheques and Payments				0 Items		0.00
Uncleared Deposits and Other Credits						
Total Uncleared Deposits and Other Credits				0 Items		0.00
Total Uncleared Transactions				0 Items		0.00

MMAC 07-08

Page 1

MMAC Current
4/06/08

Reconciliation Summary

BANK STATEMENT -- CLEARED TRANSACTIONS:

Previous Balance:			4,766.36
Cheques and Payments	4	Items	-2,642.00
Deposits and Other Credits	13	Items	3,350.41
Ending Balance of Bank Statement:			5,474.77

YOUR RECORDS -- UNCLEARED TRANSACTIONS:

Cleared Balance:			5,474.77
Cheques and Payments	0	Items	0.00
Deposits and Other Credits	0	Items	0.00
Register Balance as of 31/01/08:			5,474.77
Cheques and Payments	0	Items	0.00
Deposits and Other Credits	0	Items	0.00
Register Ending Balance:			5,474.77

MMAC 2007- 2008 Term Deposit NAB Bourke
A/c 27-904-2645

Opening Balance @ 1-2-07	\$5625.20
Interest paid 3-7-07	61.37
Reinvested Balance @ 3-7-07 6m @2.2%	\$5686.57
Interest paid 3-1-08	63.07
Reinvested Balance @ 3-1-08 6m @ 2.2%	\$5749.64
Closing Balance @ 31-1-08	\$5749.64