



AGENDA FOR ORDINARY COUNCIL MEETING

Tuesday 27 October 2020

NOTICE IS HEREBY GIVEN pursuant to clause 7 of Council's Code of Meeting Practice that the Ordinary Council Meeting of Walgett Shire Council will be held on **27 October 2020** commencing at **11:00am** to discuss the items listed in the Agenda.

Please Note: The Council Meetings are recorded

Michael Urquhart
GENERAL MANAGER

CONFLICT OF INTERESTS

What is a “Conflict of Interests” – A conflict of interests can be two types:

Pecuniary – an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person or another person with whom the person is associated.

Non-Pecuniary – a private or personal interest that a Council official has that does not amount to a pecuniary interest as defined in the Local government Act (eg. A friendship, membership of an association, society or trade union or involvement or interest in an activity and may include an interest of a financial nature.)

Remoteness

A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to a matter or if the interest is of a kind specified in Section 448 of the Local Government Act.

Who has a Pecuniary Interest? – A person has a pecuniary interest in a matter if the pecuniary interest is the interest of:

- The person, or
- Another person with whom the person is associated (see below)

Relatives, Partners

A person is taken to have a pecuniary interest in a matter if:

- The person's spouse or de facto partner or a relative of the person has a pecuniary interest in the matter, or
- The person, or a nominee, partners or employer of the person, is a member of a company or other body that has a pecuniary interest in the matter

N.B. “Relative”, in relation to a person means any of the following:

- (a) the parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descends or adopted child of the person or of the person's spouse.
- (b) the spouse or de facto partners of the person or of a person referred to in paragraph (a)

No Interest in the Matter

However, a person is not taken to have a pecuniary interest in a matter:

- If the person is unaware of the relevant pecuniary interest of the spouse, de facto partner, relative or company of other body, or
- Just because the person is a member of, or is employed by, the Council
- Just because the person is a member of, or a delegate of the Council to, a company or other body that has a pecuniary interest in the matter provided that the person has no beneficial interest in any shares of the company or body.

Disclosure and participation in meetings

- A Councillor or a member of a Council Committee who has a pecuniary interest in any matter with which the Council is concerned and who is present at a meeting of the Council or Committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.
- The Councillor or member must not be present at, or in sight of, the meeting of the Council or Committee:
 - (a) At any time during which the matter is being considered or discussed by the Council or Committee, or
 - (b) At any time during which the Council or Committee is voting on any question in relation to the matter.

No Knowledge – A person does not breach this Clause if the person did not know and could not reasonably be expected to have known that the matter under consideration at the meeting was a matter in which he or she had a pecuniary interest.

Non-Pecuniary Interest – Must be disclosed in meetings.

There are a broad range of options available for managing conflicts & the option chosen will depend on an assessment of the circumstances of the matter, the nature of the interest and the significance of the issue being dealt with. Non-Pecuniary conflicts of interest must be dealt with in at least one of the following ways:

- It may be appropriate that no action be taken where the potential for conflict is minimal. However, Councillors should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (eg. Participate in discussion but not in decision making or vice versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (eg. Relinquishing or divesting the personal interest that creates the conflict)
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as if the provisions in S451 of the Local Government Act apply (particularly if you have a significant non-pecuniary interest)

Disclosure to be Recorded (S453 Act)

A disclosure (and the reason/s for the disclosure) made at a meeting of the Council or Council Committee or Sub-Committee must be recorded in the minutes of the meeting.

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## **Local Government Act 1993**

### **Chapter 3 section 8A**

## **GUIDING PRINCIPLES FOR COUNCILS**

### **(1) Exercise of functions generally**

*The following general principles apply to the exercise of functions by councils:*

- (a) Councils should provide strong and effective representation, leadership, planning and decision-making.*
- (b) Councils should carry out functions in a way that provides the best possible value for residents and ratepayers.*
- (c) Councils should plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.*
- (d) Councils should apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.*
- (e) Councils should work co-operatively with other councils and the State government to achieve desired outcomes for the local community.*
- (f) Councils should manage lands and other assets so that current and future local community needs can be met in an affordable way.*
- (g) Councils should work with others to secure appropriate services for local community needs.*
- (h) Councils should act fairly, ethically and without bias in the interests of the local community.*
- (i) Councils should be responsible employers and provide a consultative and supportive working environment for staff.*

### **(2) Decision-making**

*The following principles apply to decision-making by councils (subject to any other applicable law):*

- (a) Councils should recognise diverse local community needs and interests.*
- (b) Councils should consider social justice principles.*
- (c) Councils should consider the long term and cumulative effects of actions on future generations.*
- (d) Councils should consider the principles of ecologically sustainable development.*
- (e) Council decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.*

### **(3) Community participation**

*Councils should actively engage with their local communities, through the use of the integrated planning and reporting framework and other measures.*

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## PUBLIC FORUM PRESENTATIONS

*The Council may hold a public forum prior to each Ordinary Meeting of the Council for the purpose of hearing oral submissions from members of the public on items of business to be considered at the meeting (listed on the Agenda).*

*Public forums may also be held prior to Extraordinary Council Meetings and meetings of committees of the Council. Public forums are to be chaired by the mayor or their nominee.*

*The General Manager or their delegate may refuse to allow such material to be presented. A person may apply to speak on no more than 2 items of business on the agenda of the Council Meeting.*

*The General Manager or their delegate may refuse an application to speak at a public forum. No more than three (3) speakers are to be permitted to speak 'for' or 'against' each item of business on the agenda for the Council Meeting. If more than the permitted number of speakers apply to speak 'for' or 'against' any item of business, the General Manager or their delegate may, in consultation with the mayor or the mayor's nominated chairperson, increase the number of speakers permitted to speak on an item of business, where they are satisfied that it is necessary to do so to allow the council to hear a fuller range of views on the relevant item of business.*

*Each speaker will be allowed five (5) minutes to address the Council. This time is to be strictly enforced by the Chairperson. The Chairperson of the meeting can grant one extension of up to a maximum of three (3) minutes, should further information, be considered to be important to the Council. This is solely at the discretion of the Chair.*

*Speakers at public forums must not digress from their nominated item on the agenda. If a speaker digresses to irrelevant matters, the Chairperson is to direct the speaker not to do so. If a speaker fails to observe a direction from the chairperson, the speaker will not be further heard.*

*A councillor (including the chairperson) may, through the chairperson, ask questions of a speaker following their address at a Public Forum. Questions put to a speaker must be direct, succinct and without argument. Debate will not be permitted by the speaker, Councillors or staff. Speakers are under no obligation to answer a question. Answers by the speaker, to each question are to be limited to three (3) minutes. Speakers at public forums cannot ask questions of the Council, Councillors or Council staff.*

*The general manager or their nominee may, with the concurrence of the chairperson, address the council for up to 5 minutes in response to an address to the council at a public forum after the address and any subsequent questions and answers have been finalised.*

| <b>SPEAKER</b>        | <b>TOPIC</b>                                              |
|-----------------------|-----------------------------------------------------------|
| <b>Stuart Reeves</b>  | <b>Micromex - Community Survey Results</b>                |
| <b>Mark Burdack</b>   | <b>CEO RARMS – Medical Services</b>                       |
| <b>Scott Bailey</b>   | <b>DA 2020/16 – Lightning Ridge District Bowling Club</b> |
| <b>Andrew Fenwick</b> | <b>Walgett Roads to Home Project</b>                      |

## 1. OPENING OF MEETING

*Proceedings of the meeting commenced at \_\_\_\_\_am*

## 2. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

*I would like to acknowledge the traditional owners of the lands within the Walgett Shire and I would also like to acknowledge the Aboriginal and Torres Strait Islander people who now reside within this Shire.*

## 3. LEAVE OF ABSENCE

| Leave of Absence                                                                                                                                                          |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the leave of absence received from _____ is accepted and leave of absence granted.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |



## 4. DECLARATION OF PECUNIARY/NON PECUNIARY INTERESTS

*Councillors and senior staff are reminded of their obligation to declare their interest in any matters listed before them.*

*In considering your interest you are reminded to include pecuniary, non-pecuniary and conflicts of interest as well as any other interest you perceive or may be perceived of you.*

*Councillors may declare an interest at the commencement of the meeting, or alternatively at any time during the meeting should any issue progress or arise that would warrant a declaration.*

*Councillors must state their reasons in declaring any type of interest.*

| Councillor | Item No. | Pecuniary/Non-Pecuniary | Reason |
|------------|----------|-------------------------|--------|
|            |          |                         |        |
|            |          |                         |        |
|            |          |                         |        |
|            |          |                         |        |
|            |          |                         |        |
|            |          |                         |        |

## **5. CONFIRMATION OF MINUTES/MATTERS ARISING**

### **5.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 22 SEPTEMBER 2020**

| <b>Minutes of Ordinary Council Meeting – 22 September 2020</b>                                                                                                                                                                                                                  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the minutes of the ordinary Council meeting held 22 September 2020, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Minutes of Ordinary Meeting held 22 September 2020.



## **MINUTES FOR THE ORDINARY COUNCIL MEETING**

**Tuesday 22 September 2020**

Michael Urquhart  
**GENERAL MANAGER**

**MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE WALGETT SHIRE CHAMBERS ON TUESDAY 22 SEPTEMBER 2020 AT 11.24AM**

**OPEN FORUM**

**Public Presentations:**

- Nil

*The Mayor declared the meeting open at 11.24am*

**PRESENT**

Cllr Manuel Martinez  
 Cllr Ian Woodcock  
 Cllr Jane Keir  
 Cllr Lawrence Walford  
 Cllr Michael Taylor  
 Cllr Bill Murray  
 Cllr Kelly Smith  
 Cllr Tanya Cameron  
 Cllr Robert Turnbull  
 Michael Urquhart (General Manager)  
 Elizabeth Cumming (Contract - Town Planner)  
 Raju Ranjit (Director Engineering/Technical Services)  
 Bronte Kerr (Minute Secretary)

**Note: Cllr Tanya Cameron, Cllr Robert Turnbull and Elizabeth Cumming attended the meeting via zoom**

**ABSENT – Nil**

At this juncture, the Mayor vacated the Chair and handed over to the General Manager to act in the role of Returning Officer for the election of Mayor (1 year term) and Deputy Mayor (1 year term).

The General Manager informed the meeting that it must determine the method of voting and advised that the method is limited to "Open Voting - this is by show of hands or similar means" as two Councillors are in attendance via a remote audio visual link.

**11/2020/1 Method of voting - Election of Mayor and Deputy Mayor**

**Resolved:**

That the voting for the election of Mayor and Deputy Mayor be by open voting method.

**Moved:** Cllr Walford  
**Seconded:** Cllr Woodcock  
**CARRIED**

**Election of Mayor - Voting**

In accordance with schedule 7 of the Local Government (General) Regulation 2005, the General Manager as the Returning Officer informed the meeting that three (3) written nominations in the prescribed form for the position of Mayor had been received and sought any further nominations before closing nominations.

At the close of nominations, the following nominations had been received: Cllr Martinez, Cllr Murray and Cllr Woodcock

The election of Mayor proceeded by means of open voting and the following votes were recorded:

Councillor M Martinez  
0 vote

Councillor G Murray  
3 votes

Councillor I Woodcock  
6 votes

Councillor Ian Woodcock was duly declared elected as Mayor of Walgett Shire Council for the ensuing one year term.

#### **Election of Deputy Mayor - Voting**

The Returning Officer informed the meeting that three valid nominations for the position of Deputy Mayor had been received: Cllr Keir, Cllr Taylor and Cllr Martinez.

The election of Deputy Mayor proceeded by means of open voting and the following votes were recorded:

Councillor J Keir  
3 vote

Councillor M Taylor  
2 votes

Councillor M Martinez  
4 votes

The Returning Officer declared Cllr Martinez duly elected to the position of Deputy Mayor for the ensuing one year term.

At this juncture, Mr Urquhart resumed his role as General Manager and handed the meeting to Mayor Woodcock.

**Declaration of Pecuniary/Non-Pecuniary Interests**

| Councillor   | Item No.             | Report title                       | Pecuniary/Non-Pecuniary | Reason                       |
|--------------|----------------------|------------------------------------|-------------------------|------------------------------|
| Clr Martinez | 10.3.5<br>Part 4 & 5 | Matters for brief mention by DETS  | Pecuniary               | Business interest            |
| Clr Turnbull | 10.3.5<br>Part 4 & 5 | Matters for brief mention by DETS  | Pecuniary               | Relationship to Clr Martinez |
| Clr Keir     | 10.3.1               | Monthly Maintenance Grading Report | Pecuniary               | Family Business interest     |

**11/2020/2 Minutes of Ordinary Council Meeting – 25 August 2020****Resolved:**

That the minutes of the ordinary Council meeting held 25 August 2020, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

**Moved:** Clr Murray  
**Seconded:** Clr Smith  
**CARRIED**

**11/2020/3 Minutes of Extra Ordinary Council Meeting – 31 August 2020****Resolved:**

That the minutes of the Extra ordinary Council meeting held 31 August 2020, having been circulated, be taken as read and confirmed as a true and accurate record of the proceedings on the meeting.

**Moved:** Clr Walford  
**Seconded:** Clr Martinez  
**CARRIED**

**11/2020/4 Minutes of Local Area Traffic Committee – 6/08/2020****Resolved:**

That the minutes of the Local Area Traffic Committee Meeting held 6<sup>th</sup> August 2020, having been circulated be received and noted and the recommendations contained therein are adopted as resolutions of Council.

**Moved:** Clr Keir  
**Seconded:** Clr Taylor  
**CARRIED**

**11/2020/5 Minutes of The Far North West Joint Organisation Meeting held 29th July 2020****Resolved:**

That the minutes of the Minutes of The Far North West Joint Organisation Meeting held 29th July 2020 having been circulated be received and noted and the recommendations contained therein are adopted as resolutions of Council.

**Moved:** Cllr Martinez  
**Seconded:** Cllr Keir  
**CARRIED**

**11/2020/6 Mayoral Report****Resolved:**

That Council receive and note the Mayoral report.

**Moved:** Cllr Martinez  
**Seconded:** Cllr Walford  
**CARRIED**

**11/2020/7 Council's Decision Action Report****Resolved:**

That the Resolution Register as at September 2020 be received and noted.

**Moved:** Cllr Martinez  
**Seconded:** Cllr Turnbull  
**CARRIED**

**11/2020/8 Circulars Received From the NSW Office of Local Government****Resolved:**

That the information contained in the following Departmental circulars 20-33 – 20-36 from the Local Government Division Department of Premier and Cabinet be received and noted.

**Moved:** Cllr Smith  
**Seconded:** Cllr Taylor  
**CARRIED**

**11/2020/9 Important Dates For Councillors - Upcoming Meetings & Events****Resolved:**

That Council receive and note the list of upcoming meetings and events.

**Moved:** Cllr Keir  
**Seconded:** Cllr Taylor  
**CARRIED**



**11/2020/10 Model Code of Conduct for Local Councils in NSW and Procedures (2020)****Resolved:**

That Council receives and adopts the Model Code of Conduct for Local Councils in NSW and Procedures.

**Moved:** Cllr Murray

**Seconded:** Cllr Taylor

**CARRIED**

*Cllr Cameron declared a non-pecuniary interest - report 10.1.5 on page 66.*

**11/2020/11 Community Assistance Scheme 2020/21 Round One – Burren Junction CWA Application For financial assistance.****Resolved:**

For Council approve financial assistance of \$2,000 to the Burren Junction CWA under the Community Assistance Scheme 2020/21 Round One Program.

**Moved:** Cllr Smith

**Seconded:** Cllr Keir

**CARRIED**

**11/2020/12 Local Government NSW – Online Annual Conference – 23 November 2020****Resolved:**

For Council's consideration.

**Moved:** Cllr Martinez

**Seconded:** Cllr Walford

**CARRIED**

**11/2020/13 Monthly Outstanding Rates Report****Resolved:**

The 31<sup>st</sup> August 2020 outstanding rates report be received and noted.

**Moved:** Cllr Taylor

**Seconded:** Cllr Murray

**CARRIED**

**11/2020/14 Cash and Investment Report as at 31st August, 2020****Resolved:**

That the Investment report as at 31st August, 2020 be received and noted.

**Moved:** Cllr Keir

**Seconded:** Cllr Smith

**CARRIED**



*Clr Keir declared a pecuniary interest and left the meeting room at 12.05pm.*

| 11/2020/15 Monthly Maintenance Grading Report – September 2020                                 |                   |
|------------------------------------------------------------------------------------------------|-------------------|
| <b>Resolved:</b>                                                                               |                   |
| That Council receive and note the monthly maintenance grading works report for September 2020. |                   |
| <b>Moved:</b>                                                                                  | <b>Clr Smith</b>  |
| <b>Seconded:</b>                                                                               | <b>Clr Taylor</b> |
| <b>CARRIED</b>                                                                                 |                   |

*Clr Keir returned to the meeting room at 12.08pm.*

| 11/2020/16 Rowena Flood Study and Flood Plain Risk Management Study and Plan                             |                    |
|----------------------------------------------------------------------------------------------------------|--------------------|
| <b>Resolved:</b>                                                                                         |                    |
| 1. That Council note and accept the Rowena Flood Study and Floodplain Risk Management Study and Plan.    |                    |
| 2. That Council authorise Director Engineering / Technical Services to conduct a community consultation. |                    |
| <b>Moved:</b>                                                                                            | <b>Clr Smith</b>   |
| <b>Seconded:</b>                                                                                         | <b>Clr Walford</b> |
| <b>CARRIED</b>                                                                                           |                    |

| 11/2020/17 Variation in Tender Amount for Walgett Weir – September 2020                                                  |                     |
|--------------------------------------------------------------------------------------------------------------------------|---------------------|
| <b>Resolved:</b>                                                                                                         |                     |
| That Council note and endorse the actions of the General Manager in authorising the variation of \$82,044.75 (Excl GST). |                     |
| <b>Moved:</b>                                                                                                            | <b>Clr Martinez</b> |
| <b>Seconded:</b>                                                                                                         | <b>Clr Taylor</b>   |
| <b>CARRIED</b>                                                                                                           |                     |

| 11/2020/18 Street Re-Naming Request – Hare Street Carinda                                                                                                                                                                       |                   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| <b>Resolved:</b>                                                                                                                                                                                                                |                   |
| Council conduct the appropriate public consultation regarding the renaming of Hare Street, Carinda to Patty Cake Street, Carinda in compliance with NSW Address Policy and User Manual October 2019 and report back to Council. |                   |
| <b>Moved:</b>                                                                                                                                                                                                                   | <b>Clr Keir</b>   |
| <b>Seconded:</b>                                                                                                                                                                                                                | <b>Clr Murray</b> |
| <b>CARRIED</b>                                                                                                                                                                                                                  |                   |

*Mayor Martinez and Clr Turnbull declared a pecuniary interest and left the meeting room at 12.12pm.*

**11/2020/16 Matters Generally For Brief Mention or Information Only****Resolved:**

That the Matters Generally for Brief mention or Information only from the Director engineering / Technical Services be received and noted.

**Moved:** Cllr Murray

**Seconded:** Cllr Taylor

**CARRIED**

*Cllr Martinez returned to the meeting room at 12.13pm.*

**11/2020/17 Development Approvals - August 2020****Resolved:**

That Council note the information contained within the development approvals report for August 2020.

**Moved:** Cllr Walford

**Seconded:** Cllr Taylor

**CARRIED**

*Cllr Turnbull reconnected to the meeting room at 12.16pm.*

**11/2020/18 Development Application 2020/12 – Subdivision – 18-20 Colin Street Carinda****Resolved:**

1. Approve the development consent conditions for DA2020/12, being a 2 lot subdivision on Lot 6 Section 40 DP 758227 being 18-20 Colin Street, Carinda, as per the recommendation of the Development Assessment report and the concurrence of NSW Planning, Industry & Environment Secretary, and

2. Delegation be given to the General Manager

(a) To approve DA2020/12 upon receipt of the concurrence of NSW Planning, Industry & Environment, and

(b) Ensure any development consent issued is as per the conditions within any received concurrence.

**Moved:** Cllr Keir

**Seconded:** Cllr Murray

**CARRIED**

**DIVISION DECISION****For**

Cllr Martinez  
Cllr Woodcock  
Cllr Keir  
Cllr Murray  
Cllr Taylor

**Against**

Nil

**Absent**

Nil

Clr Walford  
 Clr Smith  
 Clr Cameron  
 Clr Turnbull

**11/2020/19 Development Application 2008-2-2 Modification – Australian Opal Centre – Three Mile Road, Lightning Ridge**

**Resolved:**

That Council approve the modification as proposed in DA2008-2-2, being the construction of the Australian Opal Centre on Lot 1 DP 1103508 being Three Mile Road, Lightning Ridge, as per the recommendation of the Development Assessment report.

**Moved:** Clr Martinez  
**Seconded:** Clr Walford  
**CARRIED**

**DIVISION DECISION**

| <b>For</b>   | <b>Against</b> | <b>Absent</b> |
|--------------|----------------|---------------|
| Clr Martinez | Nil            | Nil           |
| Clr Woodcock |                |               |
| Clr Keir     |                |               |
| Clr Murray   |                |               |
| Clr Taylor   |                |               |
| Clr Walford  |                |               |
| Clr Smith    |                |               |
| Clr Cameron  |                |               |
| Clr Turnbull |                |               |

**11/2020/20 Development Application 2020/14 Storage Shed 46 Wee Waa Street Walgett**

**Resolved:**

That Council approve Development Application 2020/14, being for the demolition of skillion and toilet, and construction of storage shed on Lot 38 DP 610725 being 46 Wee Waa Street, Walgett, as per the recommendation of the Development Assessment report expect condition (7) seven.

**Moved:** Clr Keir  
**Seconded:** Clr Murray  
**CARRIED**

**DIVISION DECISION**

| <b>For</b>   | <b>Against</b> | <b>Absent</b> |
|--------------|----------------|---------------|
| Clr Martinez | Nil            | Nil           |
| Clr Woodcock |                |               |
| Clr Keir     |                |               |
| Clr Murray   |                |               |
| Clr Taylor   |                |               |
| Clr Walford  |                |               |
| Clr Smith    |                |               |
| Clr Cameron  |                |               |
| Clr Turnbull |                |               |

**11/2020/21 Development Application 2020/15 – Recycling Storage Shed, Toilet Block & Waste Transfer Station – 1 Rubbish Tip Road, Walgett****Resolved:**

That Council Approve Development Application 2020/15, being for the construction of a recycling storage shed, toilet block and waste transfer station on Lot 102 DP 750291 being Walgett Landfill, 1 Rubbish Tip Road, Walgett, as per the recommendation of the Development Assessment report.

**Moved:** Cllr Martinez  
**Seconded:** Cllr Turnbull  
**CARRIED**

**DIVISION DECISION**

| <b>For</b>    | <b>Against</b> | <b>Absent</b> |
|---------------|----------------|---------------|
| Cllr Martinez | Nil            | Nil           |
| Cllr Woodcock |                |               |
| Cllr Keir     |                |               |
| Cllr Murray   |                |               |
| Cllr Taylor   |                |               |
| Cllr Walford  |                |               |
| Cllr Smith    |                |               |
| Cllr Cameron  |                |               |
| Cllr Turnbull |                |               |

**11/2020/22 Supplementary Report - Local Roads & Community Infrastructure Grant****Resolved:**

That Council adopt the following projects for funding under the Local Roads & Community Infrastructure Grant;

| Street       | Town            | Location                                                                                                              | Activities                                              | Estimate (\$)         |
|--------------|-----------------|-----------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------|-----------------------|
| Agate        | Lightning Ridge | Eastern side of Agate street between Kaoline and Morilla Street                                                       | Footpath and drainage works                             | \$97,000.00           |
| Kaoline      | Lightning Ridge | Southern side of Kaoline Street between Agate and Opal Street                                                         | Footpath and drainage works                             | \$145,000.00          |
| Montekila    | Walgett         | Refuge island (south side of Montekila Street between Fox and Peel Street                                             | Footpath and steincilcrete works                        | \$84,000.00           |
| Fox          | Walgett         | Eastern side of Fox Street between Wareena and Montekila Street                                                       | Footpath and steincilcrete works                        | \$192,000.00          |
| Fox          | Walgett         | Western side of Fox Street between Wareena and Montekila Street                                                       | Footpath and steincilcrete works                        | \$192,000.00          |
| Pearson Park | Walgett         | Pearson Park                                                                                                          | Toilet and shower facility with extension to sewer main | \$200,000.00          |
| RR329        | N/A             | Various sections on Regional Rd 329<br>Merrywinebone Rd between Collarenebri and Kamilaroi Highway at Burren Junction | Heavy patching                                          | 325,615.00            |
|              |                 |                                                                                                                       |                                                         | <b>\$1,235,615.00</b> |

**Moved:** Cllr Walford  
**Seconded:** Cllr Martinez  
**CARRIED**

| 11/2020/23 Supplementary Report - MDBA – Collarenebri Showground Upgrade                          |                   |
|---------------------------------------------------------------------------------------------------|-------------------|
| <b>Resolved:</b>                                                                                  |                   |
| That Council adopt the attached plans and scope of works for the Collarenebri Showground upgrade. |                   |
| <b>Moved:</b>                                                                                     | <b>Clr Smith</b>  |
| <b>Seconded:</b>                                                                                  | <b>Clr Taylor</b> |
| <b>CARRIED</b>                                                                                    |                   |

**Close of Meeting**

The meeting closed at 12.20pm

To be confirmed at the next meeting of Council.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager

## **6. REPORTS OF COMMITTEES/DELEGATES**

### **6.1 MINUTES OF THE LOCAL AREA TRAFFIC COMMITTEE MEETING HELD 6<sup>th</sup> AUGUST 2020**

| <b>Minutes of Local Area Traffic Committee – 1/10/2020</b>                                                                                                                                                                                                                                                  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the minutes of the Local Area Traffic Committee Meeting held 1<sup>st</sup> October 2020, having been circulated be received and noted and the recommendations contained therein are adopted as resolutions of Council.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachment**

Minutes of Meeting below



## MINTUES – 1<sup>st</sup> October 2020

### LOCAL AREA TRAFFIC COMMITTEE MEETING

#### ATTENDED

|                 |                                                                       |
|-----------------|-----------------------------------------------------------------------|
| David Vant      | (Road Safety & Traffic, Western Region, RMS NSW)                      |
| Raju Ranjit     | (Director Engineering/Technical Services - Walgett Shire Council)     |
| Trent Swinton   | (Inspector – Central North Police District)                           |
| Tom Aylett      | (Acting Inspector – Central North Police District)                    |
| Ian Woodcock    | (Mayor – Walgett Shire Council)                                       |
| Manuel Martinez | (Deputy Mayor – Walgett Shire Council)                                |
| Michael Taylor  | (Councillor - Walgett Shire Council)                                  |
| Sharon Girling  | (Administration Service Coordinator – Engineering/Technical Services) |

#### APOLOGIES

| Apologies – 1 <sup>st</sup> October 2020 |                                      |
|------------------------------------------|--------------------------------------|
| <b>Resolved:</b>                         |                                      |
| Kelly Smith                              | (Councillor - Walgett Shire Council) |
| <b>Moved: David Vant</b>                 |                                      |
| <b>Seconded: Ian Woodcock</b>            |                                      |

- **DECLARATION OF PECUNIARY/NON PECUNIARY INTERESTS - Nil**
- **CONFIRMATION OF MINUTES**

| Minutes of Local Area Traffic Committee Meeting – 10 <sup>th</sup> September 2020                                                                                                    |  |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| <b>Resolved:</b>                                                                                                                                                                     |  |
| That the minutes of the Local Area Traffic Committee meeting held 10 <sup>th</sup> September 2020, have been circulated, be confirmed as a true and accurate record of that meeting. |  |
| <b>Moved: David Vant</b>                                                                                                                                                             |  |
| <b>Seconded: Trent Swinton</b>                                                                                                                                                       |  |

- **MATTERS ARISING FROM PREVIOUS MEETING**
  - Concept drawings were present for the T-Intersection on Lorne Road, Raju to redesign for Heavy Rigid vehicles. Advanced warning signs shows that Lorne Road is the priority road. Signs need removing, David to send through sign design. A spot light off the street lightning would help illuminate the road and park. A request to be made to Essential Energy to have this completed.
  - Fox Street speed reduction, a footprint is needed so that public consultation can be started. Raju to do.
  - Inspection done with David Vant and Matt Brown, blisters could be used. David to look at a design and send in. Transport NSW will be undertaking this project.
  - Grawin Access Road is ongoing
- **GENERAL BUSINESS**
  - **Monument at Fox Street intersection** – for no heavy vehicles to go down the main street, a heavy vehicle bypass will need to be gazetted, Transport NSW will no support this. Moving of the monument will be the best solution. A meeting with the RSL Club to be arranged.
  - Let's dance Carinda signage to be put on private property.
- **CLOSE OF MEETING – 10.45am**
- **NEXT MEETING – December 3rd at 10am**

## 7. MAYORAL MINUTES

**REPORTING SECTION:** Office of Mayor  
**AUTHOR:** Ian Woodcock OAM

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**Summary:**

This report provides Council with information regarding the activities of the Mayor for the past month.

**Background:**

In the past month I have completed the following activities:

Conducted a number of radio interviews:

1. ABC on a Friday night where they speak to Mayors about what is happening in their shire.
2. Interview with 2WEB with an update on Council matters and funding for the Come By Chance Road.

Have taken many phone calls from constituents regarding the WNSWLHD tender and met with the General Manager for an update on Council's response to the issue.

Met with the General Manager concerning the recent incident at the Lightning Ridge bore bath.

| Mayoral Report                                                                                                                                       |
|------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the Mayor report for September/October be received and noted.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |



## 8. CORRESPONDENCE AND PETITIONS

### 1. Letter Dated 19/10/2020 – Queensland Government Department of Premier and Cabinet regarding border restrictions



For reply please quote: SocPol/GV –TF/20/22262 – DOC/20/211482  
Your reference: MU: BK 20/27-01

Department of the  
Premier and Cabinet

Mr Michael Urquhart  
General Manager  
Walgett Shire Council  
admin@walgett.nsw.gov.au

Dear Mr Urquhart

Thank you for your letter of 7 September 2020 regarding the Queensland State border restrictions. I have been requested to reply to you on behalf of the Office of the Premier and Minister for Trade.

As you are aware, a state election is scheduled for 31 October 2020 and the Queensland Government is now in a caretaker period.

During the caretaker period, operational activity will continue to respond to the coronavirus (COVID-19) pandemic. The Chief Health Officer will continue to make Public Health Directions where necessary, based on public health advice.

The most recent Border Restrictions Direction (No. 15) expansion, effective from 1 October 2020, extended the southern boundary of the border zone to include all of postcode 2832, and the portions of postcodes 2381, 2386 and 2387 that fall within the Walgett Shire Council local Government area. In addition to this, the northern boundary of the border zone has been removed, enabling border zone residents' access to the entire State of Queensland.

A map of the border zone can be found at [www.covid19.qld.gov.au](http://www.covid19.qld.gov.au), and click on (1) 'Border restrictions – crossing the border', (2) 'Read about changes to restrictions and border zones from 1 October 2020', and then (3) 'Border zone'.

It is critical that residents of both Queensland and New South Wales border zones do not travel beyond the southern boundary of the zone if they intend to travel to Queensland within 14 days. Should the person then attempt to enter Queensland within the 14-day period, they would be required to undertake mandatory quarantining in government arranged accommodation at their own expense.

1 William Street Brisbane  
PO Box 15185, City East  
Queensland 4002 Australia  
Telephone +61 7 3224 2111  
Facsimile +61 7 3229 2990  
Website [www.premiers.qld.gov.au](http://www.premiers.qld.gov.au)  
ABN 65 959 435 158

Those who are eligible to enter Queensland, including Queensland residents, are still required to obtain a Queensland Border Declaration Pass, which is valid for seven days unless your circumstances change. These passes can be obtained online at [www.covid19.qld.gov.au](http://www.covid19.qld.gov.au) and click on (1) 'Apply for a border pass', under the heading 'Latest updates and announcements' and then (2) 'Apply now'.

As part of this process, a person must agree to present for a COVID-19 test if they develop symptoms consistent with COVID-19 within 14 days of entering Queensland. Supporting documents, including proof of identification and residential address, may also be required to be produced to cross the border. More information on these requirements can be found online at [www.covid19.qld.gov.au](http://www.covid19.qld.gov.au).

As the COVID-19 outbreak continues to evolve, you are encouraged to stay informed of the latest advice on the Queensland Government COVID-19 website at [www.covid19.qld.gov.au](http://www.covid19.qld.gov.au). This website also has further information regarding the specifics of the border directions, along with answers to frequently asked questions that may assist you.

Again, thank you for writing to the Premier and I hope this information is of assistance to you.

Yours sincerely

A handwritten signature in black ink, appearing to read 'D Stewart', with a stylized flourish at the end.

Dave Stewart  
**Director-General**

19/10/2020

2. Letter dated 16/10/2020 from Mark Spittal Acting Chief Director Executive regarding the provision of medical services in the Shire.



Our ref: D20/9108

Councillor Ian Woodcock OAM  
Mayor  
Walgett Shire Council  
Email: [admin@walgett.nsw.gov.au](mailto:admin@walgett.nsw.gov.au)

Dear Councillor Woodcock OAM

I am very much aware of the considerable and understandable anxiety across the northern towns in the district as a result of the current tender for medical services to support the LHD operated MPSs. The tender is necessary to ensure that these services are available when the current contract expires in February 2021.

The WNSW Local Health District does not have any plan to reduce medical coverage to these MPSs. The current service provider delivers a mixture of onsite, on-call and telehealth coverage in all but one location where telehealth has not been actively used. In the majority of these hospitals medical staff attend the Emergency Departments on an on-call basis when people with high acuity conditions (triage 1,2 and some 3) present and provide telehealth consults for low acuity (some triage 3, 4 and 5) patients. They also provide medical oversight of the inpatients in the MPS. It is the LHD's anticipation that a similar level of coverage will result from the current tender just as it did from the last tender conducted in 2015.

The LHD has taken the step of specifying minimum onsite requirements in the tender for the first time. The intention in doing so was to weed out potential tenderers who only wished to provide virtual coverage and to facilitate disincentives being built into the contract that will be struck with whichever tenderer is successful. Those minimum requirements differ by town because we recognise that in some towns even the temporary loss of a single doctor without notice, such as due to sickness, will make it hard for an onsite service to be replaced immediately. This has certainly been and remains the case throughout the COVID-19 pandemic (for example due to staff self-isolation and testing requirements, interstate travel bans, etc). The smaller and more remote the town is, the more true this practical reality is. We acknowledge that some members of the community have interpreted this minimum requirement as a desire to reduce services. To be clear, the LHD has encouraged tenderers to offer more than the minimum requirements. Reducing services is not the outcome that the LHD is after in what are some of the most disadvantaged communities in NSW. Our genuine goal is to significantly improve the health outcomes for people in rural and remote communities, not diminish them.

The LHD has undertaken an initial evaluation of the bids received and is now working towards finalising a short list of one or more tenderers with whom the LHD will negotiate. The LHD is confident that it will be able to agree medical coverage that both meets the needs of the LHD and the expectations of the community. I cannot, for obvious reasons, indicate which organisations have tendered nor does the LHD have a final preference of provider with whom to negotiate a contract at this stage of the process.

Western NSW Local Health District  
ABN 50 629 556 404  
Chief Executive Unit  
PO Box 4051 29 Hawkhorn Street  
Dubbo NSW 2830  
Tel (02) 8841 2217 Fax (02) 8839 7962  
Website: [www.wnswlhd.health.nsw.gov.au](http://www.wnswlhd.health.nsw.gov.au)

I would like to thank you for your various letters of concern and for your advocacy on behalf of your communities. Whilst there is still some way to go before the preferred tenderer can be determined and contract negotiations can be completed it is my commitment to let you know the final outcome of the tender as soon as I can and well before the scheduled end of the current contract, so as to reduce the uncertainty about these services and the resultant anxiety in the community, including your own.

Yours sincerely



Mark Spittal  
**Acting Chief Executive**

16 October 2020

CC. Michael Urquart, General Manager

Western NSW Local Health District  
ABN 50 629 556 404  
Chief Executive Unit  
PO Box 4061 29 Hawthorn Street  
Dubbo NSW 2830  
Tel (02) 6841 2217 Fax (02) 6808 1962  
Website: [www.wnswlhd.health.nsw.gov.au](http://www.wnswlhd.health.nsw.gov.au)



3. Letter dated 19/10/2020 – From the Hon Sam Farraway to the Hon Brad Hazzard regarding the provisions for medical services in the Shire.



19/10/2020

The Hon. Brad Hazzard MP  
Minister for Health and Medical Research  
GPO Box 5341  
SYDNEY NSW 2001

Dear Minister Hazzard, *Brad,*

I write to you on behalf of Walgett Shire Council, who have contacted me in regards to concerns about the region they represent losing vital access to face to face healthcare.

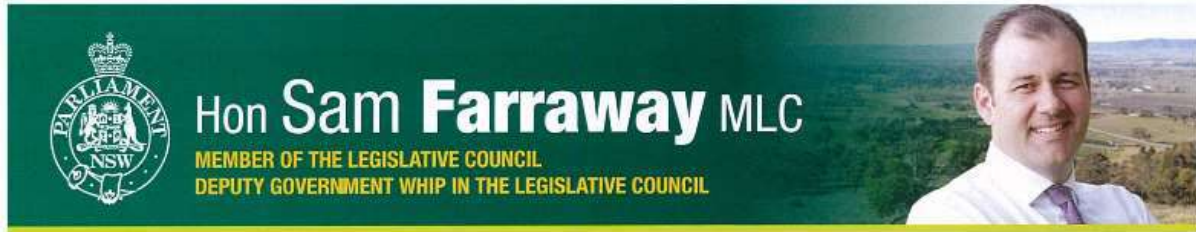
Walgett Shire Council Mayor, Cr Ian Woodcock OAM has raised concerns following the Western New South Wales Local Health District (WNSWLHD) advertisements seeking expressions of interest for local multi-purpose facilities and future minimum onsite requirements across the communities they represent.

Having recently spent quite a bit of time in these communities and listening to the concerns of locals on the ground, it is clear that access to face to face health services cannot and should not be replaced by telehealth, distanced or virtual options in our most vulnerable rural and regional communities.

Face to face health services in rural and regional communities are so much more than just an appointment.

They are a friendly conversation, a physical and mental check-up and for many in regional communities a local physician or allied health professional becomes an important part of an individual or families journey – this is why face to face services in these areas cannot be jeopardised.

I share Walgett Shire Council's concerns surrounding the potential future reduction of access to face to face health care and encourage yourself and the WNSWLHD to enhance local face to face medical services rather than take them away from the communities and the people that need them most.



Thank you for your time in reading these concerns, I have attached for you a letter from Walgett Shire Council, sent to myself and the Hon. Adam Marshall MP by Mayor Cr Ian Woodcock OAM.

I look forward to your response.

Kind regards,

The Hon Sam Farraway MLC  
Deputy Government Whip in the Legislative Council

4. E-mail 16/10/2020 from Mark Coulton regarding the provision of medical services in the Shire.

Dear Ian

Thank you your correspondence.

I have sought advice from the Department who have advised that as the Australian Government does not directly employ doctors it is unable to comment on the requirements set out in a tender for public health and aged care services. This is a matter for the NSW State Government.

Many rural towns with small populations face challenges attracting doctors due to professional isolation, work-life balance issues from being on-call and the limited financial viability of servicing a smaller population. Walgett is classified as a Distribution Priority Area and is able to recruit doctors with location restrictions. The Federal Government provides support to encourage more doctors and other health professionals to move to and stay in rural areas, through a range of financial and non-financial measures. If you would like further details on these, please let me know.

I trust this information is of assistance.

Regards

Mark



## **9. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil



## **10. REPORTS FROM OFFICERS**

### **10.1 GENERAL MANAGER**

#### **10.1.1 COUNCIL'S DECISION ACTION REPORT – OCTOBER 2020**

**REPORTING SECTION:** Executive  
**AUTHOR:** Michael Urquhart  
**FILE NUMBER:** 12/14-03

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**Summary:**

This schedule summarises the current position of action taken in respect of matters considered at the previous meetings of Council when the outcomes have not been finalised.

**Background:**

Attached is the Resolution Register which summaries outstanding action in respect of all resolutions which required action and are still outstanding. The exception is for the last meeting where items that have been completed are included. Councillors are reminded that any queries should be raised with the General Manager prior to the meeting.

**Current Position:**

Details of actions taken/being taken are flagged for each motion. Over time the register has grown in size because, whilst resolutions are actioned after the meeting, it is not always possible to resolve issues quickly especially if other government agencies are involved or Council's own in-house resources are stretched. Council has to prioritise work commitments.

In these circumstances the register becomes the simple tool of keeping track of matters awaiting attention.

Again, Councillors are reminded that any queries should be raised with the General Manager prior to the meeting as this would streamline the meeting process and also resolve minor issues more expediently.

**Relevant Reference Documents/Policies:**

Resolution Register

**Governance issues:**

Standard procedure dictates that Council resolutions should be implemented as soon as practicably be achieved.

**Environmental issues:**

Nil

**Stakeholders:**

Council and Manex Team

**Alternative Solutions/Options:**

Nil

**Conclusion:**

That the resolutions register be received and noted. It is requested that any queries be raised with the General Manager prior to meeting day to facilitate proceedings at the meeting.

|                                                                                                                                               |
|-----------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Council's Decision Action Report</b>                                                                                                       |
| <b>Recommendation:</b><br><br>That the Resolution Register as at October 2020 be received and noted.<br><br><b>Moved:</b><br><b>Seconded:</b> |

**Attachment:**

Action Resolution Register

WALGETT SHIRE COUNCIL AGENDA – 27 OCTOBER 2020 – ORDINARY COUNCIL MEETING

|          |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |
|----------|-----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| 28.04.17 | 3/2017/22 | <p>That Council considers realigning the 35km section of Ridge Road from Shermans Way and Burranbaa Road intersection to Angeldool Road intersection - Option 4 (Realignment across Big Warrambool).</p> <p>That Council consult with affected landholders with regards to Option 4.</p> <p>This option includes a bridge across Big Warrambool and land acquisition. Social, environmental impacts should be assessed before this option is implemented. In addition, geotechnical, hydrologic studies must be conducted for this option. Topographical survey and designs must also be completed prior to implementation.</p> | DETS | <p>9.8.17 Surveyor engaged</p> <p>22.8.17 Report to Council to resolve for compulsory acquisition.</p> <p>5.9.17 GM and DETS held talks with Brian Lees, Al Lees and Norman Lees of Tipperary and Ringwood regarding alignment next to their property. They will sketch their preferred alignment and send to Council.</p> <p>21.11.17 DETS held talks with Peter Scoles. He has indicated no objection.</p> <p>7.12.17 Consulting held with Brian, Sue and Nathan Lees of Tipperary. Three options selected. DETS to cost options and hold further consultation with Lees's.</p> <p>12.04.18 DETS meets Lees's and all agree on Option 2.</p> <p>16.08.18 Additional survey ongoing</p> <p>16.0619 Community Consultation has been organised on 18.06.19 by PEECE Pty Ltd</p> <p>9.09.2019 work in progress</p> <p>22.10.019 Work in progress</p> <p>14.02.2020 grant application has been lodged</p> <p>17.03.2020 waiting for results of grant application</p> <p>20.05.2020 Waiting for results of grant application</p> <p>9/6/2020 Waiting for results of grant application</p> <p>22/7/2020 Waiting for results of grant application</p> <p>16/9/2020 Contacted with Funding authority and said that they are working on it.</p> <p>21/10/2020 still waiting for the results</p> |  |
| 28.04.17 | 3/2017/25 | <p>That Council using the "Open Tendering" method call Tenders for the restoration of the Colless Grandstand at the Walgett Showground.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | CFO  | <p>27.6.17 In Progress – Request for Engineers Report</p> <p>13.12.17 Engineers report required</p> <p>5.2.18 waiting on information from structural engineer</p> <p>18.4.18 Engineer inspected facility, costing and report underway</p> <p>21.8.18 Costing for refurbishment underway</p> <p>12.12.18 Report to December Council Meeting</p> <p>17.04.19 March 2019 Council approved funding, RFT underway</p> <p>20.08.19 RFT to be advertised</p> <p>15.11.2019 RFT document under external audit</p> <p>16.09.20 Waiting notification of funding. Tender ready for issue</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |
| 23.5.17  | 4/2017/34 | <p>Lightning Ridge Bore Baths</p> <ol style="list-style-type: none"> <li>1. Council receive the CFO report</li> <li>2. Council make provision of \$100,000 in the 2017/18 budget for renewal of the Lightning Ridge Bore Bath between Nov 17 and April 18</li> <li>3. Recommendations of the structural assessment be implemented</li> <li>4. The General Manager arrange for a design and cost of the bore bath renewal and submit this to Council for consideration</li> </ol>                                                                                                                                                | CFO  | <p>27.6.17 Quotation for design &amp; construction to be called in coming months. Work to be carried out during November 17 to March 18</p> <p>18.9.17 CFO in discussions with firm for engineers design</p> <p>18.10.17 CFO Issued purchase order for design of new tank</p> <p>22.11.17 Draft plan Received -RFQ to be issued</p> <p>13.12.17 Waiting on new specifications &amp; plan</p> <p>18.4.18 Project postponed until November 2018.</p> <p>18.4.18 RFQ to be issued and contractor engaged prior to October 2018</p> <p>17.4.19 RFT Underway for October March 19/20</p> <p>12.12.19 RFQ document under external review</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |
| 26.09.17 | 9/2017/25 | <p>That Council resolve to acquire Mr.and Mrs Raymond Pike's land within which the current Council-maintained section of O'Neils Road runs, then surrender the Council-Controlled section of corridor to Mr And Mrs Raymond Pike.</p>                                                                                                                                                                                                                                                                                                                                                                                           | DETS | <p>8.9.17 DETS hold talks with Mr Raymond Pike and his wife. They verbally agreed to the swap.</p> <p>5.11.17 Quotes received for cadastral survey</p> <p>30.03.18 Cadastral survey completed</p> <p>16.06.19 Work in Progress</p> <p>22.10.2019 Work in progress</p> <p>14.02.2020 Work in progress</p> <p>17.03.2020 Work in progress</p> <p>20.05.2020 work in progress</p> <p>9/6/2020 work in progress</p> <p>22/7/2020 work in progress</p> <p>16/9/2020 collected all the information required and the process in completion stage.</p> <p>21/10/2020 Council's crown land manager is working on it.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |
| 26.09.17 | 9/2017/26 | <ol style="list-style-type: none"> <li>1. That Council resolves to authorise acquisition by compulsory process, of the Walgett Levee corridor through Lot 7024 DP1021106, Lot 7012 DP1021112, Lot 7301 DP1155276, Lot 7013 DP1030416, Lot 7300 DP1155957, Lot 702 DP1051575, Lot 7001 DP1051908, Lot 3 DP1123824, Lot 703 DP1056310, Lot 7031 DP1055946 and Lot 7009 DP1055947.</li> <li>2. That Council resolves to make an application to the Minister to approve the compulsory acquisition process.</li> </ol>                                                                                                              | DETS | <p>5.11.17 Quote received for cadastral survey</p> <p>10.1.18 Quote accepted</p> <p>16.08.18 Survey ongoing</p> <p>16.06.19 Work in progress</p> <p>9.09.2019 work in progress</p> <p>22.10.019 Work in progress</p> <p>14.02.2020 Work in progress</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                           |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |  |
|----------|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                           |      | 17.03.2020 Received survey plan<br>20.04.2020 Registration is in progress<br>20.05.2020 work in progress<br>9/6/2020 work in progress<br>22/7/2020 work in progress<br>16/9/2020 work in hold at this stage as the related staff has other important other commitments                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |
| 26.09.17 | 9/2017/27  | 1. That Council engage a consultant for the investigation of the alternatives to improve pre-treatment and prepare a concept design & business case for funding for the Collarenebri Water Supply.<br>2. That Council proceeds with the compulsory acquisition of additional land for the construction of recommended pre-treatment.<br>3. Lodge an expression of interest (EOI) for the safe and secure water programme. | DETS | 8.10.17 Council lodges EOI under SSWP<br>9.1.18 Council invited for detailed application<br>26/02/2018 Detailed application submitted.<br>12.12.18 Funding received – development of RFQ for study underway<br>16.06.19 Work in progress<br>20.08.19 RFQ for sludge study has been closed<br>9.09.2019 RFQ assessment is in process.<br>22.10.2019 Contract has been awarded and study is in progress<br>14.02.2020 conducted site visit and waiting for report<br>17.03.2020 Waiting for report<br>20.04.2020 Waiting for report from Consultant that is due June 2020<br>20.05.2020 completed the new bore drilling<br>9/6/2020 Cooling tower and fencing completed. Power upgrade work in process.<br>22/7/2020 Power upgrade in progress<br>16/9/2020 Contracted essential energy and confirmed that the power upgrade will be completed by end of November 2020<br>21/10/2020 Power upgrade completed. Waiting for the cooling tower contractor for handover. Estimated date 23/10/2020 |  |
| 19.12.17 | 12/2017/25 | Collarenebri Sportsgrounds amenities building – the Council endorse the actions of the CFO in advising Murdi Paaki Regional Rugby League Council that the Council accept the new amenities building asset for the Collarenebri Sports Ground as per concept proposal and the Council shall accept liability for ongoing future maintenance                                                                                | CFO  | 5.2.18 Proposal in the planning phase<br>17.4.19 Kiosk and amenities building under construction<br>Construction of shed complete, quotations are to be sought for lining and fit out of the kiosk and toilets.<br>20.08.19 Building erected and fit out to be completed in coming months.<br>16.09.20 Purchase orders issued for works.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  |
| 8.02.18  | 1/2018/2   | That Council:<br>5. Arrange for an independent community satisfaction survey to be undertaken within the next six months.<br>6. Investigate the re-establishment of precinct committees.<br>7. Lobby the State Government to open Opal Prospecting Area (OPA) 4.                                                                                                                                                          | GM   | 19.03.18 ongoing<br>17.06.2019 Crown Lands Commissioner visited LR in early June 2019 to complete report on various matters including road network management and future land zoning.<br>23.10.19 – 5.community satisfaction survey agreed with Council within next 12months ie.by Oct 2020<br>6.Work in progress – Collarenebri established under Economic Development<br>7. No progress to date<br>15/4/20 ratepayer survey to be undertaken July 2020<br>16.09.20 Survey complete. Report to Oct 2020 meeting                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  |
| 27.03.18 | 3/2018/25  | 1. That Council receives and notes the report.<br>2. Council make approaches to Resource and Energy Department through the Member for Barwon to identify possible voids from former mining operations under key streets in the Lightning Ridge Township.                                                                                                                                                                  | DETS | 12.12.18 Not yet commenced<br>22.10.2019 Not yet commenced<br>17.03.2020 not yet commenced<br>15/4/2020 not yet commenced<br>20.05.2020 work in process<br>9/6/2020 work in process<br>22/7/2020 Investigation Work in progress<br>16/9/2020 Contacted to Resource and Energy Department and waiting for response.<br>21/10/2020 Resource and Energy Department is working on it.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  |
| 25.9.18  | 14/2018/17 | That Council note the current investigations in relation to the Lightning ridge water supply and unmetered services and a workshop to discuss the issues involved be held in the near future                                                                                                                                                                                                                              | GM   | 17.06.19 Initial investigations complete. Complex issues. On the 'to do' list<br>25.02.20 Audit commenced December 2019 to be completed August 2020<br>16.09.20 Audit recommended                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  |
|          | 18/2018/11 | That Council re-visit the matter of developing a council wide policy in relation to provision of seating in CBD at Walgett, Lightning Ridge and Collarenebri and a further report be submitted to the February 2019 Committee meeting.                                                                                                                                                                                    | GM   | 17.06.19 Higher priorities at this stage. Policy will be developed later in 2019                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  |
| 18.03.19 | 1/2019/11  | That Council<br>(a) name the Park in Opal Street, Lightning Ridge, "Opal Park"<br>(b) Application be made to the Geographical Names Board for registration of the parks name, "Opal Park"                                                                                                                                                                                                                                 | CFO  | 17.419 Council have approved name change. Application to be submitted.<br>16.09.20 Application October 2020                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |

WALGETT SHIRE COUNCIL AGENDA – 27 OCTOBER 2020 – ORDINARY COUNCIL MEETING

|          |           |                                                                                                                                                                                                                                      |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  |
|----------|-----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| 18.03.19 | 1/2019/18 | <p>That Council</p> <p>(a) Receive and note the Lightning Ridge Feasibility Study</p> <p>(b) That Council consider its options, for adoption at the March 2019 meeting</p>                                                           | DETS | <p>16.06.19 The PEECE Pty Ltd is holding a Community consultation on 19.06.19 in Lightning Ridge Bowling Club</p> <p>20.08.19 Report for the other option in progress</p> <p>9.09.2019 work in progress</p> <p>22.09.2019 funding application is in progress</p> <p>14.02.20 waiting for funding application results</p> <p>17.03.2020 waiting for the funding application results</p> <p>20.04.2020 “ “ “</p> <p>20.05.2020 Waiting for the funding application results</p> <p>9/6/2020 Waiting for the funding application results</p> <p>22/7/2020 Waiting for the funding application results</p> <p>16/9/2020 Have contacted to funding authority and said that they are working on it.</p> <p>21/10/2020 Waiting for the results</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |
| 18.03.19 | 1/2019/23 | <p>That Council;</p> <p>1. Endorse the Weir raising project in accordance with the approved Safe and Secure funding project</p> <p>2. Continues to investigate options for providing improved water supply security for Walgett.</p> | DETS | <p>19.03.2019 Tender document preparation being finalised</p> <p>16.06.19 Tenders have been evaluated and waiting for an additional funding for \$543,000 as the bidder amount is higher than allocated budget</p> <p>11.7.2019 negotiation for contractual qualification is in progress and will be finalised by 19<sup>th</sup> July 2019.</p> <p>9.09.2019 An additional funding application has been lodged.</p> <p>22.10.019 Contract will be awarded after October 2019 Council meeting</p> <p>12.11.2019 Contract has been awarded to a company called Pensar Pty Ltd. And waiting for work program and agreement document</p> <p>14.02.20 work in progress</p> <p>17.03.2020 work in progress</p> <p>20.05.2020 Construction works in progress</p> <p>9/6/2020 about 40 % work completed</p> <p>22.7/2020 80 % work completed</p> <p>16/9/2020 concrete work in fish way in progress</p> <p>21/10/2020 Fishway concrete work and piles completed. Other items are in progress</p>                                                                                                                                                                                                   |  |
| 18.03.19 | 1/2019/25 | <p>That Council adopt the alternative solution 4, as outlined in the report.</p>                                                                                                                                                     | DETS | <p>19.03.2019 Further report will be submitted for council Consideration.</p> <p>16.06.19 Report to build the bridge on an alignment just downstream from the existing bridge will be submitted on 25 June 2019 Council meeting,</p> <p>11.7.19 Council is planning to carry out second community consultation</p> <p>20.08.19 Deed agreement is in progress</p> <p>9.09.2019 Physical works will be commenced from Jan 2020</p> <p>12.11.2019 Contractor has been notified about the change of bridge alignment. The bridge will be built on the existing bridge alignment.</p> <p>14.02.20 Bridge construct starts March 2020</p> <p>17.03.2020 Project is on hold due to weather</p> <p>20.04.2020 work in progress</p> <p>20.05.2020 Contractor has been notified about the change of bridge alignment. The bridge will be built on the old alignment.</p> <p>9.6.2020 Waiting for contractors' new schedule.</p> <p>22/7/2020 Report will be tabled on July 2020 Council meeting</p> <p>16/9/2020 awaiting a response from legal advisor</p> <p>21/10/2020 Report will be tabled on October 2020 Council meeting for an approval to build the bridge along the existing alignment.</p> |  |
| 03.04.19 | 2/2019/20 | <p>That Council note and adopt Option 2 (following the existing Burranbaa Road (SR55) from Sherman's Way to Angledool Road (SR102). Follow the Angledool Road (SR102 the Ridge Road (RR426) to Collarenebri).</p>                    | DETS | <p>16.06.19 Community Consultation in progress</p> <p>11.07.2019 Documentation for second community consultation is in progress</p> <p>20.08.19 Revised report in progress</p> <p>9.09.2019 extra ordinary council meeting regarding the road project will be held on 10/09/2019</p> <p>14.02.20 Grant application in progress</p> <p>17.03.2020 Waiting for the grant application result</p> <p>20.04.2020 Waiting for the grant application result</p> <p>20.05.2020 Waiting for the grant application result</p> <p>9.6.2020 Waiting for the grant application result</p> <p>22.7.2020 Waiting for the grant application result</p> <p>16/9/2020 contacted with Funding authority and said that they are working on it.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                              |  |

WALGETT SHIRE COUNCIL AGENDA – 27 OCTOBER 2020 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  |
|----------|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| 03.04.19 | 2/2019/23  | That Council determines to make minor amendments to the Draft Walgett Shire Rural Residential Strategy that reflect "Lightning Ridge Candidate Area B" is the most appropriate site based on community consultation and the limited number of potential lots (4 stated in the strategy) for "Lightning Ridge Candidate Area C".                                                                                                                                                                                                                                                                                                                                                                                                                         | DES  | 21/10/2020 Waiting for the grant application results<br><br>November 2019 Final DRAFT to be reviewed by DoPE. Bridging document is currently being drafted by TP consultant.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |  |
| 25.06.19 | 5/2019/29  | RFT 18/003 Design and Construction of Goangra Bridge                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | DETS | 11.07.19 Council resolution to construct the bridge upstream of the existing bridge. Site visited planned for 19 <sup>th</sup> July 2019<br>20.08.19 Waiting for deed agreement<br>9.09.2019 Construction will be started from Jan 2020.<br>11.12.2019 Contractor has confirmed that the project will be commenced from March 2020<br>14.02.20 Construction starts from March 2020<br>17.03.2020 work is on hold due to river water<br>20.04.2020 work is on hold due to river water<br>20.05.2020 Contractor has been notified about the change of bridge alignment. The bridge will be built on the old alignment.<br>9.6.2020 Waiting for contractor's updated schedule<br>22.7.2020 Supplementary report will be tabled on July 2020 Council Meeting.<br>16/9/2020 Report will be submitted in October 2020 meeting as council waiting for legal advisor on the tendering matter.<br>21/10/2020 Submitted report for October 2020 Council meeting. |  |
| 29.10.19 | 10/2019/16 | 1. That Council staff contact Infrastructure NSW and request a variation to the funding deed to allow the new bore to be equipped with an electric submersible pump and associated pipework.<br>2. That Council allocate 80-90 thousand for further drilling of the Cumborah Bore.                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | DETS | 12.11.2019 waiting for comments from Cumborah community<br>11.12.2019 meeting with Cumborah community on 9/12/2019. The community wants to use the remaining budget for infrastructure not for the further drilling.<br>14.02.20 waiting for proposal<br>17.03.2020 Waiting for design for pipe work<br>20.04.2020 Pump installation is in progress<br>9.6.2020 Pump installation in process<br>20.05.2020 no further drilling of the Cumborah bore. Received a scope of works for reticulation system and will be submitted the proposal in May 2020 Council meeting<br>9.6.2020 No further drilling will be done. Installation of a new pump in process<br>22.7.2020 Pump and 22 Kl tank installed.<br>16/9/2020 Completed to install tanks and pump. Waiting for the PWA for cooperation cost calculation.<br>21/10/2020 Operation cost has been estimated and preparing for a community consultation.                                              |  |
| 17.12.19 | 12/2019/4  | Council investigate the options of highlighting Mr Frederick York Wolseley's contribution towards the shearing industry in the form of a monument and associated historical information                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | GM   | GM investigating tourist possibilities                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |
| 25.02.20 | 1/2020/12  | 1. Council participate in the Museums & Galleries of NSW – Museum Advisors Program.<br>2. The Chief Financial Officer arrange to engage a suitably qualified and highly recommended advisor for the program.<br>3. Other organisations in the shire having heritage/cultural and museum collections and facilities be invited to participate in the program<br>4. Funding of \$10,000 be allocated annually and indexed for the next six (6) years.                                                                                                                                                                                                                                                                                                     | GM   | Awaiting information for advisors                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  |
| 24.03.20 | 2/2020/11  | (1) Council includes the road corridor (known as "Mission Road" – Wimbledon Road) located between the Kamilaroi and Castlereagh Highways in its entirety within its public road network and amend its Rural Road Map accordingly<br>(2) Council proposes the naming of the road corridor in its entirety as being Wimbledon Road (SR 64).<br>(3) Council undertake the notification/consultation and associated processes as per applicable legislation and Geographical Names Board of NSW policy and guideline documentation<br>(4) Council advise the Crown of its intentions to include the road corridor within its public road network and to seek the road corridor's inclusion within the Legal Roads Network Project with a standard 60m width | DETS | 20.04.2020 Preparation for Community Consultation is in progress<br>20.5.2020 Due to Covid 19, it has not been done<br>9.6.2020 Work in progress<br>22.7.2020 Work in progress<br>16.9/2020 Work on hold due to some other urgent commitments                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |  |
| 28.04.20 | 3/2020/15  | That Council endorse Council Officers to advertise and write to owners of businesses that they believe require this Annual Fire Safety certificate, on the basis of the report to complete a tender for Council, but offsetting travel and accommodation costs for active community Business Owners whom wish to part of the process.                                                                                                                                                                                                                                                                                                                                                                                                                   | DES  | In action.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  |

WALGETT SHIRE COUNCIL AGENDA – 27 OCTOBER 2020 – ORDINARY COUNCIL MEETING

|          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |      |                                                                                                                                                                                                                                                                                                                                                                        |  |
|----------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| 28.04.20 | 3/2020/24  | That Council accepts the new location on the alignment 40 metres downstream of the existing bridge to build 80 m bridge at the cost of 1,590,256 including GST.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | DETS | 20.05.2020 Contractor has been notified about the change of bridge alignment. The bridge will be built on the old alignment.<br>9.6.2020 Work in process<br>22.7.2020 Waiting for response from Crown land<br>16.9/2020 waiting for legal advice from legal party.<br>21/10/2020 Received an advice not to change the alignment due to heritage and contractual issues |  |
| 26.05.20 | 4/2020/24  | 1.Council exercise its option to renew agreement with the owner of Shop 4, 12 Opal Street Lightning Ridge, Lot 111, DP 778049 being Opal Court ,for a further 3 year period, (with a further 3 year option).<br>2. Council investigate the feasibility of leasing additional office space and report back to the next Council meeting.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | GM   | Investigating<br>16.09.20 GM to provide a report to Council                                                                                                                                                                                                                                                                                                            |  |
| 23/06/20 | 5/2020/18  | 1.Accept the Planning Proposal to amend the Walgett Local Environmental Plan 2013 by allowing a dwelling to be an additional permitted use for Lot 2 DP 1153975 located at Crystal Road, Lightning Ridge in Schedule 1 of the Walgett Local Environmental Plan 2013;<br>2. Forward the Planning Proposal to NSW Planning, Industry & Environment with a request for a Gateway Determination;<br>3. Request delegation from the Minister to “make” the amendment to the Walgett Local Environmental Plan 2013;<br>4.Give delegation to the General Manager to make any minor alterations as requested by NSW Planning, Industry & Environment; and<br>5. Undertake the state agency and public consultation as per the requirements of the Gateway Determination and Schedule 1, Clause 4 of the Environmental Planning & Assessment Act 1979 | DES  | Documentation with DPIE                                                                                                                                                                                                                                                                                                                                                |  |
| 25/08/20 | 9/2020/19  | That Council note and accept the proposal to implement the 40 km/h speed zone in Walgett CBD in following sections of the roads:<br>i. Fox street between Eureka Street and Warrena Street<br>ii. Wee Waa Street between Peel Street and Pit Street                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | DETS | 16.9.2020 discussed in Traffic Committee meeting held on 10 <sup>th</sup> September 2020 and advised to send council resolution to all traffic committee members.<br>21/10/2020 Engineering department in process for community consultation                                                                                                                           |  |
| 25/08/20 | 9/2020/23  | 1. Prepare a Planning Proposal to amend the Walgett Local Environmental Plan 2013 by relocating “intensive plant agriculture” from Permitted with consent to Permitted without consent in the RU1 Primary Production zone.<br>2. Forward the planning proposal to NSW planning, industry & environment with a request for a gateway determination;<br>3. Request delegation from the Minister to “make” the amendment to the Walgett Local Environmental Plan 2013;<br>4. Give delegation to the General Manager to make any minor alterations as requested by NSW Planning, Industry & Environment; and<br>5. Undertake the state agency and public consultation as per the requirements of the Gateway Determination and Schedule 1, Clause 4 of the Environmental Planning & Assessment Act 1979.                                         | DES  |                                                                                                                                                                                                                                                                                                                                                                        |  |
| 25/08/20 | 9/2020/24  | 1. Consider the submissions on behalf of Council, and apply any appropriate condition or refer back to Council,<br>2. Consider the comment from NSW Police and apply the appropriate conditions as requested by NSW Police,<br>3. Approve the development consent conditions for DA2020/010, being the construction of a Visitor Information centre on Lots 78 & 79 DP 820469 known as 2 Bill O'Brien Way, Lightning Ridge per the recommendation of the Assessment Report.                                                                                                                                                                                                                                                                                                                                                                  | DES  |                                                                                                                                                                                                                                                                                                                                                                        |  |
| 22/09/20 | 11/2020/16 | 1. That Council note and accept the Rowena Flood Study and Floodplain Risk Management Study and Plan.<br>2. That Council authorise Director Engineering / Technical Services to conduct a community consultation.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | DETS | 21/10/2020 Scheduled community consultation on 14/10/2020 at 1:30 pm. Nobody did attend the consultation session.                                                                                                                                                                                                                                                      |  |
| 22/09/20 | 11/2020/18 | Council conduct the appropriate public consultation regarding the renaming of Hare Street, Carinda to Patty Cake Street, Carinda in compliance with NSW Address Policy and User Manual October 2019 and report back to Council.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | DETS | 21/10/2020 Consultation in progress                                                                                                                                                                                                                                                                                                                                    |  |

## 10.1.2 CIRCULARS RECEIVED FROM NSW OFFICE OF LOCAL GOVERNMENT

**REPORTING SECTION:** Executive  
**AUTHOR:** Michael Urquhart  
**FILE NUMBER:** 12/14-03

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**Summary:**

Copies of circulars received from the Local Government Office Department of Premier and Cabinet are attached for Councillors information. Circulars are emailed to Councillors when published from LGNSW.

**Background:**

The General Manager has flagged the following circulars as requiring the particular attention of Councillors:

- 20-37 Status of special COVID-19 measures

**Governance Issues:**

All circulars have Governance implications. Where necessary the subject of particular circulars will be raised in following reports.

**Stakeholders:**

Councillors and Walgett Shire Council staff

**Financial Implications:**

Obviously some circulars will have a financial impact and where this is the case, Councillors particular attention will be drawn to them.

**Conclusion:**

Council will need to comply with the various requirements set out in the circulars.

| Circulars Received From the NSW Office of Local Government                                                                                                                                                                                             |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the information contained in the following Departmental circular 20-37 from the Local Government Division Department of Premier and Cabinet be received and noted.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Circulars



Office of  
Local Government

## Circular to Councils

|                             |                                                                                                                                                                                                                                                                                                                                     |
|-----------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Circular Details</b>     | 20-37 / 22 September 2020 / A723972                                                                                                                                                                                                                                                                                                 |
| <b>Previous Circulars</b>   | 20-09 Compliance with social distancing requirements to limit the spread of the COVID-19 virus at council and committee meetings<br>20-12 Modification of statutory requirements in response to the COVID-19 pandemic<br>20-28 Rules on attendance at council and committee meetings during the COVID-19 pandemic as of 1 July 2020 |
| <b>Who should read this</b> | Councillors / General Managers / All council staff                                                                                                                                                                                                                                                                                  |
| <b>Contact</b>              | Council Governance / 02 4428 4100 / <a href="mailto:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a>                                                                                                                                                                                                                                      |
| <b>Action required</b>      | Information / Response to OLG / Council to Implement                                                                                                                                                                                                                                                                                |

## Status of special COVID-19 measures

## What's new or changing

- Amendments have been made to the *Local Government (General) Regulation 2005* (the Regulation) to:
  - extend the period during which the special COVID-19 pandemic provisions of the *Local Government Act 1993* (the Act) apply, and
  - postpone the repeal of the COVID-19 pandemic regulation-making power in the Act.
- The regulations made under the COVID-19 pandemic regulation-making power on 17 April 2020 prescribing the measures notified in [circular 20-12](#) expire on 18 October 2020.

## What this will mean for your council

- The Regulation extends the "prescribed period" for the purposes of sections 747A and 747AB of the Act to the end of **25 March 2021**.
- Section 747A provides that during the prescribed period, a requirement for councillors or others to attend a meeting is satisfied if the meeting is held in whole or in part remotely using audio visual links.
- Section 747AB limits the ability of councils to commence proceedings to recover unpaid rates and charges during the prescribed period unless certain steps have been taken to identify and address financial hardship.
- The measures prescribed on 17 April 2020 under section 747B of the Act in response to the COVID-19 pandemic notified in circular 20-12, automatically expire on 18 October 2020.
- The amendments made to the Regulation on 17 April 2020 removing requirements for newspaper advertising also notified in [circular 20-12](#) are ongoing and will continue to apply after the COVID-19 pandemic passes.

## Key points

- Councillors and council staff may attend council and committee meetings in person. However, councils must continue to allow councillors and staff to attend and participate in meetings by audio visual links where it is reasonably practicable to do so.

Office of Local Government  
5 O'Keefe Avenue NOWRA NSW 2541  
Locked Bag 3015 NOWRA NSW 2541  
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209  
E [olg@olg.nsw.gov.au](mailto:olg@olg.nsw.gov.au) W [www.olg.nsw.gov.au](http://www.olg.nsw.gov.au) ABN 20 770 707 468

- Members of the public are permitted to attend meetings. However, councils must not allow persons to attend a meeting if the size of the meeting venue is insufficient to ensure there is 4 square metres of space for each person attending the meeting.
- Councillors and council staff are not to be counted when calculating the space available for each person at the meeting venue and the number of persons who are attending a meeting.
- Where councils exclude members of the public from meetings, they must livestream their meetings using audio-visual links to satisfy the requirement under section 10 of the Act for members of the public to be permitted to “attend” meetings.

**Where to go for further information**

- For further information please contact the Council Governance Team on 02 4428 4100 or by email at [olg@olg.nsw.gov.au](mailto:olg@olg.nsw.gov.au).



**Tim Hurst**  
**Deputy Secretary**  
**Local Government, Planning and Policy**

### 10.1.3 IMPORTANT DATES - UPCOMING MEETINGS AND EVENTS

**REPORTING SECTION:** Executive  
**AUTHOR:** Michael Urquhart  
**FILE NUMBER:** 12/14-03

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**Summary:**

A list of upcoming meetings and events is provided for Councillors to make notes of to avoid any clashes of commitments.

**Discussion (including issues and background):**

This report allows Councillors and senior management staff to plan their activities and spread their work load having regard to upcoming commitments. It also avoids situations where some Councillors missed meetings or are not aware of when they have been scheduled. In addition, outside organisations have been requested to send meeting notice and minutes direct to Council's various representatives. Where notification is received meeting dates will be listed on the strategic tasks, events and meetings calendar and the representative(s) names flagged.

**Current Position:**

Councillors are requested to raise any queries prior to the meetings listed.

**Governance issues:**

Good governance centres in part on good communication and forward planning. Councillors are requested to advise the General Manager's Executive Assistant of any coming community or Councillor function so as to avoid any clashes of commitments.

**Environmental issues:**

Not applicable

**Stakeholders:**

Councillors and Walgett Shire Council staff

**Alternative Solutions/Options:**

Not applicable

**Conclusion:**

Provided there are no changes it is appropriate to receive and note the information.

| Important Dates For Councillors - Upcoming Meetings & Events                                                                                              |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council receive and note the list of upcoming meetings and events.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**IMPORTANT DATES - Upcoming Meetings and Events**

| DATE             | MEETING/FUNCTION                | LOCATION        | NOTES                                         |
|------------------|---------------------------------|-----------------|-----------------------------------------------|
| 16 November 2020 | CMCC Meeting                    | Lightning Ridge | CMCC Councillors                              |
| 24 November 2020 | CMCC opening of biocontrol unit | Lightning Ridge | CMCC Councillors                              |
| 24 November 2020 | Council Meeting                 | Chambers        | Councillors, GM and Executive Staff to attend |
| 15 December 2020 | Council Meeting                 | Chambers        | Councillors, GM and Executive Staff to attend |

## 10.1.4 CLOSEDOWN OF ADMINISTRATION OVER FESTIVE SEASON

**REPORTING SECTION:** Executive Department  
**AUTHOR:** Michael Urquhart  
**FILE NUMBER:** 18/260

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**Summary:**

It is considered efficient for the majority of Council's operations to close down for the work days between Christmas and New Year's Day. It also suits the needs of the majority of staff to plan holidays during the Festive Season.

**Discussion (including issues and background):**

This year Christmas Day falls on Friday 25<sup>th</sup> December, Boxing Day on Monday 28<sup>th</sup> December, 2020 and New Year's Day on Friday 1<sup>st</sup> January 2021.

It is proposed to closedown Council's administrative buildings from Monday 21<sup>st</sup> December 2020 to Friday 1<sup>st</sup> January 2021 inclusive. In addition a shutdown period will be put in place for all Outdoor Staff and skeleton crews will be in place to handle essential services and respond to emergencies during this period.

For the seven (7) days of the closedown staff are required to take leave and/or to utilise accumulated flexi-time. During the closedown essential service staff remain on duty in the garbage and water/sewer service areas and emergency service staff are rostered to be on call in other areas of Council operations.

**Relevant Reference Documents:**

Public Holidays Act 2010

**Stakeholders:**

Council staff and residents

**Financial Implications:**

As staff will be required to take either annual leave or accumulative flex-time during the shutdown period. Staff rostered to work during the period attracts payment of applicable rates of pay.

| Closedown of Administration over Festive Season 2020/2021                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <ol style="list-style-type: none"><li>1. Council operations (Administration Buildings) close for a period of 2 weeks from Monday 21<sup>st</sup> December 2020 to Friday 1<sup>st</sup> January 2021 inclusive and the General Manager and Directors make satisfactory arrangements for the maintenance of essential services and provision of emergency call out services.</li><li>2. The closedown period be effectively notified to residents along with details of essential service and emergency call out arrangements.</li><li>3. Note the shutdown period for all outdoor Staff will be put in place to coincide with the commencement of the skeleton crews.</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |



**Attachments:**

Schedule of 2020-2021 Public Holidays from NSW Government Industrial Relations Website

Holidays for NSW under the [Public Holidays Act 2010](#)

|                              | 2020                  | 2021                  | 2022                 |
|------------------------------|-----------------------|-----------------------|----------------------|
| New Year's Day               | Wednesday, 1 January  | Friday, 1 January     | Saturday, 1 January  |
| Christmas Day public holiday | Friday, 25 December   | Saturday, 25 December | Sunday, 25 December  |
| <sup>3</sup> Additional Day  |                       | Monday, 27 December   | Tuesday, 27 December |
| Boxing Day                   | Saturday, 26 December | Sunday, 26 December   | Monday, 26 December  |
| <sup>3</sup> Additional Day  | Monday, 28 December   | Tuesday, 28 December  |                      |

<sup>1</sup> Retail bank branches and certain financial institutions are required to remain closed on the first Monday in August (Bank Holiday) **unless otherwise exempt** - see [Part 3A](#) of the [Retail Trading Act 2008](#). 'Bank Holiday' is included in this list because it has implications for the staffing of these institutions. See the [Banks and Financial Institutions](#) page of the Fair Trading website. **Bank Holiday is not a declared public holiday.**

<sup>2</sup> The public holiday standard in the [Public Holidays Act 2010](#) provides that when Australia Day (26 January) falls on a Saturday or Sunday, there will be no public holiday on that day and instead the following Monday is to be the public holiday.

<sup>3</sup> The public holiday standard in the Act provides that when New Year's Day, Christmas Day or Boxing Day falls on a Saturday or Sunday there is to be an additional public holiday on the following Monday or Tuesday.



### 10.1.5 PECUNIARY INTEREST RETURNS 2019/2020

**REPORTING SECTION:** Executive Services  
**AUTHOR:** Michael Urquhart  
**FILE NUMBER:** 18/260

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**Summary:**

In accordance with Clause 4.21 of the Walgett Shire Council Code of Conduct (section 440AAA of the Local Government Act 1993) all Councillors, General Manager and other designated persons must complete the ordinary return each year.

**Background:**

Section 421 (b) of the Model Code, states “A Councillor or designated person holding that position as at 30 June in any year must complete and lodge with the General Manager within 3 months after that date a return in the form prescribed by the regulations”.

**Current Position:**

The information collected is for compliance with the Local Government Act 1993 and the completed returns must be lodged with the General Manager by the 30<sup>th</sup> September 2020.

New Councillors and designated persons must complete and lodge with the General Manager, within 3 months after becoming a councillor or designated person, a return in the form prescribed by the regulations (Section 421 (a) of the Code of Conduct.

In accordance with Section 425 the register of completed returns is tabled for information.

**Governance issues:**

Council has adopted the Model Code of Conduct in accordance with Section 440 AAA of the Local Government Act 1993 and must comply with the provisions as outlined.

**Stakeholders:**

Walgett Shire Council Councillors  
Walgett Shire Council Designated Staff

**Conclusion:**

The pecuniary interest returns will be tabled on the day.

| Pecuniary Interest Returns                                                                                                             |
|----------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the General Managers report be received and noted.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

The annual pecuniary interest return will be tabled at the September 2020 Meeting.



## 10.1.6 COMMUNITY SATISFACTION SURVEY RESULTS

**REPORTING SECTION:** Executive  
**AUTHOR:** Michael Urquhart - General Manager  
**FILE NUMBER:** 18/260

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### **Summary:**

The community satisfaction survey results are presented to Council for its information.

### **Background:**

Council in 2020 engaged community research company Micromex Research to undertake a survey to assess the communities overall satisfaction with Councils performance in terms of services and facilities. The survey also identifies the highest priorities for residents and the most valued aspects of the area, and resident attitudes.

The phone survey is a way of collecting information from a sample, a cross section of the community which ultimately represents the view of the whole community. One advantage of the phone survey is it generally has a much higher response than a paper survey as participants can seek clarification and ask questions about the survey.

A large number of Councils in NSW conduct annual satisfaction surveys to check their resident's level of satisfaction with Council's performance, and identify which services need improvement. The survey helps Council compare year on year results and against the NSW regional average.

### **Current Position:**

Micromex carried out the phone survey from 20<sup>th</sup> to 30<sup>th</sup> July 2020 phoning 227 residents on both landline and mobile. The survey questions are generally the same for each LGA and this provides Micromex with a regional data set for comparison.

In summary results of the survey show the Walgett Shire communities highest priorities as being:

- Roads, and kerb and guttering
- Encouraging tourism
- Water quality and supply
- Improved communication/planning and Council management

The top five (5) services and facilities receiving the highest community satisfaction were:

- Libraries
- Sewerage
- Swimming pools
- Cemeteries
- Council buildings

The five (5) services or facilities receiving the least satisfaction were:

- Unsealed roads
- Development (Economic)
- Town planning
- Sealed roads
- Animals, weeds and pest management

While the most valued aspects of the shire is all about where we live and the environment:

- Community/family/friends

- Freedom/open space
- Atmosphere
- Lifestyle
- Natural environment and climate

**Relevant Reference Documents:**

Micromex – Community Research Document

**Stakeholders:**

Walgett Shire Council  
Walgett Shire Community  
Micromex Research

**Financial Implications:**

The budget 20/21 budget made provision for \$12,000 expenditure.

**Legal issues:**

No legal issues have been identified.

**Alternative solutions:**

NIL

**Conclusion:**

The survey is an excellent tool used by many LGA's to gauge Council and management performance as viewed by the community.

| Community Satisfaction Survey Results                                                                                                                                                                |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council receive and note the General Managers report detailing the results of the community satisfaction survey.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachment:**

Micromex presentation.  
Refer to attachment document – PART A

## 10.2 CHIEF FINANCIAL OFFICER

### 10.2.1 MONTHLY OUTSTANDING RATES – AS AT 30<sup>th</sup> SEPTEMBER 2020

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Kevin Dunshea – Rates Clerk  
**FILE NUMBER:** 12/14-03

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**Summary:**

Council's debt recovery policy is aimed at having outstanding rates and annual charges debts recovered in a timely manner to support Council in its objectives by providing sufficient funding to enable the continued provision of services to the local government area. The aim of this process is to achieve a recovery of rates and annual charges levied in any given financial year of greater than 90%.

**Background:**

Council is obliged to report on a number of Key Performance Indicators (KPIs) as part of their statutory reporting regime. One of these KPIs is the Rates, Annual Charges, Interest & Extra Charges Outstanding Percentage. The purpose of this KPI is "to assess the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts."

All NSW councils are categorised into Groups. Walgett Shire Council is classified as a Group 10 Council. Each KPI is benchmarked and the benchmarks vary between Council groups. Group 10 Councils should achieve a KPI of less than 10% for the Rates, Annual Charges, Interest & Extra Charges Outstanding Percentage by the end of each financial year.

**Current Position:**

Collection of the prior years levy and arrears as at 30th September 2020 is 30.76% which is 7.63% less than the previous year's collection at 30th September 2019 of 38.39%. Collections have increased in the first 7 days of October with a total of 36.13% collected.

As mentioned in the report to the September 2020 Council meeting it should be noted that the Office of Local Government in its Circular No: 20-12 of 17 April 2020 (Modification of statutory requirements in response to the COVID-19 pandemic) advised that regulations had been made under section 747B of the Local Government Act 1993 to temporarily modify the application of the Act in response to the COVID-19 pandemic.

As a result of the modifications mentioned above and at the September meeting the first due date for 2020-2021 was 30 September and not 31 August and debt recovery action has been temporarily suspended, with no statutory interest being charged on overdue amounts for the first half of the 2020-2021 financial year.

**Relevant Reference Documents/Policies:**

Outstanding Rates Report.

**Governance issues:**

Council is obliged to act in the community's best interest and to ensure adequate service provision is upheld through measures of sustaining, maintaining and improving long term financial sustainability. A key area is to show the ongoing effective management of outstanding rates and annual charges recovery by reducing the outstanding rates percentage to an acceptable benchmarked value each year.

**Environmental issues:**

Nil

**Stakeholders:**

Walgett Shire Council Community

Walgett Shire Ratepayers

Walgett Shire Council

**Financial Implications:**

The recovery of rates and charges is a key performance indicator that is analysed by external bodies such as Treasury Corp in conjunction with the Local Government Review Panel. Efforts to improve and lower the levels of outstanding rates and charges strengthen Walgett Shire Council's long term financial position.

**Alternative Solutions/Options:**

There are no alternative solutions or options.

**Conclusion:**

The report recommends that Council note the outstanding rates and annual charges percentage and the extraordinary circumstances in reference to the impacts of the world-wide COVID-19 Pandemic Crisis.

| Monthly Outstanding Rates Report                                                                                                                                    |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation</b></p> <p>The 30<sup>th</sup> September 2020 outstanding rates report be received and noted.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

Monthly Report - Outstanding Rates Report

## Monthly Report - Outstanding Rates &amp; Annual Charges as at 30 September 2020

## Report on Rates and Annual Charges - 30 September 2020

|                                                         | 8 October 2020        | 30 September 2020     | 30 September 2019     |
|---------------------------------------------------------|-----------------------|-----------------------|-----------------------|
| Arrears from previous year                              | 1,073,123.02          | 1,073,123.02          | 905,134.18            |
| Adjustment                                              |                       |                       |                       |
| Sub Total                                               | 1,073,123.02          | 1,073,123.02          | 905,134.18            |
| <b>Current Year Activity</b>                            |                       |                       |                       |
| Legal fees (including write off's)                      | 0.00                  | 0.00                  | 9,201.00              |
| Adjusted Levy                                           | 9,827,574.43          | 9,827,574.43          | 9,650,051.73          |
| Interest (including write off's)                        | (284.76)              | (284.76)              | 13,746.81             |
| Adjustments (including Write Off's)                     | (260.86)              | (260.86)              | 3,193.81              |
| Sub Total                                               | 9,827,028.81          | 9,827,028.81          | 9,674,193.35          |
| <b>Total Arrears and Adjusted Levy</b>                  | <b>10,900,151.83</b>  | <b>10,900,151.83</b>  | <b>10,579,327.53</b>  |
| <b>Payments</b>                                         | <b>(3,741,037.15)</b> | <b>(3,156,586.84)</b> | <b>(3,873,167.70)</b> |
| Pensioner Concessions - Govt                            | (96,523.65)           | (96,523.65)           | (83,262.29)           |
| Pensioner Concessions - Council                         | (78,978.05)           | (78,978.05)           | (76,323.84)           |
| Discount                                                | 0.00                  | 0.00                  | 0.00                  |
| Special Rebate Council                                  | (21,212.50)           | (21,212.50)           | (18,806.00)           |
| Sub Total                                               | (3,937,773.35)        | (3,353,301.04)        | (4,081,581.83)        |
| <b>Total Remaining Levy</b>                             | <b>\$6,962,380.48</b> | <b>\$7,546,850.79</b> | <b>\$6,517,745.70</b> |
| <b>Current</b>                                          | <b>5,935,371.24</b>   | <b>6,505,119.46</b>   | <b>5,638,976.45</b>   |
| Arrears                                                 | 688,936.16            | 702,761.12            | 607,199.64            |
| Interest b/f from previous years                        | 190,566.60            | 190,933.00            | 95,644.06             |
| Current year interest                                   | 0.00                  | 0.00                  | 13,576.89             |
| Legals                                                  | 147,506.48            | 148,037.21            | 162,548.66            |
| <b>Total Remaining Levy</b>                             | <b>\$6,962,380.48</b> | <b>\$7,546,850.79</b> | <b>\$6,517,745.70</b> |
| <b>Variance</b>                                         | <b>50.00</b>          | <b>-50.00</b>         | <b>-50.00</b>         |
| <b>Total YTD Collected</b>                              |                       |                       |                       |
| Collected YTD % of Levy, Arrears, Interest & Legal Fees | 36.13%                | 30.76%                | 38.39%                |
| Collected YTD % of Levy                                 | 38.07%                | 32.12%                | 40.04%                |

\*\*\* COVID-19/Pandemic Crisis \*\*\*  
 (Extraordinary Event in Time)

Note (1) 2020-2021 Rates and Charges levied in accordance with O.G Circular 20-12/ 17 April 2020 (1st instalment/Payment in Full - Due Date: 30 September 2020)  
 Note (2) 0.00% p.a. statutory interest from 1 July 2020 to 31 December 2020 (Re: O.G Circular 20-19/ 26 May 2020)

## 10.2.2 CASH & INVESTMENTS FOR THE PERIOD ENDING 31ST AUGUST 2020

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Shirley Burraston – Management Accountant  
**FILE NUMBER:** 09/1460

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### Summary:

This report provides a summary and analysis of Council's cash and investments for the period ending 30<sup>th</sup> September 2020.

### Background:

The investment portfolio consists of on-call bank accounts, fixed rate interest bearing deposits and variable or floating rate interest bearing deposits. The portfolio is regularly reviewed in order to maximise investment performance and minimise risk. Council's investment portfolio does not have a secondary market available for the trading of investments and is not subject to share market volatility.

Comparisons are regularly made between existing investments and available products that are not part of Council's portfolio and meet Council policy guidelines. A comparison of Council's investment portfolio results is made on a monthly basis to that of other NSW Councils and Walgett Shire's results continue to show a favourable result although more recent investments are attracting very low interest rates.

All investments are compliant with the Relevant Reference Documents and Policies listed in this report.

### Current Position:

Council at month end held a total of \$32,721,842.88 in on-call and interest bearing deposits with financial institutions in Australia. All investments are held with approved deposit taking institutions with a short term rating A-1+/BBB or higher. Council does not have any exposure to unrated institutions.

### Maturity Compliance as at 30<sup>th</sup> September, 2020

| Compliant | Issuer        | Rating | Invested (\$)       | Invested (%) | Max. Limit (%) | Available (\$) |
|-----------|---------------|--------|---------------------|--------------|----------------|----------------|
| Yes       | CBA           | AA-    | \$4,721,843         | 14.43%       | 40%            | \$8,366,894    |
| Yes       | NAB           | AA-    | \$4,000,000         | 12.22%       | 40%            | \$9,088,737    |
| Yes       | Westpac       | AA-    | \$1,000,000         | 3.06%        | 40%            | \$12,088,737   |
| Yes       | ING Bank      | A      | \$500,000           | 1.53%        | 40%            | \$12,588,737   |
| Yes       | BOQ           | BBB+   | \$12,000,000        | 36.67%       | 40%            | \$1,088,737    |
| Yes       | AMP Bank      | BBB    | \$6,000,000         | 18.34%       | 40%            | \$7,088,737    |
| Yes       | IMB Bank      | BBB    | \$500,000           | 1.53%        | 40%            | \$12,588,737   |
| Yes       | ME Bank       | BBB    | \$1,000,000         | 3.06%        | 40%            | \$12,088,737   |
| Yes       | MyState       | BBB    | \$1,000,000         | 3.06%        | 40%            | \$12,088,737   |
| Yes       | Newcastle PBS | BBB    | \$2,000,000         | 6.11%        | 40%            | \$11,088,737   |
|           |               |        | <b>\$32,721,843</b> | <b>100%</b>  |                |                |

### Relevant Reference Documents/Policies:

Local Government Act (NSW), 1993  
 Local Government (General) Regulation 2005  
 Ministerial Investment Order 5<sup>th</sup> January 2016  
 Investment Policy (Revised and adopted in May 2019)

| Cash and Investments Holdings as at 30th September 2020 |                         |                                         |                             |                       |                    |                                  |                                                |
|---------------------------------------------------------|-------------------------|-----------------------------------------|-----------------------------|-----------------------|--------------------|----------------------------------|------------------------------------------------|
| Investment                                              | S&P/<br>Fitch<br>Rating | Investment<br>Final<br>Maturity<br>Date | Current<br>Interest<br>Rate | Interest<br>Frequency | Coupon<br>Maturity | Amount<br>Invested<br>Value (\$) | Accrued<br>Interest to<br>End of<br>Month (\$) |
| <u>On-Call Accounts</u>                                 |                         |                                         |                             |                       |                    |                                  |                                                |
| Commonwealth Bank                                       | A-1+                    | On Call                                 | 0.04%                       | Monthly               | EOM                | 1,514,909                        | Monthly                                        |
| Commonwealth Bank                                       | A-1+                    | On Call                                 | 0.00%                       | Monthly               | EOM                | 1,706,934                        | Monthly                                        |
| <b>Total On-Call Accounts</b>                           |                         |                                         |                             |                       |                    | <b>3,221,843</b>                 |                                                |
| <u>Term Deposits</u>                                    |                         |                                         |                             |                       |                    |                                  |                                                |
| Bank of Queensland                                      | BBB+                    | 6/07/2022                               | 3.50%                       | Maturity              | 2/07/2021          | 1,000,000                        | \$11,602.74                                    |
| Bank of Queensland                                      | A-2                     | 7/07/2021                               | 3.15%                       | Maturity              | 7/07/2021          | 1,000,000                        | \$10,442.47                                    |
| Bank of Queensland                                      | A-2                     | 14/10/2020                              | 3.15%                       | Maturity              | 12/10/2020         | 1,000,000                        | \$33,312.33                                    |
| Members Equity Bank                                     | BBB                     | 11/05/2022                              | 3.47%                       | Maturity              | 15/02/2021         | 1,000,000                        | \$24,622.74                                    |
| ING Direct                                              | A                       | 14/09/2021                              | 3.12%                       | Maturity              | 14/09/2020         | 500,000                          | \$17,566.03                                    |
| National Australia Bank                                 | AA-                     | 22/11/2021                              | 3.00%                       | Maturity              | 23/11/2020         | 1,000,000                        | \$28,191.78                                    |
| Newcastle Permanent Building<br>Society                 | BBB                     | 16/02/2022                              | 3.05%                       | Maturity              | 16/02/2021         | 1,000,000                        | \$21,475.34                                    |
| AMP Bank                                                | BBB+                    | 31/01/2024                              | 3.15%                       | Maturity              | 1/02/2021          | 1,000,000                        | \$23,387.67                                    |
| Newcastle Permanent Building<br>Society                 | BBB                     | 13/04/2022                              | 2.70%                       | Maturity              | 10/01/2021         | 1,000,000                        | \$1,479.45                                     |
| Bank of Queensland                                      | BBB+                    | 12/06/2024                              | 2.55%                       | Maturity              | 15/06/2021         | 1,000,000                        | \$9,641.10                                     |
| AMP Bank                                                | BBB+                    | 7/08/2024                               | 2.00%                       | Maturity              | 7/08/2020          | 1,000,000                        | \$24,712.32                                    |
| AMP Bank                                                | A-2                     | 25/11/2020                              | 1.65%                       | Maturity              | 25/11/2020         | 1,000,000                        | \$7,097.26                                     |
| Bank of Queensland                                      | A-2                     | 2/12/2020                               | 0.90%                       | Maturity              | 2/12/2020          | 1,000,000                        | \$2,983.56                                     |
| Bank of Queensland                                      | A-2                     | 18/11/2020                              | 0.88%                       | Maturity              | 18/11/2020         | 1,000,000                        | \$2,917.26                                     |
| Bank of Queensland                                      | A-2                     | 11/11/2020                              | 0.85%                       | Maturity              | 11/11/2020         | 1,000,000                        | \$2,817.81                                     |
| National Australia Bank                                 | A-1+                    | 29/10/2020                              | 0.85%                       | Maturity              | 29/10/2020         | 1,000,000                        | \$2,817.81                                     |
| National Australia Bank                                 | A-1+                    | 22/10/2020                              | 0.85%                       | Maturity              | 22/10/2020         | 1,000,000                        | \$2,817.81                                     |
| Bank of Queensland                                      | A-2                     | 4/11/2020                               | 0.85%                       | Maturity              | 4/11/2020          | 1,000,000                        | \$2,817.81                                     |
| Bank of Queensland                                      | A-2                     | 6/08/2025                               | 1.30%                       | Maturity              | 6/08/2021          | 1,000,000                        | \$3,063.01                                     |
| National Australia Bank                                 | A-1+                    | 16/12/2020                              | 0.70%                       | Maturity              | 16/12/2020         | 1,000,000                        | \$1,400.00                                     |
| AMP Bank                                                | A-2                     | 30/06/2021                              | 0.80%                       | Maturity              | 30/06/2021         | 1,000,000                        | \$1,446.58                                     |
| Bank of Queensland                                      | A-2                     | 3/03/2021                               | 0.75%                       | Maturity              | 3/03/2021          | 1,000,000                        | \$1,212.33                                     |
| AMP Bank                                                | A-2                     | 10/03/2021                              | 0.55%                       | Maturity              | 10/03/2021         | 1,000,000                        | \$768.49                                       |
| Bank of Queensland                                      | A-2                     | 17/03/2021                              | 0.70%                       | Maturity              | 17/03/2021         | 1,000,000                        | \$863.01                                       |
| Bank of Queensland                                      | A-2                     | 16/06/2021                              | 0.70%                       | Maturity              | 16/06/2021         | 1,000,000                        | \$863.01                                       |
| NAB Bank                                                | A-2                     | 13/01/2021                              | 0.60%                       | Maturity              | 31/01/2021         | 1,000,000                        | \$98.63                                        |
| AMP Bank                                                | A-2                     | 6/01/2021                               | 0.40%                       | Maturity              | 6/01/2021          | 1,000,000                        | \$263.01                                       |
| <b>Variable Rate Deposits</b>                           |                         |                                         |                             |                       |                    |                                  |                                                |
| Commonwealth Bank                                       | A-1+                    | 20/04/2021                              | 1.33%                       | Maturity              | 20/10/2020         | 500,000                          | \$1,883.49                                     |
| Commonwealth Bank                                       | AA-                     | 23/08/2021                              | 1.20%                       | Maturity              | 24/08/2020         | 500,000                          | \$2,627.06                                     |
| Commonwealth Bank                                       | AA-                     | 31/08/2021                              | 1.14%                       | Maturity              | 30/11/2020         | 500,000                          | \$968.22                                       |
| Westpac Bank                                            | AA-                     | 16/11/2021                              | 1.30%                       | Maturity              | 17/08/2020         | 1,000,000                        | \$5,902.32                                     |
| IMB Bank                                                | A-2                     | 11/02/2021                              | 0.89%                       | Maturity              | 14/08/2020         | 500,000                          | \$2,072.60                                     |
| <b>Total Term Deposits</b>                              |                         |                                         |                             |                       |                    | <b>29,500,000</b>                | <b>254,135</b>                                 |
| -                                                       |                         |                                         |                             |                       |                    |                                  |                                                |
| <b>Total Cash and Investments</b>                       |                         |                                         |                             |                       |                    | <b>32,721,843</b>                | <b>\$254,135.04</b>                            |



| <b>Overall Portfolio Maturity as at 30th September 2020</b> |                              |                              |                               |                           |
|-------------------------------------------------------------|------------------------------|------------------------------|-------------------------------|---------------------------|
| <b><u>Maturity Periods</u></b>                              | <b><u>Policy Minimum</u></b> | <b><u>Policy Maximum</u></b> | <b><u>% of Money held</u></b> | <b><u>Amount held</u></b> |
| Portfolio % < 1 year                                        | 40%                          | 100%                         | 69.44%                        | \$ 22,721,842.88          |
| Portfolio % > 1 year, < 3 years                             | 0%                           | 60%                          | 18.34%                        | \$ 6,000,000.00           |
| Portfolio % > 3 year, < 5 years                             | 0%                           | 40%                          | 12.22%                        | \$ 4,000,000.00           |
| Portfolio % > 5 years                                       | 0%                           | 10%                          | 0.00%                         | \$ -                      |
|                                                             |                              |                              | 100%                          | \$ 32,721,842.88          |

**Financial Implications:**

As per report

**Stakeholders:**

Walgett Shire Council  
Residents of Walgett Shire Council  
Financial Institutions

**Conclusion:**

At month end Walgett Shire Council's total cash and invested funds totalled \$32,721,842.88. There is a decrease of \$1,291,547.10 from the previous month. This decrease in the portfolio can be mostly attributed to ongoing major capital works without offsetting income in the month from the associated grants being received in September.

**Certification – Responsible Accounting Officer**

1. I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the *Local Government Act 1993*, clause 212 of the *Local Government (General) Regulation 2005*, the *Investment Order (of the Minister) 5<sup>th</sup> January 2016* and Council's Investments Policy.
2. I hereby certify that Council's cash book and ledger have been reconciled to the bank statement as at the end of month.

Tony Hughes

**Acting Chief Financial Officer – Responsible Accounting Officer****Cash and Investment Report as at 30th September, 2020****Recommendation:**

That the Investment report as at 30<sup>th</sup> September, 2020 be received and noted.

**Moved:****Seconded:**

### **10.2.3 GOVERNMENT INFORMATION PUBLIC ACCESS ACT (GIPA) – ANNUAL REPORT 19-20**

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Tony Hughes – Chief Financial Officer  
**FILE NUMBER:** TBA

---

**Summary:**

This report is provided to Council for adoption of its annual GIPA return.

**Background:**

On the 1<sup>st</sup> July 2010 the Government Information (Public Access) Act 2009 (GIPA Act) came into effect.

**Current Position:**

Council is required to prepare an annual report in accordance with the requirements of section 125 of the GIPA Act and clause 7 of the GIPA Regulation. The annual report is also required to include statistical information on formal access applications in the form required by Schedule 2 of the GIPA Regulation. Upon adoption of the attached annual report Council shall forward a Web link to the Information Commissioner.

**Governance issues:**

Council must comply with the reporting requirements under the GIPA Act and GIPA regulation.

**Environmental issues:**

NIL.

**Stakeholders:**

Walgett Shire Council  
Information and Privacy Commission New South Wales

**Financial Implications:**

NIL

**Conclusion:**

Council adopt the attached Annual Report.

| <b>Government Information Public Access Act – Annual report</b>                                                                                                                                                                                                                                                                                                   |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That:</p> <ol style="list-style-type: none"><li>1. That the Chief financial Officer's report be received</li><li>2. Council adopt the attached GIPA Annual Report for 2019/2020.</li><li>3. The Information Commissioner be sent a link to Council's 2019/2020 Annual Report</li></ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |



**Attachments:**

Annual report 19-20

10/21/2020

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Manual Entry

### Manual Entry

Clause 8(a): Details of the review carried out by the agency under section 7 (3) of the Act during the reporting year and the details of any information made publicly available by the agency as a result of the review

Review carried out by the agency

8(a) ☒ Yes ☐ No

Clause 8(b): The total number of access applications received by the agency during the reporting year (including withdrawn applications but not including invalid applications)

Total number of applications received

8(b) 0

Optional: Please add any further comment to support the response

Clause 8(c): The total number of access applications received by the agency during the reporting year that the agency refused, either wholly or partly, because the application was for the disclosure of information referred to in Schedule 1 to the Act (information for which there is conclusive presumption of overriding public interest against disclosure)

Number of Applications Refused      Wholly      Partly

file:///C:/Users/thughes/AppData/Local/Microsoft/Windows/Internet%20Options/Content.Outlook/WS7RW7KQ/GIPA Annual report 19-20.html

1/0

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0

0

Optional: Please add any further comment to support the response

Table A: Number of applications by type of applicant and outcome\*

|                                                           | Access<br>Granted<br>in Full | Access<br>Granted<br>in Part | Access<br>Refused<br>in Full | Information<br>not Held | Information<br>Already<br>Available | Refuse to<br>Deal with<br>Application | Refuse to<br>Confirm/Deny<br>whether<br>information is<br>held | Application<br>Withdrawn |
|-----------------------------------------------------------|------------------------------|------------------------------|------------------------------|-------------------------|-------------------------------------|---------------------------------------|----------------------------------------------------------------|--------------------------|
| Media                                                     | 0                            | 0                            | 0                            | 0                       | 0                                   | 0                                     | 0                                                              | 0                        |
| Members of<br>Parliament                                  | 0                            | 0                            | 0                            | 0                       | 0                                   | 0                                     | 0                                                              | 0                        |
| Private sector<br>business                                | 0                            | 0                            | 0                            | 0                       | 0                                   | 0                                     | 0                                                              | 0                        |
| Not for profit<br>organisations<br>or community<br>groups | 0                            | 0                            | 0                            | 0                       | 0                                   | 0                                     | 0                                                              | 0                        |
| Members of<br>the public (by<br>legal<br>representative)  | 0                            | 0                            | 0                            | 0                       | 0                                   | 0                                     | 0                                                              | 0                        |
| Members of<br>the public<br>(other)                       | 0                            | 0                            | 0                            | 0                       | 0                                   | 0                                     | 0                                                              | 0                        |

Optional: Please add any further comment to support the response

Table B: Number of applications by type of applicant and outcome\*

|                                          | Access<br>Granted<br>in Full | Access<br>Granted<br>in Part | Access<br>Refused<br>in Full | Information<br>not Held | Information<br>Already<br>Available | Refuse to<br>Deal with<br>Application | Refuse to<br>Confirm/Deny<br>whether<br>information is<br>held | Application<br>Withdrawn |
|------------------------------------------|------------------------------|------------------------------|------------------------------|-------------------------|-------------------------------------|---------------------------------------|----------------------------------------------------------------|--------------------------|
| Personal<br>information<br>applications* | 0                            | 0                            | 0                            | 0                       | 0                                   | 0                                     | 0                                                              | 0                        |

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|                                                                                        |   |   |   |   |   |   |   |   |
|----------------------------------------------------------------------------------------|---|---|---|---|---|---|---|---|
| Access applications (other than personal information applications)                     | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Access applications that are partly personal information applications and partly other | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

Optional: Please add any further comment to support the response

Table C: Invalid applications

| Reason for invalidity                                                         | No of applications |
|-------------------------------------------------------------------------------|--------------------|
| Application does not comply with formal requirements (section 41 of the Act)  | 0                  |
| Application is for excluded information of the agency (section 43 of the Act) | 0                  |
| Application contravenes restraint order (section 110 of the Act)              | 0                  |
| Total number of invalid applications received                                 | 0                  |
| Invalid applications that subsequently became valid applications              | 0                  |

Optional: Please add any further comment to support the response

Table D: Conclusive presumption of overriding public interest against disclosure: matters listed in Schedule 1 of Act

|                               | Number of times consideration used* |
|-------------------------------|-------------------------------------|
| Overriding secrecy laws       | 0                                   |
| Cabinet information           | 0                                   |
| Executive Council information | 0                                   |
| Contempt                      | 0                                   |
| Legal professional privilege  | 0                                   |
| Excluded information          | 0                                   |

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|                                                                  |   |
|------------------------------------------------------------------|---|
| Documents affecting law enforcement and public safety            | 0 |
| Transport safety                                                 | 0 |
| Adoption                                                         | 0 |
| Care and protection of children                                  | 0 |
| Ministerial code of conduct                                      | 0 |
| Aboriginal and environmental heritage                            | 0 |
| Privilege generally - Sch 1(5A)                                  | 0 |
| Information provided to High Risk Offenders Assessment Committee | 0 |

Optional: Please add any further comment to support the response

Table E: Other public interest considerations against disclosure: matters listed in table to section 14 of Act

|                                                                      | Number of times consideration used* |
|----------------------------------------------------------------------|-------------------------------------|
| Responsible and effective government                                 | 0                                   |
| Law enforcement and security                                         | 0                                   |
| Individual rights, judicial processes and natural justice            | 0                                   |
| Business interests of agencies and other persons                     | 0                                   |
| Environment, culture, economy and general matters                    | 0                                   |
| Secrecy provisions                                                   | 0                                   |
| Exempt documents under interstate Freedom of Information legislation | 0                                   |

Optional: Please add any further comment to support the response

Table F: Timeliness

|                                                                      | Number of applications* |
|----------------------------------------------------------------------|-------------------------|
| Decided within the statutory timeframe (20 days plus any extensions) | 0                       |
| Decided after 35 days (by agreement with applicant)                  | 0                       |
| Not decided within time (deemed refusal)                             | 0                       |

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Optional: Please add any further comment to support the response

Table G: Number of applications reviewed under Part 5 of the Act (by type of review and outcome)

|                                                                  | Decision varied | Decision upheld |
|------------------------------------------------------------------|-----------------|-----------------|
| Internal review                                                  | 0               | 0               |
| Review by Information Commissioner*                              | 0               | 0               |
| Internal review following recommendation under section 93 of Act | 0               | 0               |
| Review by NCAT                                                   | 0               | 0               |

Optional: Please add any further comment to support the response

Table H: Applications for review under Part 5 of the Act (by type of applicant)

|                                                                                                                   | Number of applications for review |
|-------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| Applications by access applicants                                                                                 | 0                                 |
| Applications by persons to whom information the subject of access application relates (see section 54 of the Act) | 0                                 |

Optional: Please add any further comment to support the response

Table I: Applications transferred to other agencies

|                                 | Number of applications transferred |
|---------------------------------|------------------------------------|
| Agency-Initiated Transfers      | 0                                  |
| Applicant - Initiated Transfers | 0                                  |



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Optional: Please add any further comment to support the response

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**10.2.4 PUBLIC INTEREST DISCLOSURE – ANNUAL REPORT**

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Tony Hughes – Chief Financial Officer  
**FILE NUMBER:** TBA

---

**Summary:**

This report provides Council with information for the adoption of the 2019/2020 Annual Public Interest Disclosure report.

**Background:**

In March 2011 amendments were made to the Public Interest Act 1994 and Council is required to report annually on its obligations under the PID Act. This report must be in accordance with the requirements of section 31 of the PID Act and clause 4 of the Public Interest Regulation.

**Current Position:**

Commentary on PID obligations

*Walgett Shire Council has an internal reporting policy that was adopted on the 15<sup>th</sup> July 2010.*

What actions the head of the public authority has taken to ensure his or her staff awareness responsibilities under section 6E(1)(b) of the PID Act have been met.

Statistical information on PIDs (clause 4(a)-(c)-PID Regulations)

|                                                   | Made by public officials performing their day to day functions | Under a statutory or other legal obligation | All other PIDs |
|---------------------------------------------------|----------------------------------------------------------------|---------------------------------------------|----------------|
| Number of public officials who made PIDs directly | 0                                                              | 0                                           | 0              |
| Number of PIDs received                           | 0                                                              | 0                                           | 0              |
| Of PIDs received, number primarily about:         |                                                                |                                             |                |
| Corrupt conduct                                   | 0                                                              | 0                                           | 0              |
| Maladministration                                 | 0                                                              | 0                                           | 0              |
| Serious and substantial waste                     | 0                                                              | 0                                           | 0              |
| Government information contravention              | 0                                                              | 0                                           | 0              |
| Local government pecuniary interest contravention | 0                                                              | 0                                           | 0              |
| Number of PIDs finalised                          | 0                                                              |                                             |                |

**Governance issues:**

Council as an agency has obligations under the Public Interest Disclosures Act and Regulation.

**Environmental issues:**

NIL.

**Stakeholders:**

Walgett Shire Council

**Financial Implications:**

NIL

**Alternative Solutions/Options:**

NIL

**Conclusion:**

The 2019/2020 Public Interest Disclosures Annual Report as detailed above is tabled for adoption.

| Public Interest Disclosure – Annual Report                                                                                                                                                                       |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That the Chief Financial Officer's report be received.<br/>Council adopt the 2019/2020 Public Interest Disclosures Annual Report.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:** NSW Ombudsman Public Interest Disclosure Report 2019/2020 for Walgett Shire Council.

10/22/2020

NSW Ombudsman - Public Interest Disclosure Reporting DB

Public Interest Disclosures  
Reports to NSW Ombudsman  
(under section 6CA Public Interest Disclosures Act)

Last Accessed On: 16 Oct 2020 12:35:29

Report Details

- [Show past reports](#)
- [Create new report](#)
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Before submitting a report, please read [Guideline C2: Reporting to the NSW Ombudsman](#). This provides advice on what should be included in the categories of information below.

- [Public Authority Details](#)
- [Statistical Information](#)

Type of Public Authority      A Local Government Authority     

Cluster                              Not part of a cluster                     

Location                            Regional                     

Number of Staff                    130

[Next](#)

Reporting Period  
Agency

[Print Report](#)

July to December 2019

WALGETT SHIRE COUNCIL

| Made by public officials performing their day to day functions                                                              | Under a statutory or other legal obligation | All other PIDs |
|-----------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|----------------|
| No of public officials who made public interest disclosures to your public authority                                        | 0                                           | 0              |
| No of public interest disclosures received by your public authority                                                         | 0                                           | 0              |
| Of public interest disclosures received, how many were primarily about:                                                     |                                             |                |
| Corrupt conduct                                                                                                             | 0                                           | 0              |
| Maladministration                                                                                                           | 0                                           | 0              |
| Serious and substantial waste                                                                                               | 0                                           | 0              |
| Government information contravention                                                                                        | 0                                           | 0              |
| Local government pecuniary interest contravention                                                                           | 0                                           | 0              |
| Total                                                                                                                       | 0                                           | 0              |
| No of public interest disclosures (received since 1 Jan 2012) that have been finalised in this reporting period             | 0                                           |                |
| Have you established an internal reporting policy?                                                                          | Yes                                         |                |
| Has the head of your public authority taken action to meet their staff awareness obligations?                               | Yes                                         |                |
| If so, please select how staff have been made aware:                                                                        |                                             |                |
| <input checked="" type="checkbox"/> Policy briefing from senior managers                                                    |                                             |                |
| <input type="checkbox"/> Staff undertaking that they have read and understood your organisation's internal reporting policy |                                             |                |
| <input type="checkbox"/> Training provided by the Ombudsman                                                                 |                                             |                |
| <input type="checkbox"/> Training provided by your organisation                                                             |                                             |                |
| <input type="checkbox"/> Training provided by a private sector organisation                                                 |                                             |                |

10/22/2020

NSW Ombudsman - Public Interest Disclosure Reporting DB

Council has in the past provided reports to ICAC in relation to operation JAREK which included advice to staff in relation to the code of conduct expectations relating to their employment, last report submitted June 2016.

- \* To update a report that has already been submitted, go to "Show past reports" and use the "update" button.
- \* You are no longer able to update your report for this period. Please email [pid@ombo.nsw.gov.au](mailto:pid@ombo.nsw.gov.au) if you wish to change your report.

**Need help?**

- The user [manual](#) provides advice on using the PID online reporting tool.
- [Guideline C2: Reporting to the NSW Ombudsman](#) provides advice on what information to report.
- Contact the NSW Ombudsman's PID Unit at [pid@ombo.nsw.gov.au](mailto:pid@ombo.nsw.gov.au).

10/22/2020

NSW Ombudsman - Public Interest Disclosure Reporting DB

Public Interest Disclosures  
Reports to NSW Ombudsman  
(under section 6CA Public Interest Disclosures Act)

Last Accessed On: 16 Oct 2020 12:03:51

## Report Details

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- [Create new report](#)
- [Logout](#)

Before submitting a report, please read [Guideline C2: Reporting to the NSW Ombudsman](#). This provides advice on what should be included in the categories of information below.

- [Public Authority Details](#)
- [Statistical Information](#)

Type of Public Authority A Local Government Authority

Cluster Not part of a cluster

Location Regional

Number of Staff 130

[Next](#)

Reporting Period  
Agency

[Print Report](#)

January to June 2020

WALGETT SHIRE COUNCIL

| Made by public officials performing their day to day functions                                                                                                                                                                                                                                                                                                                                                           | Under a statutory or other legal obligation | All other PIDs |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|----------------|
| No of public officials who made public interest disclosures to your public authority                                                                                                                                                                                                                                                                                                                                     | 0                                           | 0              |
| No of public interest disclosures received by your public authority                                                                                                                                                                                                                                                                                                                                                      | 0                                           | 0              |
| Of public interest disclosures received, how many were primarily about:                                                                                                                                                                                                                                                                                                                                                  |                                             |                |
| Corrupt conduct                                                                                                                                                                                                                                                                                                                                                                                                          | 0                                           | 0              |
| Maladministration                                                                                                                                                                                                                                                                                                                                                                                                        | 0                                           | 0              |
| Serious and substantial waste                                                                                                                                                                                                                                                                                                                                                                                            | 0                                           | 0              |
| Government information contravention                                                                                                                                                                                                                                                                                                                                                                                     | 0                                           | 0              |
| Local government pecuniary interest contravention                                                                                                                                                                                                                                                                                                                                                                        | 0                                           | 0              |
| Total                                                                                                                                                                                                                                                                                                                                                                                                                    | 0                                           | 0              |
| No of public interest disclosures (received since 1 Jan 2012) that have been finalised in this reporting period                                                                                                                                                                                                                                                                                                          | 0                                           |                |
| Have you established an internal reporting policy?                                                                                                                                                                                                                                                                                                                                                                       | Yes                                         |                |
| Has the head of your public authority taken action to meet their staff awareness obligations?                                                                                                                                                                                                                                                                                                                            | Yes                                         |                |
| If so, please select how staff have been made aware:                                                                                                                                                                                                                                                                                                                                                                     |                                             |                |
| <input checked="" type="checkbox"/> Policy briefing from senior managers<br><input type="checkbox"/> Staff undertaking that they have read and understood your organisation's internal reporting policy<br><input type="checkbox"/> Training provided by the Ombudsman<br><input type="checkbox"/> Training provided by your organisation<br><input type="checkbox"/> Training provided by a private sector organisation |                                             |                |

10/22/2020

NSW Ombudsman - Public Interest Disclosure Reporting DB

Council has in the past provided reports to ICAC in relation to operation JAREK which included advice to staff in relation to the code of conduct expectations relating to their employment, last report submitted June 2016.

- \* To update a report that has already been submitted, go to "Show past reports" and use the "update" button.
- \* You are no longer able to update your report for this period. Please email [pid@ombo.nsw.gov.au](mailto:pid@ombo.nsw.gov.au) if you wish to change your report.

**Need help?**

- The user [manual](#) provides advice on using the PID online reporting tool.
- [Guideline C2: Reporting to the NSW Ombudsman](#) provides advice on what information to report.
- Contact the NSW Ombudsman's PID Unit at [pid@ombo.nsw.gov.au](mailto:pid@ombo.nsw.gov.au).



## 10.2.5 ANNUAL FINANCIAL STATEMENTS 2019/2020

**REPORTING SECTION:** Corporate Services  
**AUTHOR:** Tony Hughes – Acting Chief Financial Officer  
**FILE NUMBER:** 15/47

---

### **Summary:**

This report recommends that the Draft Annual Financial Statements and Draft Special Purpose Financial Statements for the year ending 30 June 2020 be referred for audit.

### **Background:**

Section 413, 415 and 416 of the Local Government Act 1993 requires the Council's General Purpose and Special Purpose Annual Financial Reports for the year ending 30 June 2020 to be prepared, referred to audit and audited by 31 October 2020. The Office of Local Government has modified these statutory requirements in response to the Covid-19 pandemic and, in relation to the submission of the Financial Reports, provided a one month extension for their submission. This means that the new deadline for submission of the audited Financial Reports is now 30 November 2020.

Council is required to authorise the referral of the Annual Financial Reports consisting of the General Purpose Report and Special Purpose Report to Council's Auditor.

Section 413 of the Local Government Act 1993, also requires that the Financial Reports must be accompanied by a Statement by Council and Management made pursuant to section 413 (2)(c) of the Local Government Act 1993 and made pursuant to a resolution of Council.

Section 418 (2) of the Local Government Act 1993, states that as soon as practicable but not more than 5 weeks after the Audit Report is received, Council must give notice that a Meeting will be held to present the Financial Reports and the Auditor's Report to the public. Such public notice must include a summary of the Financial Reports.

### **Current Position:**

The end of year financials are currently being audited by the independent contractor engaged by the NSW Audit Office.

As well as moving to refer the statements to audit, Council is required at this time to sign the statement by Councillors and Management within the financial statements for both the General Purpose Financial Statements and the Special Purpose Financial Statements.

The report recommends that the General Manager be delegated the authority to authorise the Financial Statements for issue to the Office of Local Government, and to the public before formal adoption at the next available Council meeting.

Council staff have completed the draft financial statements and they have been referred to audit by the NSW Audit Office as the nominated external independent auditing body.

### **Relevant Reference Documents/Policies:**

Local Government Act (1993)  
Local government Regulation

### **Governance issues:**

Full disclosure and transparency in activities relating to financial management will be met by provision of final financial statements to be tabled at a later meeting of Council.

**Environmental issues:**

There are no identified environmental issues.

**Stakeholders:**

Councillors of Walgett Shire Council  
Office of Local Government  
NSW Audit Office

**Financial Implications:**

The Financial Reports represent Council's financial position as at 30 June 2020.

**Alternative Solutions/Options:**

N/A

**Conclusion:**

It is now appropriate that action be taken in accordance with the Local Government Act in relation to the 2019/2020 Financial Reports.

**Annual Financial Statements 2019/2020**

**Recommendation:**

1. The Draft Annual Financial Reports for 2019/2020 be referred to Council's Auditor.
2. The Mayor, Deputy Mayor, General Manager and Chief Financial Officer be authorised to sign the necessary Financial Statements.
3. On receipt of the Audit Report, a copy be forwarded to the Office of Local Government and any other relevant statutory body.
4. Council delegate to the General Manager the authority to set the date at which the Auditor's report and the Financial Statements be presented to the public, additionally be reviewed/adopted by Council formally as required, subject to Section 418 of the Local Government Act 1993 and its requirements.

**Moved:**

**Seconded:**

**Attachments:**

Section 413 statements for signature.

## Walgett Shire Council

### General Purpose Financial Statements

for the year ended 30 June 2020

---

Statement by Councillors and Management made pursuant to Section 413(2)(c) of the Local Government Act 1993 (NSW) (as amended)

The attached General Purpose Financial Statements have been prepared in accordance with:

- the *Local Government Act 1993* (NSW) (as amended) and the regulations made thereunder,
- the Australian Accounting Standards and other pronouncements of the Australian Accounting Standards Board
- the *Local Government Code of Accounting Practice and Financial Reporting*.

To the best of our knowledge and belief, these statements:

- present fairly the Council's operating result and financial position for the year
- accord with Council's accounting and other records.

We are not aware of any matter that would render these statements false or misleading in any way.

Signed in accordance with a resolution of Council made on 27 October 2020.

---

Ian Woodcock  
**Mayor**  
27 October 2020

---

Manuel Martinez  
**Councillor**  
27 October 2020

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Michael Urquhart  
**General Manager**  
27 October 2020

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Tony Hughes  
**Responsible Accounting Officer**  
27 October 2020

Walgett Shire Council

Special Purpose Financial Statements

for the year ended 30 June 2020

---

Statement by Councillors and Management made pursuant to the Local Government Code of Accounting Practice and Financial Reporting

The attached Special Purpose Financial Statements have been prepared in accordance with:

- the NSW Government Policy Statement '*Application of National Competition Policy to Local Government*'.
- the Division of Local Government Guidelines '*Pricing and Costing for Council Businesses – A Guide to Competitive Neutrality*'.
- the Local Government Code of Accounting Practice and Financial Reporting,
- the NSW Office of Water Best-Practice Management of Water and Sewerage Guidelines.

To the best of our knowledge and belief, these statements:

- present fairly the operating result and financial position for each of Council's declared business activities for the year, and
- accord with Council's accounting and other records.
- present overhead reallocation charges to the water and sewerage businesses as fair and reasonable.

We are not aware of any matter that would render these statements false or misleading in any way.

Signed in accordance with a resolution of Council made on 27 October 2020.

---

Ian Woodcock  
Mayor  
27 October 2020

---

Manuel Martinez  
Councillor  
27 October 2020

---

Michael Urquhart  
General Manager  
27 October 2020

---

Tony Hughes  
Responsible Accounting Officer  
27 October 2020

## 10.3 ENGINEERING / TECHNICAL SERVICES

### 10.3.1 MONTHLY MAINTENANCE GRADING REPORT - 30<sup>th</sup> SEPTEMBER 2020

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Raju Ranjit – Director Engineering / Technical Services  
**FILE NUMBER:** 11/211

---

**Summary:**

The purpose of this report is to update Council about the road maintenance programme on Shire Roads for the period ending 30<sup>th</sup> September 2020

**Background:**

The maintenance budget has been prepared based on the available funding to maintain the unsealed Local and Regional Roads to provide acceptable level of service. The budget will be used to maintain the road as per demand and Road best practice manual.

**Current Position:**

Council is continuing to check the moisture situation on local roads and carrying out maintenance grading works on an ongoing basis.

Details of maintenance grading locations are detailed in the attached report.

**Relevant Reference Documents/Policies:**

Council's approved 2020/2021 Shire Roads Maintenance Grading Works schedule

**Stakeholders:**

Walgett Shire Council  
Walgett Residents  
Tourists

**Financial Implications:**

As of 30th September 2020, \$135,342 has been spent.

**Conclusion:**

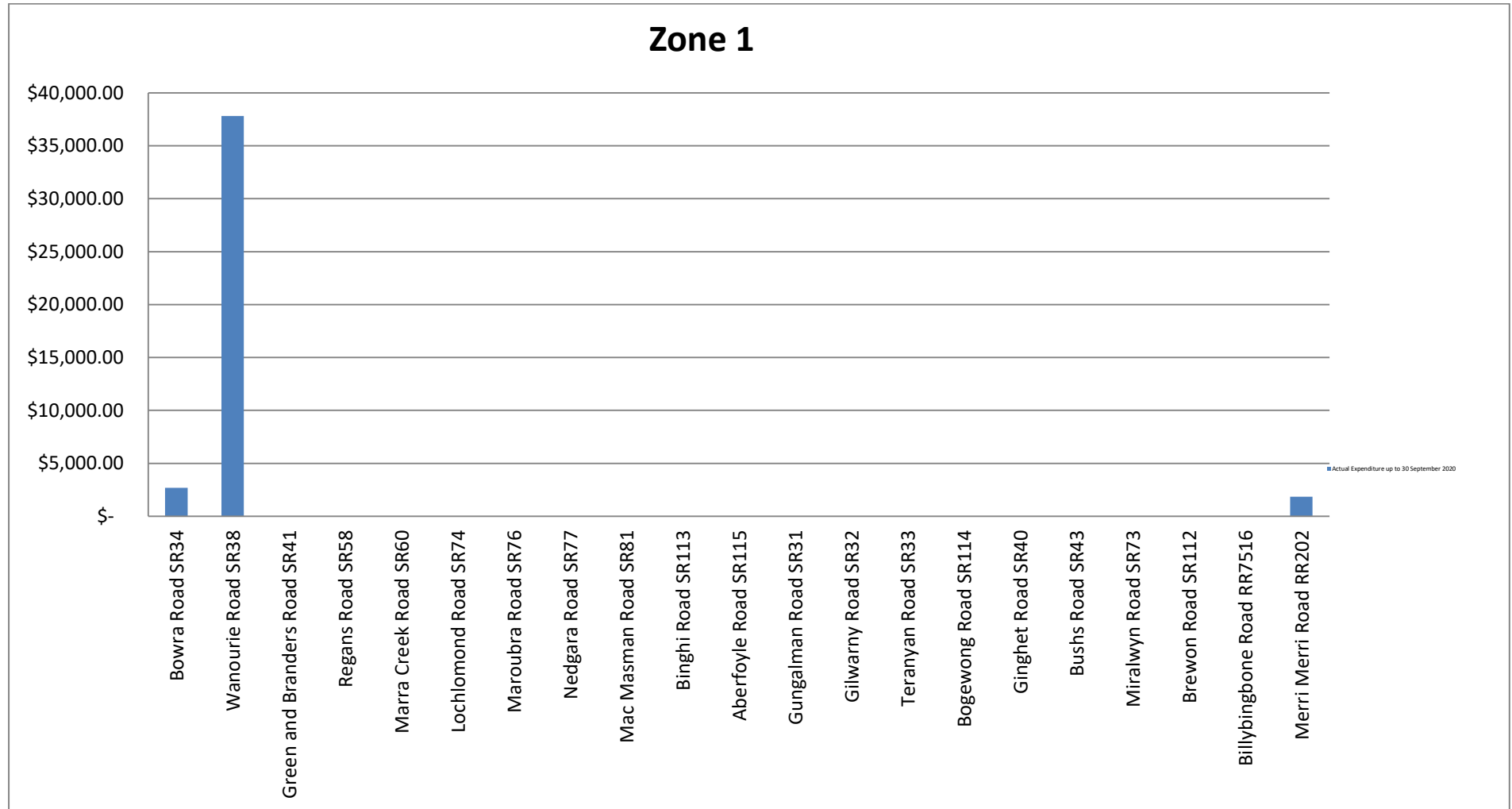
Council has established a system to monitor progress continually to keep within the approved budget.

| Monthly Maintenance Grading Report – September 2020                                                                                                                           |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council receive and note the monthly maintenance grading works report for September 2020.</p> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

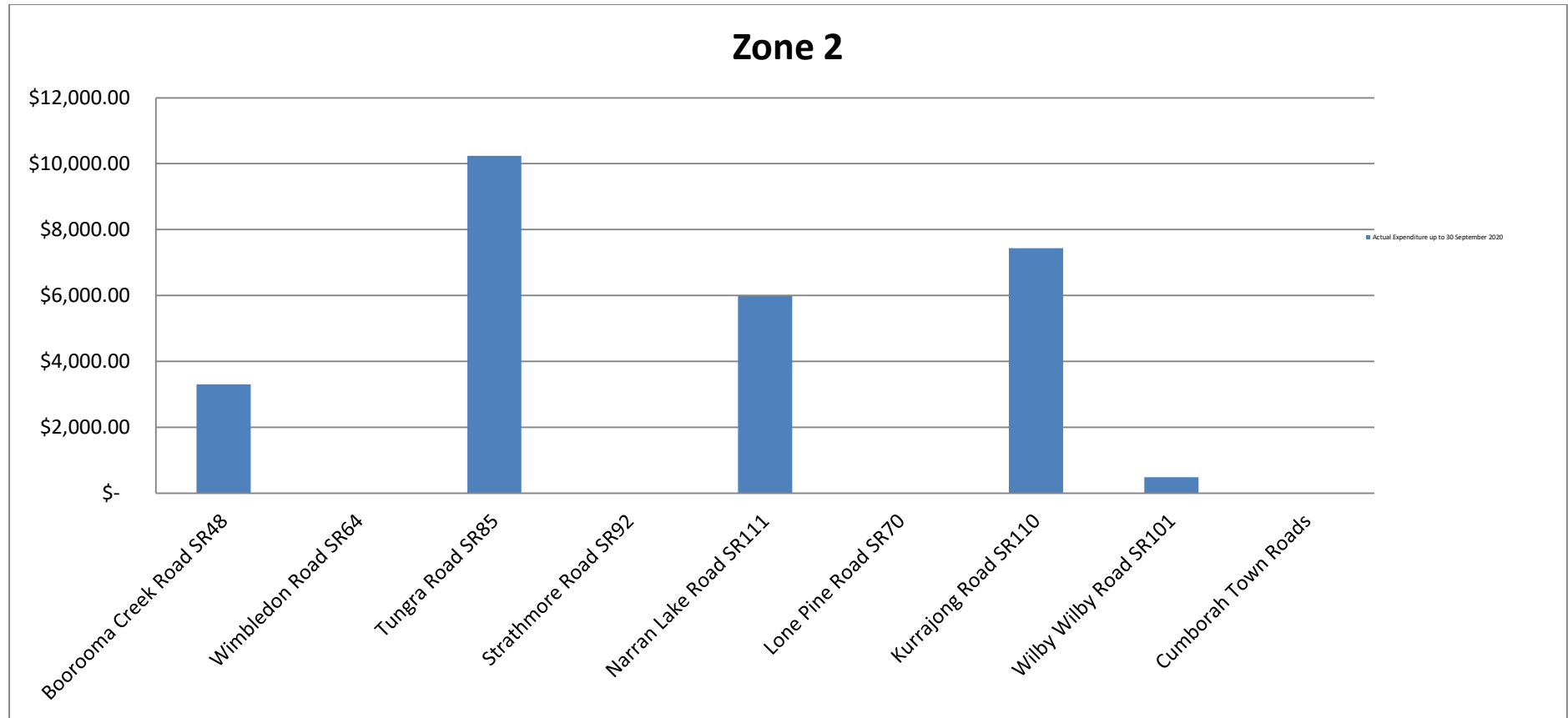
Monthly maintenance grading works

| Road Name                    | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For September | Actual Expenditure up to 30 September 2020 |
|------------------------------|----------------------|---------------------------------|---------------|---------------------------|--------------------------------------------|
| <b>Zone 1</b>                |                      |                                 |               |                           |                                            |
| Bowra Road SR34              | 3.95                 | \$ 4,278.00                     | F             |                           | \$ 2,680.52                                |
| Wanourie Road SR38           | 6.5                  | \$ 4,278.00                     | E             | \$ 37,800.00              | \$ 37,800.00                               |
| Green and Branders Road SR41 | 11.3                 | \$ 7,006.00                     | F             |                           |                                            |
| Regans Road SR58             | 3.2                  | \$ 4,278.00                     | F             |                           |                                            |
| Marra Creek Road SR60        | 17.5                 | \$ 10,850.00                    | E             |                           |                                            |
| Lochlomond Road SR74         | 8.4                  | \$ 5,208.00                     | E             |                           |                                            |
| Maroubra Road SR76           | 8.3                  | \$ 5,146.00                     | E             |                           |                                            |
| Nedgara Road SR77            | 10.7                 | \$ 6,634.00                     | F             |                           |                                            |
| Mac Masman Road SR81         | 8                    | \$ 4,960.00                     | E             |                           |                                            |
| Binghi Road SR113            | 20.1                 | \$ 12,462.00                    | E             |                           |                                            |
| Aberfoyle Road SR115         | 26.2                 | \$ 16,244.00                    | D             |                           |                                            |
| Gungalman Road SR31          | 43.7                 | \$ 27,094.00                    | D             |                           |                                            |
| Gilwarny Road SR32           | 7.9                  | \$ 4,898.00                     | F             |                           |                                            |
| Teranyan Road SR33           | 13.7                 | \$ 8,494.00                     | D             |                           |                                            |
| Bogewong Road SR114          | 48.7                 | \$ 30,194.00                    | D             |                           |                                            |
| Ginghet Road SR40            | 47.6                 | \$ 29,512.00                    | D             |                           |                                            |
| Bushs Road SR43              | 8.7                  | \$ 5,394.00                     | D             |                           |                                            |
| Miralwyn Road SR73           | 17.9                 | \$ 11,098.00                    | D             |                           |                                            |
| Brewon Road SR112            | 54.7                 | \$ 33,914.00                    | C             |                           |                                            |
| Billybingbone Road RR7516    | 18.67                | \$ 11,532.00                    | C             |                           |                                            |
| Merri Merri Road RR202       | 6.57                 | \$ 7,166.00                     | C             |                           | \$ 1,860.89                                |
| <b>Sub total Zone 1</b>      | <b>392.29</b>        | <b>\$ 250,640.00</b>            |               | <b>\$ 37,800.00</b>       | <b>\$ 42,341.41</b>                        |

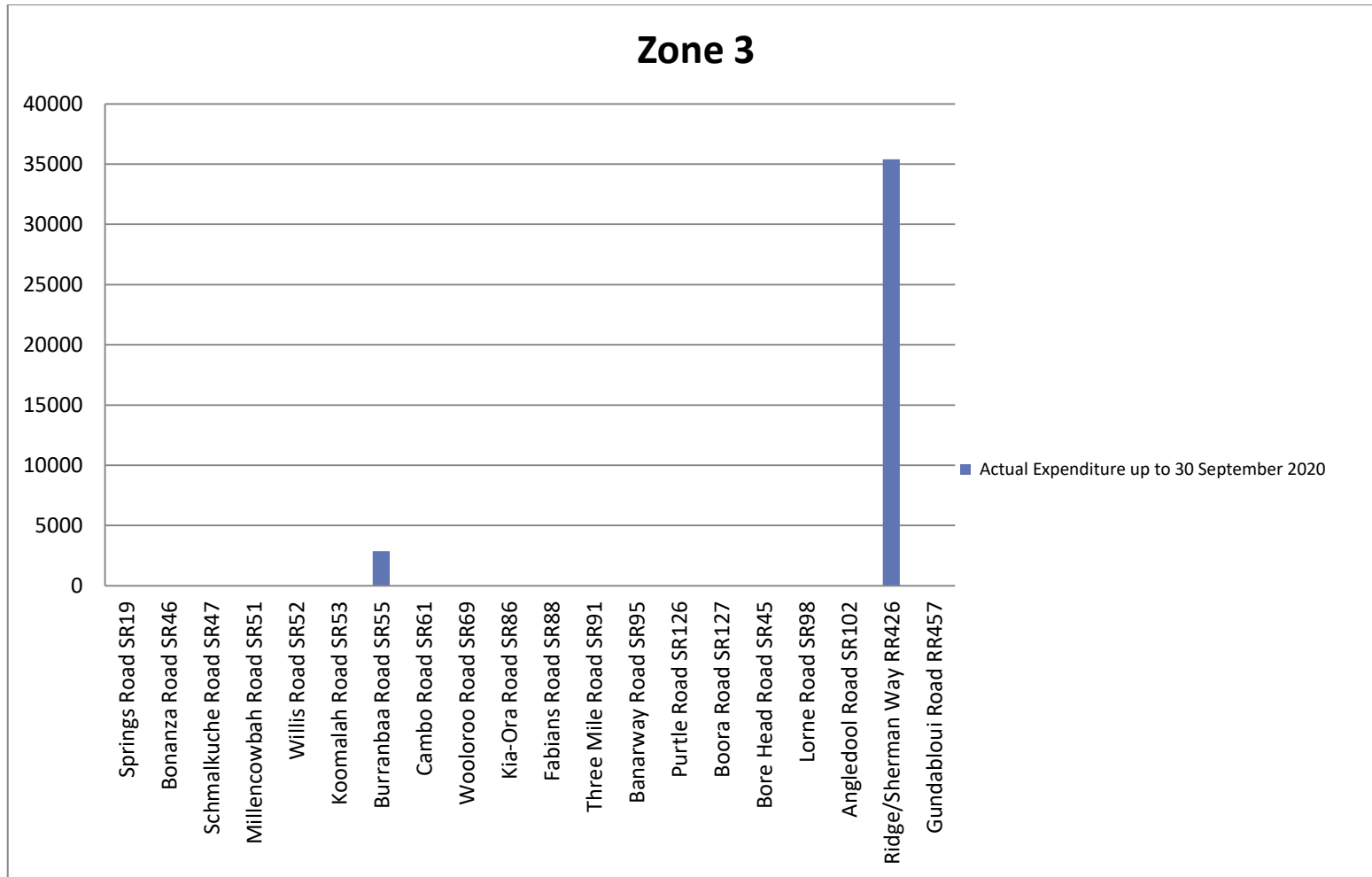


| Road Name                | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For September 2020 | Actual Expenditure up to 30 September 2020 |
|--------------------------|----------------------|---------------------------------|---------------|--------------------------------|--------------------------------------------|
| <b>Zone 2</b>            |                      |                                 |               |                                |                                            |
| Boorooma Creek Road SR48 | 19.1                 | \$ 11,842.00                    | E             |                                | \$ 3,299.51                                |
| Wimbledon Road SR64      | 3.4                  | \$ 4,278.00                     | E             |                                |                                            |
| Tungra Road SR85         | 12.7                 | \$ 7,874.00                     | F             |                                | \$ 10,234.83                               |
| Strathmore Road SR92     | 16.42                | \$ 11,904.00                    | E             |                                |                                            |
| Narran Lake Road SR111   | 61                   | \$ 37,820.00                    | D             | \$ 5,830.44                    | \$ 5,981.48                                |
| Lone Pine Road SR70      | 9.6                  | \$ 5,952.00                     | D             |                                |                                            |
| Kurrajong Road SR110     | 27.8                 | \$ 17,236.00                    | D             | \$ 842.30                      | \$ 7,437.61                                |
| Wilby Wilby Road SR101   | 28.7                 | \$ 17,794.00                    | D             |                                | \$ 481.93                                  |
| Cumborah Town Roads      |                      |                                 | E             |                                |                                            |
| <b>Sub total Zone 2</b>  | <b>178.72</b>        | <b>\$ 114,700.00</b>            |               | <b>\$ 6,672.74</b>             | <b>\$ 27,435.36</b>                        |

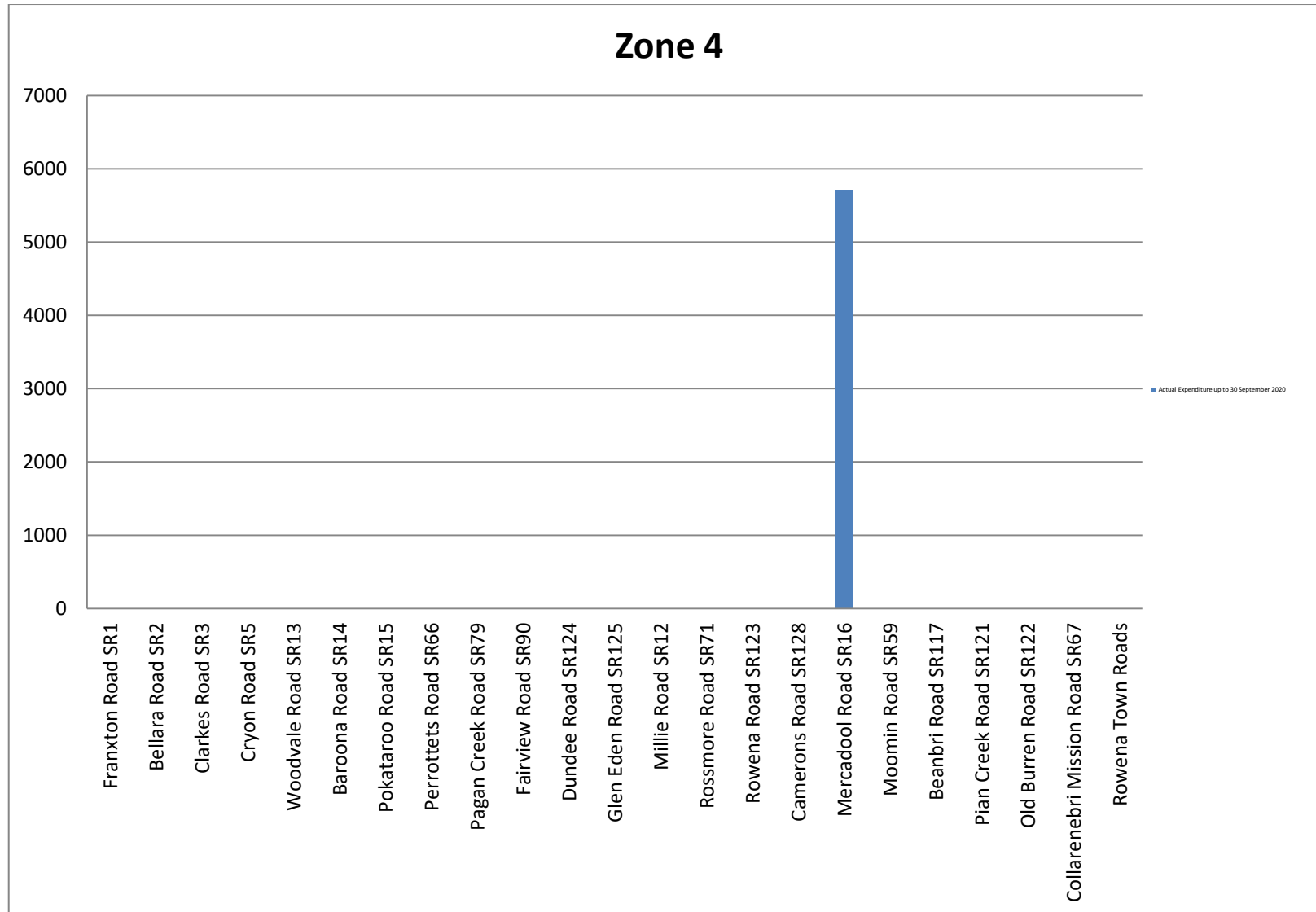




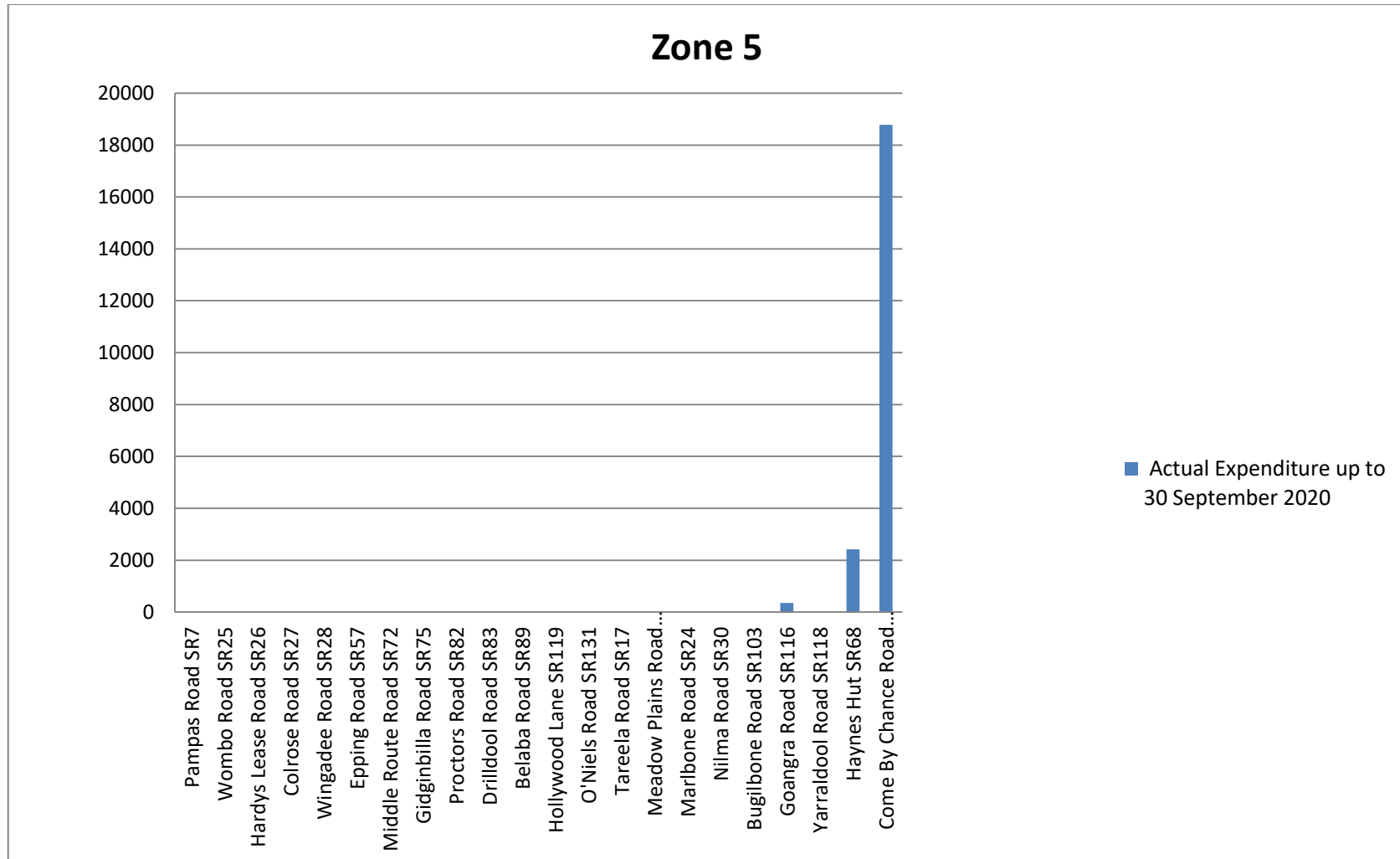
| Road Name               | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For September 2020 | Actual Expenditure up to 30 September 2020 |
|-------------------------|----------------------|---------------------------------|---------------|--------------------------------|--------------------------------------------|
| <b>Zone 3</b>           |                      |                                 |               |                                |                                            |
| Springs Road SR19       | 2.7                  | \$ 4,278.00                     | E             |                                |                                            |
| Bonanza Road SR46       | 16.9                 | \$ 10,478.00                    | E             |                                |                                            |
| Schmalkuche Road SR47   | 14.4                 | \$ 8,928.00                     | E             |                                |                                            |
| Millencowbah Road SR51  | 27.7                 | \$ 17,174.00                    | E             |                                |                                            |
| Willis Road SR52        | 14.5                 | \$ 8,990.00                     | F             |                                |                                            |
| Koomalah Road SR53      | 28.4                 | \$ 17,608.00                    | E             |                                |                                            |
| Burrnbaa Road SR55      | 18.1                 | \$ 11,222.00                    | E             | \$ 96.64                       | \$ 2,879.49                                |
| Cambo Road SR61         | 21.1                 | \$ 13,082.00                    | E             |                                |                                            |
| Woolaroo Road SR69      | 1                    | \$ 4,278.00                     | E             |                                |                                            |
| Kia-Ora Road SR86       | 6.8                  | \$ 4,278.00                     | F             |                                |                                            |
| Fabians Road SR88       | 24.8                 | \$ 15,376.00                    | E             |                                |                                            |
| Three Mile Road SR91    | 0.2                  | \$ 4,278.00                     | E             |                                |                                            |
| Banarway Road SR95      | 1.2                  | \$ 4,278.00                     | D             |                                |                                            |
| Purtle Road SR126       | 26.8                 | \$ 16,616.00                    | E             |                                |                                            |
| Boora Road SR127        | 63.8                 | \$ 39,556.00                    | D             |                                |                                            |
| Bore Head Road SR45     | 5.1                  | \$ 4,278.00                     | D             |                                |                                            |
| Lorne Road SR98         | 6.9                  | \$ 4,278.00                     | D             |                                |                                            |
| Angledool Road SR102    | 49.3                 | \$ 30,566.00                    | C             |                                |                                            |
| Ridge/Sherman Way RR426 | 70.1                 | \$ 68,275.00                    | C             | \$ 20,805.00                   | \$ 35,412.50                               |
| Gundabloui Road RR457   | 40.9                 | \$ 32,798.00                    | C             |                                |                                            |
| <b>Sub total Zone 3</b> | <b>440.7</b>         | <b>\$ 320,615.00</b>            |               | <b>\$ 20,901.64</b>            | <b>\$ 38,291.99</b>                        |

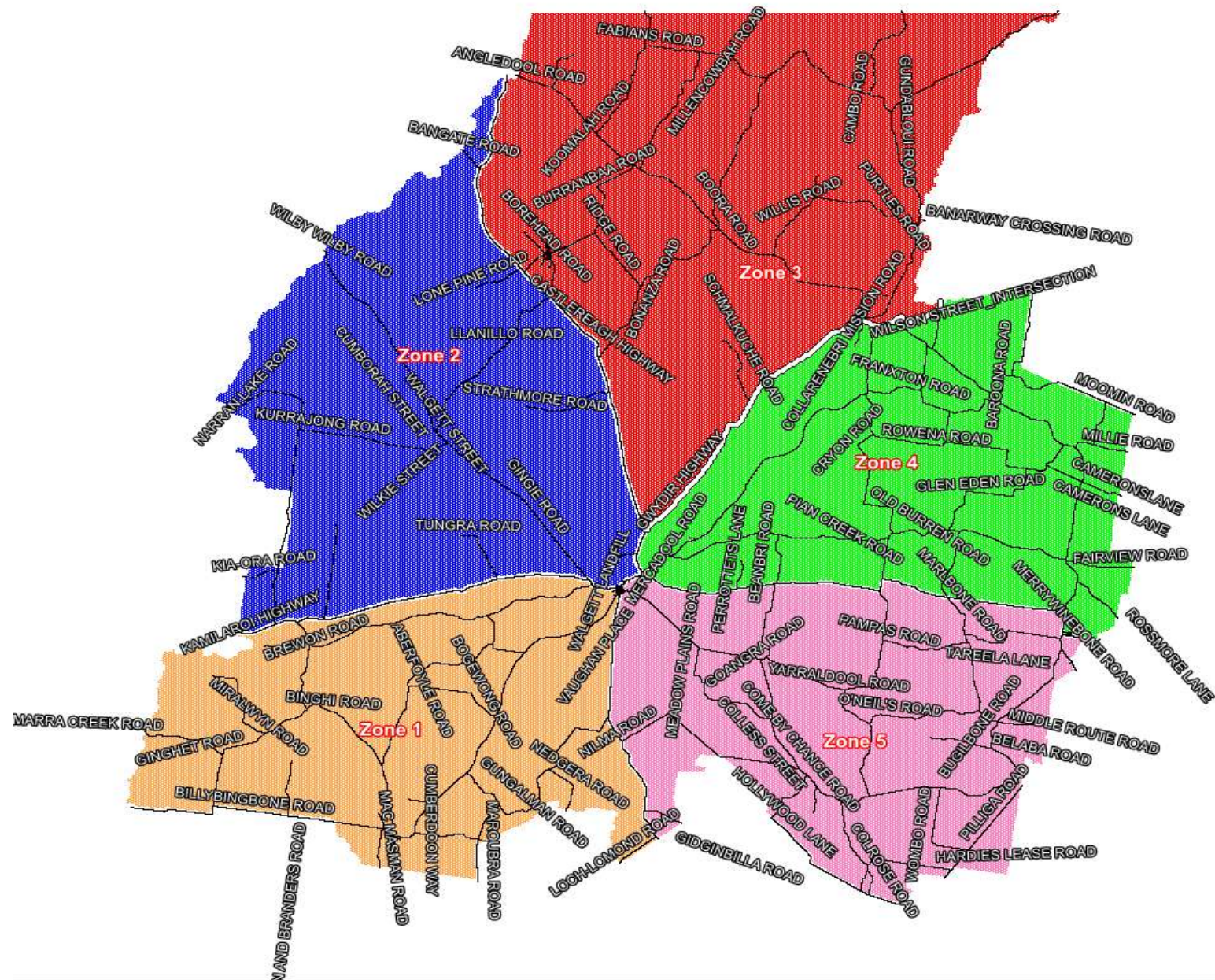


| Road Name                      | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For September 2020 | Actual Expenditure up to 30 September 2020 |
|--------------------------------|----------------------|---------------------------------|---------------|--------------------------------|--------------------------------------------|
| <b>Zone 4</b>                  |                      |                                 |               |                                |                                            |
| Franxton Road SR1              | 19                   | \$ 11,780.00                    | E             |                                |                                            |
| Bellara Road SR2               | 21.4                 | \$ 13,268.00                    | D             |                                |                                            |
| Clarkes Road SR3               | 6                    | \$ 4,278.00                     | E             |                                |                                            |
| Cryon Road SR5                 | 56.75                | \$ 35,185.00                    | C             |                                |                                            |
| Woodvale Road SR13             | 8.96                 | \$ 8,556.00                     | E             |                                |                                            |
| Barooka Road SR14              | 11.1                 | \$ 6,882.00                     | E             |                                |                                            |
| Pokataroo Road SR15            | 8.1                  | \$ 5,022.00                     | E             |                                |                                            |
| Perrottets Road SR66           | 5.9                  | \$ 3,658.00                     | F             |                                |                                            |
| Pagan Creek Road SR79          | 1.3                  | \$ 4,278.00                     | F             |                                |                                            |
| Fairview Road SR90             | 12.6                 | \$ 7,812.00                     | F             |                                |                                            |
| Dundee Road SR124              | 13.9                 | \$ 8,618.00                     | F             |                                |                                            |
| Glen Eden Road SR125           | 24.6                 | \$ 15,252.00                    | E             |                                |                                            |
| Millie Road SR12               | 9.1                  | \$ 5,642.00                     | C             |                                |                                            |
| Rossmore Road SR71             | 10.7                 | \$ 6,634.00                     | C             |                                |                                            |
| Rowena Road SR123              | 34.5                 | \$ 21,390.00                    | E             |                                |                                            |
| Camerons Road SR128            | 15.2                 | \$ 9,424.00                     | D             |                                |                                            |
| Mercadool Road SR16            | 57.7                 | \$ 35,774.00                    | C             |                                | \$ 5,717.72                                |
| Moomin Road SR59               | 31                   | \$ 19,220.00                    | D             |                                |                                            |
| Beanbri Road SR117             | 4.9                  | \$ 4,278.00                     | C             |                                |                                            |
| Pian Creek Road SR121          | 41.7                 | \$ 25,854.00                    | C             |                                |                                            |
| Old Burren Road SR122          | 33.9                 | \$ 21,018.00                    | D             |                                |                                            |
| Collarenebri Mission Road SR67 | 4.6                  | \$ 4,278.00                     | C             |                                |                                            |
| Rowena Town Roads              |                      | \$ 4,278.00                     | D             |                                |                                            |
| <b>Sub total Zone 4</b>        | <b>432.91</b>        | <b>\$ 282,379.00</b>            |               | <b>\$ -</b>                    | <b>\$ 5,717.72</b>                         |



| Road Name                  | Total Length of Road | Budget Required for Entire Road | Road Category | Expenditure For September 2020 | Actual Expenditure up to 30 September 2020 |
|----------------------------|----------------------|---------------------------------|---------------|--------------------------------|--------------------------------------------|
| <b>Zone 5</b>              |                      |                                 |               |                                |                                            |
| Pampas Road SR7            | 16.3                 | \$ 10,106.00                    | E             |                                |                                            |
| Wombo Road SR25            | 17.7                 | \$ 10,974.00                    | E             |                                |                                            |
| Hardys Lease Road SR26     | 16                   | \$ 9,920.00                     | E             |                                |                                            |
| Colrose Road SR27          | 20.6                 | \$ 12,772.00                    | E             |                                |                                            |
| Wingadee Road SR28         | 11.8                 | \$ 7,316.00                     | E             |                                |                                            |
| Epping Road SR57           | 15.4                 | \$ 9,548.00                     | E             |                                |                                            |
| Middle Route Road SR72     | 9.6                  | \$ 5,952.00                     | E             |                                |                                            |
| Gidginbilla Road SR75      | 7.4                  | \$ 4,588.00                     | E             |                                |                                            |
| Proctors Road SR82         | 4.4                  | \$ 4,278.00                     | F             |                                |                                            |
| Drilldool Road SR83        | 5.1                  | \$ 4,278.00                     | F             |                                |                                            |
| Belaba Road SR89           | 11.2                 | \$ 6,944.00                     | F             |                                |                                            |
| Hollywood Lane SR119       | 29.9                 | \$ 18,538.00                    | E             |                                |                                            |
| O'Niels Road SR131         | 31.1                 | \$ 19,282.00                    | D             |                                |                                            |
| Tareela Road SR17          | 19.4                 | \$ 12,028.00                    | D             |                                |                                            |
| Meadow Plains Road SR21    | 23.9                 | \$ 14,818.00                    | D             |                                |                                            |
| Marlbone Road SR24         | 28.4                 | \$ 17,608.00                    | D             |                                |                                            |
| Nilma Road SR30            | 37.8                 | \$ 23,436.00                    | D             |                                |                                            |
| Bugilbone Road SR103       | 28.7                 | \$ 32,725.00                    | C             |                                |                                            |
| Goangra Road SR116         | 16.4                 | \$ 10,168.00                    | D             |                                | \$ 355.93                                  |
| Yarraldool Road SR118      | 41.3                 | \$ 25,606.00                    | C             |                                |                                            |
| Haynes Hut SR68            | 4.5                  | \$ 2,790.00                     | E             |                                | \$ 2,415.00                                |
| Come By Chance Road RR7716 | 60.9                 | \$ 65,450.00                    | C             | \$ 18,785.00                   | \$ 18,785.00                               |
| <b>Sub total Zone 5</b>    | <b>457.8</b>         | <b>\$ 329,125.00</b>            |               | <b>\$ 18,785.00</b>            | <b>\$ 21,555.93</b>                        |
| <b>Total</b>               | <b>1,902.42</b>      | <b>1,297,459.00</b>             |               | <b>\$ 84,159.38</b>            | <b>\$ 135,342.41</b>                       |







| Road Category |                    |
|---------------|--------------------|
| Road Category | No. of Grades/Year |
| C             | 4                  |
| D             | 2                  |
| E             | 1                  |
| F             | Occasional         |

**10.3.2 SERVICE PROGRESS REPORT – AS AT 10<sup>th</sup> OCTOBER 2020**

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Raju Ranjit – Director Engineering / Technical Services  
**FILE NUMBER:** 11/211

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**Summary:**

The purpose of this report is to update Council with regards Engineering Services works progress up to 10<sup>th</sup> October 2020.

**Background:**

The revised budget of the Engineering and Technical Service Department for capital & maintenance works, Quarry management, fleet management, water works, parks & garden, Walgett weir and engineering administration for 2020/2021 is \$45,963,753 excluding depreciations (\$5,985,214)

The breakdown of the budget is as follows.

**Breakdown of budgets:**

| Items                               | Budget              | Expenditure up to 10 <sup>th</sup> October 2020 | (%)        |
|-------------------------------------|---------------------|-------------------------------------------------|------------|
| Transportation including RMCC works | \$36,176,044        | \$5,361,201                                     | 15%        |
| Water works ( maintenance)          | \$3,199,136         | \$521,738                                       | 16%        |
| Water works ( Capital)              | \$5,365,363         | \$3,872,695                                     | 72%        |
| Sewer works ( Maintenance works)    | \$1,223,210         | \$350,768                                       | 29%        |
| Sewer works (Capital works)         | \$427 773           | \$ 33,618.00                                    | 8%         |
| <b>TOTAL</b>                        | <b>\$45,963,753</b> | <b>\$10,140,020</b>                             | <b>22%</b> |

**Current Position:**

The status of work progress is as follows;

| Items                                                                               | Status                                                                                        |
|-------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------|
| Walgett Weir                                                                        | Fish way construction in progress                                                             |
| Walgett Bore( new )                                                                 | Completed                                                                                     |
| Water system upgrade project in Rowena                                              | Received quotation and negotiation in progress                                                |
| Collarenebri bore                                                                   | Completed                                                                                     |
| Extension of Pandora street                                                         | Desalination from all Effluent ponds completed                                                |
| Walgett Sewerage Treatment Plant-leakage of trickling filter and sedimentation tank | Council's Crown land manager is dealing with land department for land acquisition.            |
| Gundabloui Road Reconstruction and sealing                                          | Treatment for leakage from second sedimentation tank in progress.                             |
| Pilliga to Coonamble Road widening works                                            | 2.5 km seal completed<br>4 pipe culvert installed<br>1.5 km gravel prepared for stabilisation |
| Bugilbone Road widening project                                                     | Completed                                                                                     |
| Walgett new bore                                                                    | In progress                                                                                   |
|                                                                                     | Completed and has been trailed for one day successfully                                       |

**Relevant Reference Documents/Policies:**

2020/21 Operational Plan and Budget

**Governance issues:**

Due processes are followed on a routine basis i.e. procurement and tendering.

**Environmental issues:**

Various environmental issues are assessed on a project by project basis to ensure any environmental legislation is complied with.

**Stakeholders:**

Walgett Shire

Walgett Shire Residents and Rate Payers

**Financial Implications:**

As of 10<sup>th</sup> October 2020, \$10,140,020 has been spent.

**Conclusion:**

Council will continue to monitor the work progress of all the activities to ensure the works are completed within the guidelines and project estimates.

**Monthly Progress Report – As at 10<sup>th</sup> October 2020**

**Recommendation:**

That Council receive and note the Engineering Services monthly works progress report for October 2020.

**Moved:**

**Seconded:**

### 10.3.3 NUMBERING OF WOODLANDS ROAD

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Raju Ranjit – Director Engineering / Technical Services  
**FILE NUMBER:** 11/211

---

**Summary:**

The purpose of this report is Council to note and accept a numbering of the Woodlands Road

**Background:**

The woodlands Road has been named recently and it starts from Castlereagh Highway and provides access to several properties. Recently the road has been recognized as school bus route.

**Current position:**

All the council roads except the Woodlands Road have numbering system.

**Relevant Reference Documents:**

Section 60 of Roads Regulation Act 1993

**Governance issues:**

As the Roads Manager, Council has authority to numbering the road.

**Environmental issues:**

Nil

**Stakeholders:**

The public, residents of Walgett Shire, Walgett Shire Council, Emergency Services and other Service Providers

**Financial implications:**

Very minimum cost

**Alternative solutions/options:**

Nil

**Conclusion:**

All other council roads and state roads have numbering system and it is good to have a numbered on the Woodlands Road. Council has numbered up to 129 and hence it is recommended to give 130 to the Woodlands Road.

| Numbering the Woodlands Road                                                                                                                                                       |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council note and accept the proposal to number to the Woodlands Road as 130 Woodlands Road.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**10.3.4 PROPOSED SALE OF THE CROWN PUBLIC ROAD**

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Raju Ranjit – Director Engineering / Technical Services  
**FILE NUMBER:** 11/211

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**Summary:**

This report provides Council with information for a decision regarding the notice of the proposed sale of the Crown Public Road at Walgett within and adjoining the property known as “Glendale” 1319 Brewon Road.

**Background:**

Council has received advice from the Department of Planning, Industry & Environment- Crown Lands to consider the sale the following road; Crown Roads at Walgett within and adjoining the property known as “Glendale” 1319 Brewon Road. The file reference is 20/02579, cluster: 618716.

**Current Position:**

The proposed road starts from the Aberfoyle Road and links Lot 15 DP 754281, Lot 4 DP 754281 and Lot 5 DP754281 but does not impact to Council’s operation.

**Relevant Reference Documents/Policies:**

File ref: 20/02579 and email

**Stakeholders:**

Walgett Shire Council, Residents and other users

**Financial Implications:**

No impact to Council’s budget.

**Alternative Solutions/Options:**

Nil

**Conclusion:**

The proposed road has been inspected and does not impact to Council’s Road (Aberfoyle Road).

| Proposed of sale of the Crown Public Road – October 2020                                                                                                                                                                                                                                  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council note and accept the proposal for the sale of the Crown Public Road at Walgett within and adjoining the property known as ‘Glendale” 1319 Brewon Road (File ref: 20/02579, Cluster: 618716.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

**Attachments:**

Maps

[Single Column - Single Spacing]

**PROPOSED ROAD DISPOSAL SECTION 152D ROADS ACT 1993**

In accordance with section 152D of the *Roads Act 1993*, notice is hereby given of the proposed sale of the Crown public roads listed in Schedule 1. If a sale proceeds, the road(s) will cease to be a public road upon transfer of the road to freehold land in accordance with section 152H of the Act.

Schedule 1:

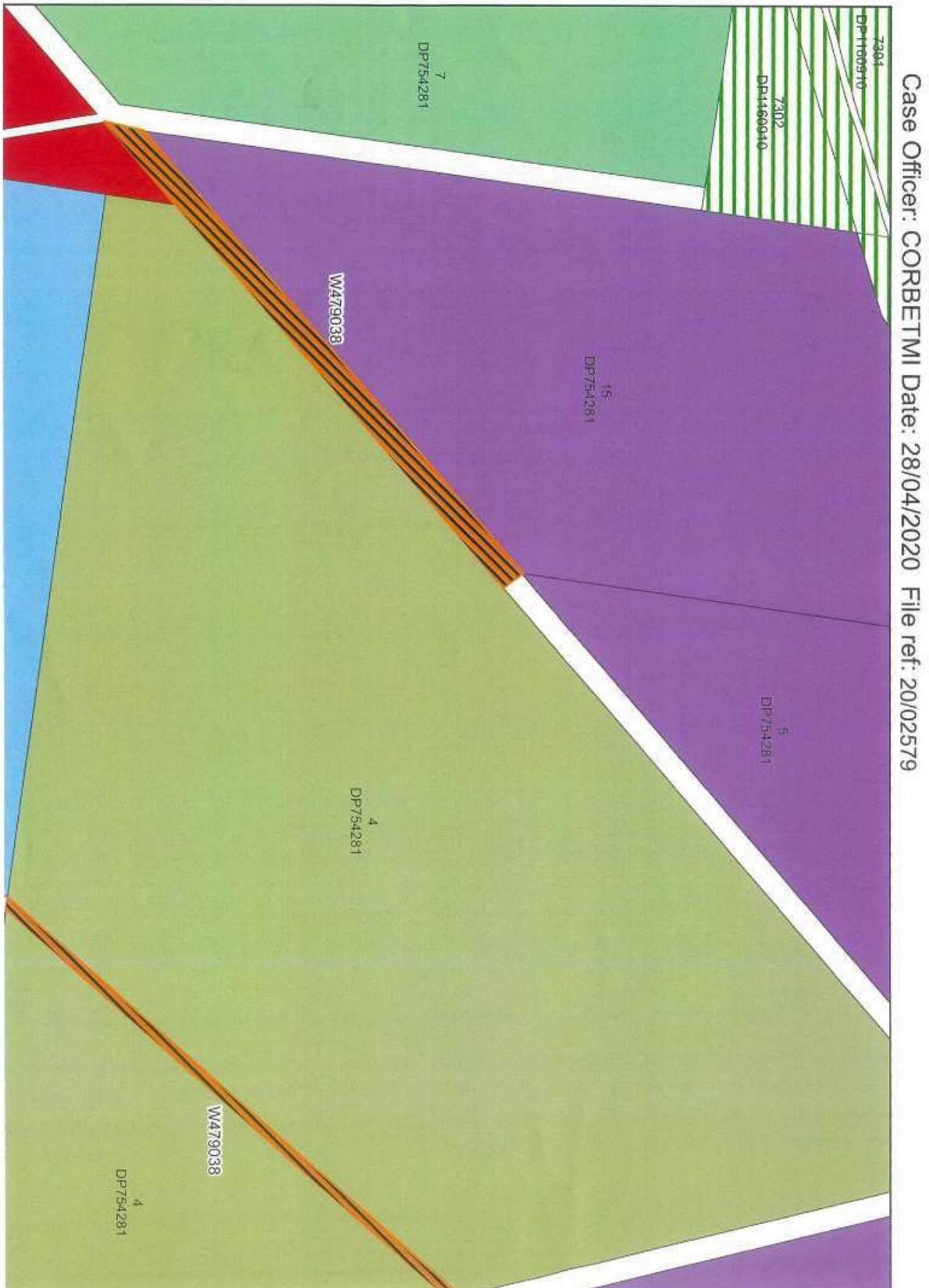
- Crown Roads at Walgett within and adjoining the property known as "Glendale" 1319 Brewon Road. (File ref: 20/02579, Cluster: 618716)

All interested persons are hereby invited to make submissions concerning the proposal to Department of Planning, Industry & Environment - Crown Lands, PO Box 2215, DANGAR NSW 2309 within twenty-eight (28) days of the date of this advertisement.

Any person is entitled to make submissions with respect to the sale or disposal of the road. Please note that submissions may be referred to third parties (such as council or the applicant) for consideration in accordance with the *Government Information (Public Access) Act 2009*.

For further enquiries please visit the website [www.industry.nsw.gov.au/lands/access/roads](http://www.industry.nsw.gov.au/lands/access/roads) or contact Michael Corbett by email at [michael.corbett@crownland.nsw.gov.au](mailto:michael.corbett@crownland.nsw.gov.au) or on T:(02) 6640 3949 quoting file references above.

For the Manager, Business Centre Newcastle





**Walgett Shire Council**  
 77 Cox Street  
 Walgett NSW 2832  
 Telephone: 02 5828 6300  
 Email: [admin@walgett.nsw.gov.au](mailto:admin@walgett.nsw.gov.au)

**Important Notice!**

This map is not a precise survey document. Accurate locations can only be determined by a survey on the ground.

Disclaimer: Walgett Shire Council accepts no responsibility for any errors, omissions or inaccuracies contained within or arising from this map. © New South Wales Government (Spatial Services) 2020. © Walgett Shire Council 2020. Satellite Imagery © 2018 Google Earth, Inc.



Drawn By: Jonathan O'Brien

Projection: GDA94 / MGA 2000 56

Date: 15/10/2020 4:26 PM

Map Scale: 1:18056 at A4



### 10.1.5 MATTERS FOR BRIEF MENTION OR INFORMATION ONLY

**REPORTING SECTION:** Engineering / Technical Services  
**AUTHOR:** Raju Ranjit – Director Engineering / Technical Services  
**FILE NUMBER:** 11/211

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**1. Walgett**

**a. Main Street**

New plants in garden Main Street completed.

**b. Apex Park**

- Installation of Solar lights in progress.

**c. Grey Park**

- New Play equipment and Swing set to be installed.

**d. Cemetery**

- Preparation of base course completed and 50 % sealing work completed.
- Laying of pipe for the effluent from STP in progress
- Turfing in the new lawn area - sprinkler system tested and turfing to commence in November 2020.

**e. Walgett Weir Raising Project**

- Sheet piling for Fishway is complete ( Ref Photo 1 and 2)
- Foundation between sheet piles completed
- FAT (Testing at the Factory inspection of Baffles completed.
- FAT testing of Gates & Stop Logs –completed.
- Upper structure metal works- delivered.



Photo 1



Photo 2

**f. Desalination Plant**

- The RO Plant operation is on hold due to the Sewerage Treatment effluent pond capacity.
- Council has responded to EPA regarding the proposed new ponds and irrigation on airport area.

**g. Walgett Bore ( New)**

- Installation of additional new bore :
  - Documents have been forwarded to DPIE via Urana water utilities for hydrological data and further advice.

**h. Sewer Treatment Plant**

- Fencing around the STP is in progress.
  - Construction of V drain completed
- i.** Carinda Road rehabilitation works commenced from 6<sup>th</sup> July 2020. The scope of works includes. Removal of existing geotextile and replacing the existing material with 200 mm imported gravel with 1.5 % lime, hot seal and line marking. The project is 90 % completed.
- j.** Flow meter installation in Walgett River Pump stations (Montkeila Street ) completed
- k.** Footpath in Wee Waa Street in front of Police Station- conducted a site meeting with a contractor on 9/10/2020. Discussed for various methods and concluded in adding concrete on the top of the existing kerb to match the footpath level.

**3. Rowena**

- Community consultation was conducted on 14th October 2020 in Rowena Pub. Nobody was present.
- Received a quotation to install an additional water tanks and fire hydrants. Due to the high price, Council engineer is working for cost effective option.

**4. Collarenebri**

- Waiting for responses from DPIE on the final report review.

- Pumping out the back wash water from the pond is in progress.
- Construction of the chemical store shed completed.
- Desilting of the effluent ponds completed ( all four ponds )
- Reconstruction and sealing works in Gundabloui Road commenced on 22<sup>nd</sup> June 2020 ( Ref Photo 3)
  - 2.5 km seal completed
  - 4 pipe culvert installed
  - 1.5 km gravel prepared for stabilisation
- Pot holes repair ( Black jack) in Merrywinebone Road in progress
- Repair Fire Hydrants – in progress. Parts have been arrived.
- Schedule for the table drain works in November 2020
- Cemetery gate – took out old gate and opened up new entrance.
- Solar lights in Lions, Earl and Denyer Park - to be installed.
- BBQ in Lions Park to be installed. Waiting for parts
- Main street beatification (6 large pots- 1.2 m diameter x 1 m high) completed.
- Garden near the Post Office completed
- Power upgrade for New bore completed



Photo 3 (photo taken from end of the existing seal near Mungundai end)

## 5. Lightning Ridge

- Pandora Road extension – Council's crown land manager is working with land department for the land acquisition process.
- DPIE is reviewing the tendering documents for water supply upgrade project.
- Received a new pump (second time) and will be replaced when it is required.

- Construction of box culvert on 3 Mile Road in progress. Concrete floor has been poured.
- Awarding the contract for the box culvert extension project in process.
- Heavy patching work in Harlequin Street up to Opal Street completed. The Heavy patching work between Opal Street and Gems Street is on hold and will commenced on January 2021.
- Fred Reece Way Project started 09/10/2020 Stg 3 – section 1 - south side of road heading west – 430m long x 1.5m wide x 150 – 200mm thick Completed earthworks 16/10/2020, First 600 m east bound near the Butterfly Avenue intersection completed ( Ref Photo 4)
- Design of the Intersection of Fred Reece way and Lorne Road :
  - Forwarded the design to LATC member for comments.



Photo 4 (airport end)

#### **6. Burren Junction**

- Road widening on Bugilbone Road (Pilliga End) is in progress.
  - 3 km (both sides) ready for pulverisation. Currently this project is in progress
  - Widening of Pilliga to Coonamble Road (RR383) completed.
- Design of Kerb extension in Waterloo Street between Hall and Park is in progress

#### **7. Cumborah**

- Waiting for comments from DPIE on Drinking water management plan for Cumborah new bore.
- Pump installation completed (Ref. Photo 5)
- Two tanks of 22.5 KL delivered on site and installed.
- Three grids on the Cumborah Road (between Cumborah and Castlereagh Highway) has been delayed due to other commitments .





Photo 5

#### 8. Grawin

- Waiting for comments from DPIE for the Drinking water management plan for Cumborah new bore.
- Pump system has been isolated as the bore system has good free flow power.
- 50 mm pipe has been installed.
- Additional works between the first grid and second grid commenced from 3<sup>rd</sup> September 2020 and 90% completed.
- Second additional road works towards the pub in scrubs completed.

#### 9. Carinda

Reconstruction and sealing works on Colin Street between existing edge of the seal and kerb has been rescheduled and will be commenced from 26<sup>th</sup> October 2020 due to the wet weather.

#### 10. Vandalism

- Grawin bore
- Graffiti on Apex park - Play equipment

#### 11. RMCC

- Ordered works will commenced from 29<sup>th</sup> September 2020 .The proposed heavy patching sites will be on segments of 3415,3425,3430,3445,3450 and 3460 on Castlereagh Highway ( SH18) and segments of 6850 and 6855 on Kamilaroi Highway ( SH 29 ) .
- The total expenditures against the Routine maintenance budget as of 30<sup>th</sup> September 2020 is \$ 194,169.

|                                                                |
|----------------------------------------------------------------|
| <b>Matters Generally For Brief Mention or Information Only</b> |
|----------------------------------------------------------------|

**Recommendation:**

That the Matters Generally for Brief mention or Information only from the Director engineering / Technical Services be received and noted.

**Moved:**

**Seconded:**

## 10.4 ENVIRONMENTAL SERVICES

### 10.4.1 DEVELOPMENT APPROVALS AS AT SEPTEMBER 2020

**REPORTING SECTION:** Planning  
**AUTHOR:** Libby Cumming, Contract Town Planner  
**FILE NUMBER:** 10/434

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**Summary:**

This report is to advise the September 2020 development approvals for the information of Council and to ensure compliance with Section 4.59 of the *Environmental Planning & Assessment Act 1979* and Section 124 of the associated Regulation.

**Background:**

To ensure the validity of a development consent in any legal proceedings, all development consents and complying development certificates are to be notified to the public within 3 months of the date of consent. The only exception is any development that may have Court proceedings commenced before the expiration of 3 months from the date on which the public notice was given.

**Current Position:**

To ensure compliance with Section 4.59 of the *Environmental Planning & Assessment Act 1979* and Section 124 of the associated Regulation, Council publishes a notice each month on/in Council's website, E-Bulletin and Facebook Page in relation to development approvals for the previous month.

For Councillor information purposes, the following development was approved during September 2020.

Development Applications

| Applic. No               | Address                                                                            | Title              | Development                                                                                                                                                                                                                                    | Determination |
|--------------------------|------------------------------------------------------------------------------------|--------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| DA2008/12/2<br>Amendment | Lightning Ridge<br>Opal & Fossil<br>Centre, Three Mile<br>Road, Lightning<br>Ridge | Lot 1<br>DP1103508 | Reduction in<br>Building<br>Footprint,<br>Increased<br>Building height,<br>Relocation of<br>Carpark,<br>Inclusion of<br>External<br>Terraced Area,<br>Additional<br>Design<br>Elements,<br>Ancillary<br>Structures &<br>Request for<br>Staging | Council       |

|                      |                                                                                 |                                                                                         |                                                                |                                      |
|----------------------|---------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|----------------------------------------------------------------|--------------------------------------|
| DA2020/14            | 46 Wee Waa Street, Walgett                                                      | Lot 38<br>DP610725                                                                      | Demolition of Skillion & Toilet & Construction of Storage Shed | Council                              |
| DA2020/15            | 1 Rubbish Tip Road, Walgett                                                     | Lot 102<br>DP750291                                                                     | Recycling Shed                                                 | Council                              |
| DA2020/9             | Lightning Ridge                                                                 | Lot 142<br>DP1120765<br>WLL1623                                                         | Dwelling Additions                                             | Delegated Authority                  |
| DA2020/10            | Lightning Ridge Visitor Information Centre, 2 Bill O'Brien Way, Lightning Ridge | Lots 78 & 79<br>DP820469                                                                | Construct Visitor Information Centre                           | Council<br>Delegated General Manager |
| DA2017/4/2 Amendment | 20928 Castlereagh Highway, Lightning Ridge                                      | Lot 1021<br>DP762143, Lot 6268<br>DP769122, Lot 6272<br>DP764625 & Lot 2849<br>DP765013 | Subdivision & Consolidation                                    | Delegated Authority                  |

The following development was refused during September 2020.

| Applic. No | Address                               | Title                   | Development   | Determination       |
|------------|---------------------------------------|-------------------------|---------------|---------------------|
| DA2007/22  | Bald Hill Opal Field, Lightning Ridge | Part Lot 2<br>DP1107943 | Quartz Mining | Delegated Authority |

#### Complying Development

Nil

#### Estimated Development Value Comparison to Same Period Last Year

|                         | September 2020 | September 2019 | August 2020 | August 2019 | 2020 To Date | 2019 To Date |
|-------------------------|----------------|----------------|-------------|-------------|--------------|--------------|
| Application Number      | 6              | 1              | 4           | 0           | 11           | 13           |
| Estimated Project Value | \$2,869,771    | \$68,627       | \$412,148   | \$0         | \$9,813,039  | \$8,939,425  |

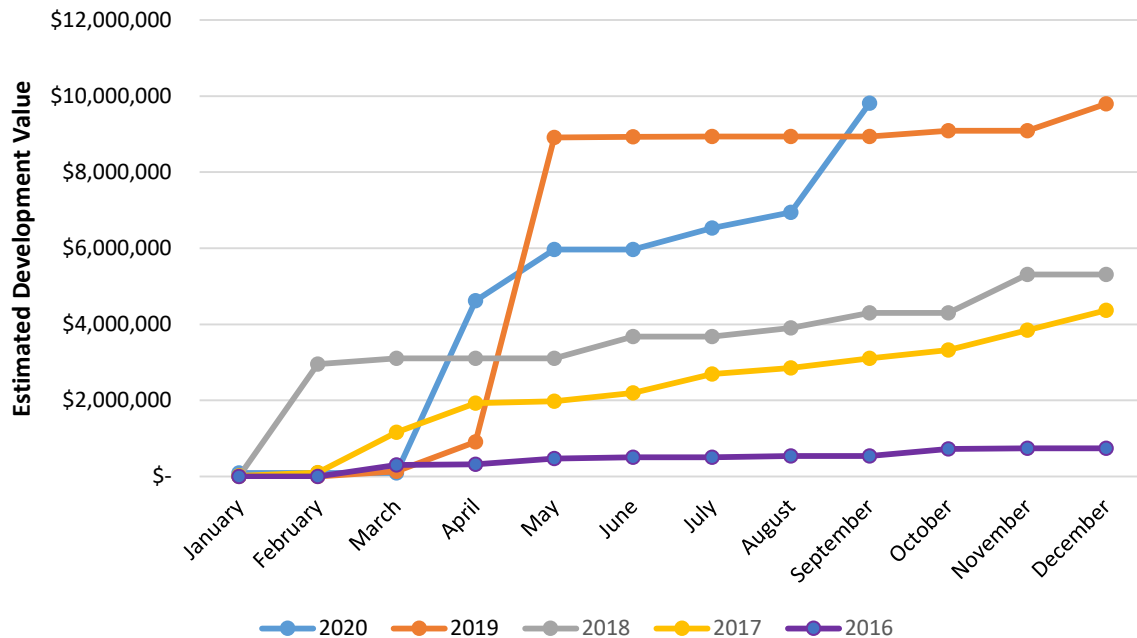
#### Estimated Development Value Comparison from 2016 until 2020

For Councillor information purposes, the following graphs demonstrate the approved Estimated Development Value for the last calendar and financial five year period. The



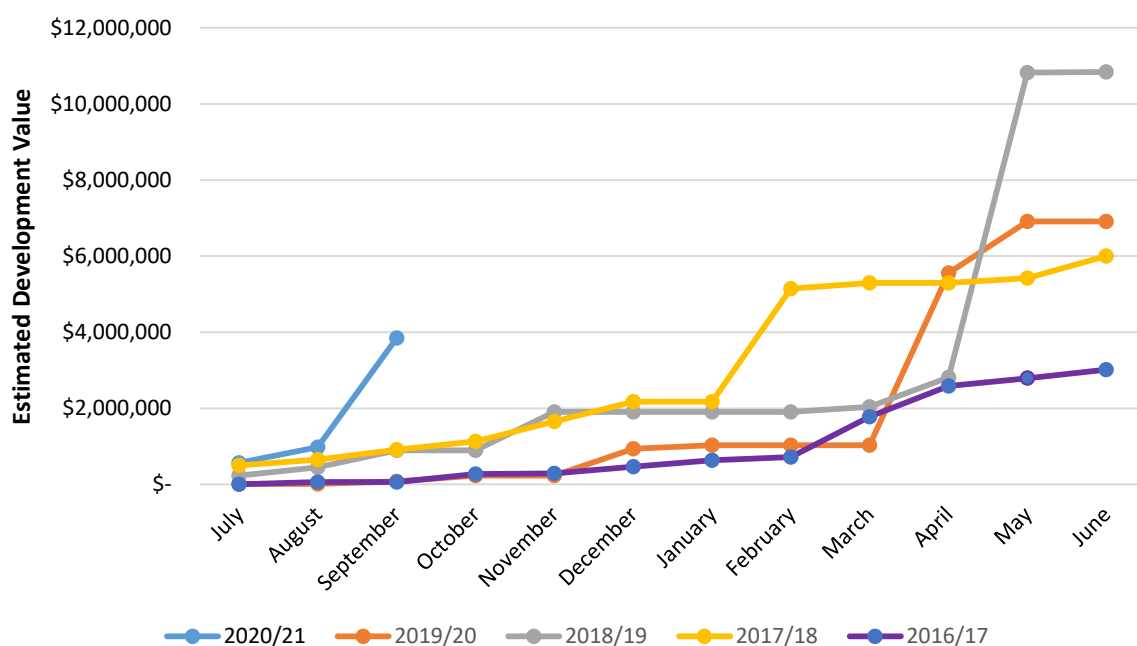
Estimated Development Value is made up of the value for both Development and Complying Development Applications. **Please note, this is only current until September 2020.**

### Walgett LGA Estimated Development Value Comparison Calendar Year



| 2020        | 2019        | 2018        | 2017        | 2016      |
|-------------|-------------|-------------|-------------|-----------|
| \$9,813,039 | \$9,876,668 | \$5,732,211 | \$4,721,036 | \$992,970 |

### Walgett LGA Estimated Development Value Comparison Financial Year



| 2020/21     | 2019/20     | 2018/19      | 2017/18     | 2016/17     |
|-------------|-------------|--------------|-------------|-------------|
| \$3,845,039 | \$6,907,573 | \$10,840,518 | \$5,999,748 | \$3,015,616 |

For Councillor information purposes, the following development has been lodged and is currently waiting a determination. Please note, this is only current as at 1 September 2020.

#### Development Applications

| Applic. No | Address                                     | Title                         | Development                                                                    | Status                                                 |
|------------|---------------------------------------------|-------------------------------|--------------------------------------------------------------------------------|--------------------------------------------------------|
| DA2020/8   | 110 Fox Street,<br>Walgett                  | Lot 2<br>DP511835             | Installation of<br>Underground<br>Fuel Tanks &<br>Replacement<br>Pylon Signage | Under<br>Assessment<br>Waiting on<br>TfNSW<br>Response |
| DA2020/11  | AG Creed                                    | Lot 3 DP45034                 | Dwelling                                                                       | Under<br>Assessment                                    |
| DA2020/12  | 18-20 Colin Street,<br>Carinda              | Lot 6 Sec 14<br>DP758227      | Subdivision                                                                    | Concurrence<br>NSW Planning                            |
| DA2020/16  | Cityscape<br>Planning &<br>Projects         | Part Lot 1 Sec<br>10 DP758612 | Alterations &<br>Additions<br>Lightning Ridge<br>Bowling Club                  | Under<br>Assessment                                    |
| DA2020/17  | 10 Shaw St<br>Rowena                        | Lot 11 Sec 1<br>DP758889      | Storage Shed                                                                   | Notification                                           |
| DA2020/18  | Kamilaroi Highway<br>Burren Junction        | Lot 13<br>DP753926            | Solar Farm                                                                     | Notification                                           |
| DA2020/19  | 3600 Willby Willby<br>Rd Lightning<br>Ridge | Lot 523<br>DP761510           | Quarry                                                                         | Notification                                           |
| DA2020/20  | 3 Warrena Street<br>Walgett                 | Lot 22 DP<br>579731           | Conversion of<br>Shed to Dual<br>Occupancy                                     | Notification                                           |

#### Complying Development

Nil

#### **Relevant reference document/policies:**

Environmental Planning & Assessment Act 1979 & Regulations

#### **Governance issues:**

Nil

#### **Environmental issues:**

Nil

#### **Stakeholders:**

Walgett Shire Council

Developer

Residents of Walgett Shire Council

#### **Financial implications:**

Nil

**Alternative solutions:**

Nil

**Conclusion:**

The above development approval information for September 2020 has been presented for Councillor information purposes.

| <b>Development Approvals September 2020</b>                                                                                                       |
|---------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council note the information contained within this report.</p> <p><b>Moved:</b></p> <p><b>Seconded:</b></p> |

## 10.4.2 WESTERN REGIONAL PLANNING PANEL WALGETT COUNCIL MEMBER APPOINTMENT

**REPORTING SECTION:** Planning  
**AUTHOR:** Libby Cumming, Contract Town Planner  
**FILE NUMBER:** TBA

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### Summary:

Sydney and Regional Planning Panels were introduced to NSW in 2009 to strengthen decision making on regionally significant development applications and other planning matters. Regional Planning Panels operate in the following four regions of the State:

- Hunter and Central Coast,
- Southern,
- Northern and
- Western.

Each panel is an independent body that is not subject to the direction of the Minister of Planning and Public Spaces. The Planning Panels:

- determine regionally significant development applications (DAs), certain other DAs and s4.55(2) and s4.56 modification applications
- act as the Planning Proposal Authority (PPA) when directed
- undertake rezoning reviews
- provide advice on other planning and development matters when requested
- determine site compatibility certificates under the *State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004*.

### Background:

At Council's meeting 25 October 2016, Council resolved to nominate:

- Matthew Clarkson and Jessica McDonald as delegates to the panel, and
- Andrew Wilson as an alternate.

These staff members are no longer employed by Council.

### Current Position:

Walgett Shire would mostly be impacted by two main functions of the Western Regional Planning Panel, being:

#### 1. Development Applications

The Planning Panels determine regionally significant development applications (DAs), certain other DAs and s4.55 (2) and s4.56 modification applications.

- Regional development, as outlined in Schedule 7 of the *State Environmental Planning Policy (State and Regional Development) 2011*
- development with a capital investment value (CIV)\* over \$30 million

Development with a CIV\* over \$5 million which is:

- council related
- lodged by or on behalf of the Crown (State of NSW)

- private infrastructure and community facilities
- eco-tourist facilities
- extractive industries, waste facilities and marinas that are designated development,
- certain coastal subdivisions
- development with a CIV\* between \$10 million and \$30 million which is referred to the Planning Panel by the applicant after 120 days.

\* Capital investment value (CIV) is calculated at the time of lodgement of the DA for the purpose of determining whether an application should go to a Planning Panel. Developments which meet State Significant Development criteria are not determined by the Sydney and Regional Planning Panels.

## 2. Zoning Reviews

The Planning Panels may undertake independent reviews of some Council and Department of Planning, Industry and Environment decisions in the plan making process. By providing an opportunity for an independent body to give advice on LEPs, the review processes allow Councils and proponents to have decisions about the strategic merits of proposed amendments reconsidered.

A request for a rezoning review can be submitted by a proponent where Council:

- has notified the proponent that the request to prepare a planning proposal is not supported, or
- has not indicated its support 90 days after the proponent submitted a request accompanied by the required information, or
- has failed to submit a planning proposal for a Gateway determination within a reasonable time after the council has indicated its support.

The Planning Panel will determine whether the planning proposal should proceed, or not proceed, for a Gateway determination. The Panel's decision will be based on the strategic and site specific merits of a proposal. The Panel will only review the planning proposal initially considered by Council, rather than any amended or updated version.

## 3. Membership

Membership and eligibility of a Regional Panel is set by Section 2.13(2) of the *Environmental Planning & Assessment Act 1979*.

(2) *A regional planning panel is to consist of the following 5 members:*

- (a) *3 members appointed by the Minister (the **State members**),*
- (b) ***2 nominees of an applicable council** (the **council nominees**) who are councillors, members of council staff or other persons nominated by the council.*

(3) *A person is not eligible to be a member of a Sydney district or regional planning panel if the person is:*

- (a) *a property developer within the meaning of section 53 of the Electoral Funding Act 2018,*  
*or*

**Note** - Section 53 of the Electoral Funding Act 2018 provides that **property developer** includes a person who is a close associate of a property developer.

- (b) *a real estate agent within the meaning of the Property, Stock and Business Agents Act 2002.*

**However, a person is not ineligible to be a member of a Sydney district or regional planning panel merely because the person carries on the business of a planning consultant.**

- (4) *The State members of a Sydney district or regional planning panel are to be persons who have expertise in at least one area of planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering, tourism or government and public administration. In appointing State members, the Minister is to have regard to the need to have a range of expertise represented among the panel's members.*
- (5) *At **least one** of the council nominees of a Sydney district or regional planning panel is to be a **person who has expertise in at least one area of planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering or tourism.***
- (6) *Each applicable council is to **nominate 2 persons as council nominees** for the purposes of a Sydney district or regional planning panel. If an applicable council fails to nominate one or more council nominees, a Sydney district or regional planning panel is not required to include 2 council nominees for the purposes of exercising its functions in relation to the area of the council concerned.*
- (7) *For the purposes of exercising the functions of a Sydney district or regional planning panel in relation to a matter, **the council nominees on the panel are to be those nominated by the applicable council for the land to which the matter relates.***
- (8) *In this section - **applicable council** means the council of an area that is situated (wholly or partly) in a part of the State for which a Sydney district or regional planning panel is constituted.*

The current State appointed members for the Western Regional Planning panel are:

Chair:            To be Appointed  
                      Andrew Hutton  
                      Sandra Hutton

The Bio for each member can be found at: <https://www.planningportal.nsw.gov.au/planning-panels/planning-panel-boundaries-and-members/western-regional-planning-panel>

**Relevant reference document/policies:**

*Environmental Planning & Assessment Act 1979 & Regulations*

**Governance issues:**

Council is required to nominate 2 members to the panel or the panel will make a decision without Walgett Local Government Representation.

**Environmental issues:**

Nil

**Stakeholders:**

NSW Planning, Industry & Environment  
Western Regional Planning Panel  
Walgett Shire Council  
Developers  
Community

**Financial implications:**

Nil

**Alternative solutions:**

To do nothing would result in Walgett Local Government Area having no representation on the Western Regional Planning Panel.

**Conclusion:**

Council needs to appoint two members and an alternate with the relevant eligibility to represent Walgett Local Government Area.

| <b>Western Regional Planning Panel Walgett Council Member Appointment</b>                                                                                                                                                                                                                              |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council appoint Michael Urquhart and Elizabeth Cumming as Walgett Council member representation to the Western Regional Planning Panel and Mervyn Prendergast as an alternate member.</p> <p><b>Moved:</b><br/><b>Seconded:</b><br/><b>Division Decision</b></p> |

**10.4.3 POLICY REVIEW – CEMETERIES POLICY**

**REPORTING SECTION:** Development Services  
**AUTHOR:** Bob Harris – Director of Environmental Services  
**FILE NUMBER:** TBA

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**Summary:**

The attached policy is presented to Council for adoption to allow for public exhibition and review.

**Background:**

The policy has been developed by a number of Council staff over several years and is a result of combined effort by Council staff in order to properly address enquiries from the public.

**Current Position:**

Council regularly receives enquiries from the Funeral industry and members of the community about what is and is not permitted.

**Governance issues:**

Without written policy direction Council staff are required to make decisions on an individual merit basis without written guidance.

**Environmental issues:**

No major issues have been identified.

**Stakeholders:**

Walgett Shire Council, Walgett Community and Walgett Shire Council Staff

**Financial Implications:**

The draft policy does allow for Council to require compliance with minimum standards of design and construction. As a result additional staff time may be required in dealing with these issues.

**Alternative Solutions/Options:**

Council not adopt the policy or adopt the policy as an unenforceable guide only.

**Conclusion:**

The Director Environmental Services is recommending Council adopt the draft policy for the purpose of advertising the policy for public comment.

| Policy Review – Cemeteries Policy                                                                                                                                                                                                                                                                                                                                                               |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <ol style="list-style-type: none"> <li>1. Council adopt the draft Cemeteries Policy and advertise the draft policy for a period of 28 days and allow 42 days for the receipt of submissions.</li> <li>2. That Council further consider public submissions and staff comments at a future meeting of Council.</li> </ol> <p><b>Moved:</b><br/><b>Seconded:</b></p> |

**Attachments:**

Draft Cemeteries Policy. Refer to attachment document – PART A



## **10.4.4 DEVELOPMENT APPLICATION 2020/12 – SUBDIVISION – 18-20 COLIN STREET CARINDA**

**REPORTING SECTION:** Planning  
**AUTHOR:** Libby Cumming, Contract Town Planner  
**FILE NUMBER:** DA2020/12

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### **Summary:**

This report is to consider Development Application 2020/12 for a 2 lot subdivision on Lot 6 Section 40 DP 758227 being 18-20 Colin Street, Carinda.

This report is to be considered under Clause 4.6 of the *Walgett Local Environmental Plan 2013* (WLEP).

### **Background:**

At Council's Ordinary Meeting on 22 September 2020 Council resolved:

#### **Resolution 11/2020/18**

1. *Approve the development consent conditions for DA2020/12, being a 2 lot subdivision on Lot 6 Section 40 DP 758227 being 18-20 Colin Street, Carinda, as per the recommendation of the Development Assessment report and the concurrence of NSW Planning, Industry & Environment Secretary, and*
2. *Delegation be given to the General Manager:*
  - a. *To approve DA2020/12 upon receipt of the concurrence of NSW Planning, Industry & Environment, and*
  - b. *Ensure any development consent issued is as per the conditions within any received concurrence.*

### **Current Position:**

Council applied for Concurrence from NSW Planning, Industry & Environment through the NSW Planning Portal and received advice from NSW Planning, Industry & Environment that delegation had previously been given to Council to determine applications of this nature. However, the application had to be determined by Council and not a delegate of Council. A copy of the advice as received is attached to this report, along with the Plan of Subdivision, Statement of Environmental Effects and Clause 4.6 Report.

There are no outstanding issues that cannot be dealt with by the use of appropriate development conditioning. The full development assessment, including recommended development conditions are attached.

Therefore this application is being resubmitted for Council endorsement.

### **Relevant reference document/policies:**

*Local Government Act (NSW) 1993 & Regulations*  
*Environmental Planning & Assessment Act 1979 & Regulations*  
*Walgett Local Environmental Plan 2013*  
*Walgett Development Control Plan 2016*

### **Governance issues:**

Delegation from NSW Planning, Industry & Environment was given to Council to determine concurrence of this nature in May 2020.

**Environmental issues:**

The disposal of onsite effluent which has been discussed above.

**Stakeholders:**

Developer  
Walgett Shire Council  
Residents of Walgett Shire Council  
NSW Planning, Industry & Environment

**Financial implications:**

Nil

**Alternative solutions:**

The alternative solution is to refuse the application.

**Development Application 2020/12 – Subdivision – 18-20 Colin Street, Carinda**

**Recommendation:**

That Council approve the Development Application 2020/12, being a 2 lot subdivision on Lot 6 Section 40 DP 758227 being 18-20 Colin Street, Carinda, as per the recommendation of the Development Assessment report.

**Moved:**

**Seconded:**

**Division Decision**

**Attachments:**

1. Plan of Subdivision
  2. Statement of Environmental Effects
  3. Clause 4.6 Variation Report
  4. Development Assessment
  5. NSW Planning, Industry & Environment Email dated 21 October 2020
  6. Planning Circular 20/002 – Variations to Development Standards – 5 May 2020
- Refer to Attachment Document – PART A

## 10.4.5 WALGETT SHIRE LOCAL HERITAGE FUND GRANTS 2020-2021

**REPORTING SECTION:** Planning and Regulatory Services  
**AUTHOR:** Kate Higgins, Heritage Advisor  
**FILE NUMBER:** TBA

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### Summary:

Applications for Council's annual Local Heritage Grants closed on Friday 28 August 2019, following Council's written notification of the funding program to the owners of all heritage listed properties. The time allowed to submit application was extended to the 25 September 2020 to assist applicants. Six applications were received and have been assessed by Council's Heritage Advisor and Town Planner. This report details the applications received and recommends that grants be allocated from the fund in accordance with recommendations provided by Council's Heritage Advisor.

### Background:

Council has agreed a budget of \$15,779.00 for the 2020-21 Local Heritage Grants program. Owners of properties that are included in Schedule 5 (the Heritage Schedule) of the Walgett Local Environmental Plan 2013 were advised by mail of the current heritage grant program in Council letters mailed 22 July 2020. (Private owners only were notified; public authorities are not eligible for the grants).

This program is run under the auspices of Heritage NSW which contributes a proportion of funding and which sets broad guidelines for its operation that Councils adopt. The Heritage NSW grant to Council for the 2020-21 program is \$5,500 (ex GST) for to Council for the program.

Eligible projects must generally be:

- Aimed at maintaining, preserving or restoring the heritage values of a place;
- Approved on a dollar-for-dollar basis. Contributions in the form of labour and/or materials can be considered;
- Subject to an upper funding limit by Council of \$5000. This can be varied depending on the number of applications received;
- Not used for improvements like new kitchens or bathrooms; and
- Not available to public organisations like Council or State Government agencies.

Property owners were advised of these guidelines in the letter Council sent. Applications for grant funding closed on Friday 30 August 2019. Six applications were received and are detailed below.

### Current position:

Applications for funding under the Local Government Heritage Grant program

Walgett Shire Council's Heritage Advisor evaluated the received applications and has recommended that the grants be dispersed as shown in the table below.

| Applicant.     | Address                                                                  | Project description                                                                        | Project cost               | Grant requested | Grant recommended                                                                        | Applicant Contribution |
|----------------|--------------------------------------------------------------------------|--------------------------------------------------------------------------------------------|----------------------------|-----------------|------------------------------------------------------------------------------------------|------------------------|
| Ivana Prasad   | The Astronomers Monument, Lightning Ridge                                | Repairs                                                                                    | \$10,000.00                | Nil             | Project not supported as a formal quotation for the costs of the works was not provided. | \$0                    |
| Glen Bloink    | Presbyterian Church, 43 Herbert Street, Collarenebri                     | New roof battens, roof sheeting, gutters and Downpipes to replace existing.                | \$9,650.57                 | \$4,825.28      | \$4,800.00                                                                               | \$4,850.57             |
| Glen Bloink    | Presbyterian Manse, 43 Herbert Street, Collarenebri                      | New roof battens, roof sheeting, gutters and downpipes for the church to replace existing. | \$9,576.90                 | \$4,788.45      | \$2,279.00                                                                               | \$7,297.90             |
| Michelle Smith | Tattersalls Hotel, 1 Wilson Street, Collarenebri                         | Preparation of fire plans, installation of fire safety elements to upgrade the building.   | \$30,000.00                | \$15,000        | Project not supported as a formal quotation for the costs of the works was not provided. | \$0                    |
| Barbara Moritz | Spicers Hut and Bush Cottage Hospital, 7 Morilla Street, Lightning Ridge | Termite protection system                                                                  | \$4,400.00                 | \$3,000.00      | \$3,000.00                                                                               | \$1,400.00             |
| Dale Bowden    | The Pink House, 152-156 Fox Street, Walgett                              | Repairs to building, including painting and replacement of missing vents.                  | \$11,538.73 (GST excluded) | \$5,000.00      | \$5,700.00                                                                               | \$5,838.73             |
| <b>Totals</b>  |                                                                          |                                                                                            | <b>\$35,166.20</b>         |                 | <b>\$15,779.00</b>                                                                       | <b>\$19,387.20</b>     |

The total of funds sought (\$17,613.73) exceeds the budgeted amount (\$15,779.00) by \$1,834.73. Therefore, the grants recommended are less than the amount requested by each of the applicants. This is because it was considered a preferable outcome to fund each project for slightly less than the applicant wished, rather than to delete one of the projects entirely. All recommended grants are less than the nominated maximum of \$5000 under the fund's guidelines and exceed the dollar-for dollar requirement from participants. One person has made two separate applications for two different projects. These have been considered as separate applications.

The applications received are discussed below.

- The Astronomer's Monument is a distinctive sculptural monument and museum built and designed by its owner at the time of in situ concrete. It is a landmark in a landscape of insubstantial structures and scrub, and demonstrates the individuality and perseverance that characterise the people of Lightning Ridge. The application was for the addition of four doors to be added to the upper level of the monument so that the applicant can sleep in the room, and for the resurfacing of some concrete slabs so as to allow water to drain away from the monument (rather than pooling in the monument). A grant of \$5,000 was sought. A grant was unable to be considered as a quotation for the proposed work was not provided.
- The project to replace roofing and install guttering on the former Presbyterian Church and Manse at Collarenebri has sought a total of \$9,613.73. An external inspection of the buildings indicates that, while neither has any guttering, the roof panelling and the visible roof battens were in reasonable condition. Both buildings, however, have structural issues with slipped, or collapsed stumping. The church building also has broken windows and missing cladding that would allow wind, dirt and water to enter the building – and thereby potentially working against a benefit that a new roof would provide. That said, the installation of guttering alone on the buildings would be of benefit and would work to keep stormwater away from the stumps. It is recommended that the applicant be provided with a total of \$7,079 (comprised of two separate grants of \$4,800 and \$2,279), and that the owner be encouraged to apply for funding in future years to consider re-stumping of the buildings.
- Tattersalls Hotel is a good example of a large inter-war brick commercial building in the Georgian revival style. It occupies a landmark site in Collarenebri, and survived the disastrous 1938 fire in Wilson Street. It is rare in the Shire. An application was received to undertake works in order in relation to a fire upgrade of the building. The project is worthwhile, however funding is unable to be approved as a quotation for the proposed works has not been provided.
- The Lightning Ridge Historical Society is seeking to install a new termite protection system for Spicers Hut and the Bush Nurses Cottage Hospital buildings. (The applicant has previously indicated that the termite problems on the site have substantially increased after Council's installation of the automatic drip system on the street verge near the property, although this is not verified in any way). The museum is run by a volunteer organisation and provides a key tourism activity for Lightning Ridge. Ongoing termite activity would jeopardise the structural stability of the buildings on the site and the operation of the museum and on that basis, the project is considered very worthwhile. The project is supported with a grant of \$3,000.
- The Pink House is a former nurses' home is a single storey weatherboard building with surrounding verandahs. It is an excellent example of an Inter-War/early Post-War nurses' home at a country hospital. The building is currently used as a guest house. The grant application is for repair and painting work which will enhance its appearance and protect the building fabric. The project is supported with a grant of \$5,700, slightly higher than the requested \$5,000.

The Heritage Advisor's full assessment is included at Attachment A to this Report.

#### **Relevant Reference Documents:**

Heritage schedule in the Walgett Local Environmental Plan 2013.  
Heritage Strategy 2019-2021

#### **Governance issues:**

Section 8 of the Local Government Act 1993 establishes Council's charter, which includes:

- \* to exercise community leadership

- \* to properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development
- \* to have regard to the long term and cumulative effects of its decisions
- \* to engage in long-term strategic planning on behalf of the local community
- \* to exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights

#### **Environmental issues:**

Grants from the Local Heritage Fund are one of the most significant methods by which Council facilitates the retention and conservation of local heritage items.

#### **Stakeholders:**

Public, affected land owners, Walgett Shire, Heritage NSW.

#### **Financial implications:**

Council has budgeted \$15,779.00 for local heritage grant projects in 2020-21, \$5,500 of which is funding received from Heritage NSW under its Local Heritage programs. A claim for funds from the Heritage NSW is made by Council at the end of the 2020-21 financial year and on successful completion of the agreed projects. A requirement of the Heritage NSW funding is that the fund be dispersed with regard for the recommendations of Council's Heritage Advisor.

#### **Alternative solutions/options:**

##### Decline to offer grants:-

Council could decline to offer local heritage fund grants. This has not been recommended as owners of heritage items and people concerned about heritage would probably perceive this as an adverse outcome.

##### Vary the grant amounts:-

Council could increase or decrease the amount of local heritage fund grants. In this context it is relevant to note that:

- There is a limited amount of funding available to Council from OEH.
- The amounts have been recommended by Council's Heritage Advisor with regard for the heritage merits of the respective applications;
- Variations have been proposed where considered appropriate.

##### Vary the *Interim Heritage Strategy Plan*:-

Council could vary the Heritage Strategy Plan. The current plan has been recommended with input from Council's heritage advisor as it is seen to be achievable and will better guide future strategies.

#### **Conclusion:**

Local Heritage Fund grants are an important mechanism for Council to facilitate the maintenance of local heritage items by landowners.

| <b>Grants from the Walgett Shire Local Heritage Fund</b>                                                                                                                                                                                 |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Walgett Shire Council resolve to:</p> <ol style="list-style-type: none"> <li>1. Disperse \$15,779 from the Walgett Shire Council Local Heritage Fund 2019-2020 in the following manner:</li> </ol> |

(a) \$5,700 to Dale Bowden for repair and maintenance works to The Pink House at 152-156 Fox Street, Walgett;

(b) \$3,000 to the Lightning Ridge Historical Society for the installation of a termite protection system for Spicer's Hut and the Bush Nurse Association Cottage at 7 Morilla Street, Lightning Ridge;

(c) a total of \$7,079 to Glen Bloink for the replacement of the roof and installation of guttering at the (former) Presbyterian Church and (former) Presbyterian Manse at 43 Herbert Street, Collarenebri.

**Moved:**

**Seconded:**

**Attachments:**

Heritage Advisor's assessment of the Local Government Heritage Grant applications for 2020-2021.

## ATTACHMENT A: Heritage Advisor's Assessment Report for the 2020-2021 Local Heritage Fund applications received

The table below is a summary of the Local Heritage Fund applications received. An assessment of each project is provided, together with a recommendation to approve a grant (or not) and conditions for each grant. This assessment follows my visit to Walgett Shire on 9 September 2020.

The grant amount has been determined based on a total amount of \$15,779 being available for Local Heritage Assistance Fund grants. This amount has been determined by adding Council's budget amount of \$10,279 to the \$5,500 provided by Heritage NSW.

The grants recommended are less than the amount requested by each of the applicants. This is because it was considered a preferable outcome to fund each project for slightly less than the applicant wished, rather than to delete one of the projects entirely.

### Summary report of projects

| Applicant      | Address                                              | Project description                                                                        | Project cost | Grant requested | Grant recommended                                                                        | Applicant Contribution |
|----------------|------------------------------------------------------|--------------------------------------------------------------------------------------------|--------------|-----------------|------------------------------------------------------------------------------------------|------------------------|
| Ivana Prasad   | The Astronomers Monument, Lightning Ridge            | Repairs                                                                                    | \$10,000.00  | Nil             | Project not supported as a formal quotation for the costs of the works was not provided. | \$0                    |
| Glen Bloink    | Presbyterian Church, 43 Herbert Street, Collarenebri | New roof battens, roof sheeting, gutters and Downpipes to replace existing.                | \$9,650.57   | \$4,825.28      | \$4,100.00                                                                               | \$5,550.57             |
| Glen Bloink    | Presbyterian Manse, 43 Herbert Street, Collarenebri  | New roof battens, roof sheeting, gutters and downpipes for the church to replace existing. | \$9,576.90   | \$4,788.45      | \$2,279.00                                                                               | \$4,497.90             |
| Michelle Smith | Tattersalls Hotel, 1 Wilson Street, Collarenebri     | Preparation of fire plans, installation of fire safety elements to upgrade the building.   | \$30,000.00  | \$15,000        | Project not supported as a formal quotation for the costs of the works was not provided. | \$0                    |
| Barbara Moritz | Spicers Hut and Bush Cottage Hospital,               | Termite protection system                                                                  | \$4,400.00   | \$3,000.00      | \$3,300.00                                                                               | \$1,500.00             |



| Applicant     | Address                                           | Project description                                                          | Project cost                  | Grant requested | Grant recommended  | Applicant Contribution |
|---------------|---------------------------------------------------|------------------------------------------------------------------------------|-------------------------------|-----------------|--------------------|------------------------|
|               | 7 Morilla Street,<br>Lightning Ridge              |                                                                              |                               |                 |                    |                        |
| Dale Bowden   | The Pink House,<br>152-156 Fox Street,<br>Walgett | Repairs to building,<br>including painting and replacement of missing vents. | \$11,538.73<br>(GST excluded) | \$5,000.00      | \$5,700.00         | \$6,838.73             |
| <b>Totals</b> |                                                   |                                                                              | <b>\$35,166.20</b>            |                 | <b>\$15,779.00</b> | <b>\$19,387.20</b>     |

**Astronomers Monument, Lightning Ridge**

|                 |                                                                                                                                                                                                                                                                                                       |
|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Applicant       | Ms Ivana Prasad                                                                                                                                                                                                                                                                                       |
| Heritage item   | The Astronomer's Monument is a distinctive sculptural monument and museum built by its owner and designer of in situ concrete, a landmark in a landscape of insubstantial structures and scrub, and demonstrating the individuality and perseverance that characterise the people of Lightning Ridge. |
| Cost of works   | \$10,000                                                                                                                                                                                                                                                                                              |
| Grant requested | \$5,000                                                                                                                                                                                                                                                                                               |
| Proposed work   | The addition of four doors to be added to the upper level of the monument so that the applicant can sleep in the room. Resurfacing of some concrete slabs so as to allow water to drain away from the monument (rather than pooling in the monument).                                                 |

An inspection of the site was made in September 2020. The proposed work is supported, however the applicant was advised that she needs to provide a formal quotation for the proposed work in order to be considered and that the quote must precisely describe the nature of the proposed work.

A quotation had not been received as at 27 September 2020.

**Recommendation:** That the grant not be provided due to inadequate documentation.



**Former Presbyterian Church, 43 Herbert Street, Collarenebri**

Note: This is the same application received and assessed in the preceding year. The applicant has advised that it did not proceed as it was not possible getting a tradesperson due to COVID-19. The comments below are those made by Council's Heritage Advisor in relation to the 2019-2020 grants program, the application has not been re-assessed.

|                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Applicant       | Glen Bloink                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Heritage item   | The Presbyterian Church is a good example of a simple weatherboard and galvanised iron inter-war church, built in 1925 but no longer used for its original purpose.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Cost of works   | \$9,650.57                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Grant requested | \$4,825.28                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Proposed work   | Replacement of the battens and roof sheeting on the former church and installation of guttering and downpipes.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Assessment      | <p>A site inspection showed that both buildings have rusted roofing panels and no guttering or downpipes, however there is no clear evidence of holes in the roofs and the panels appear complete and structurally sound. The stumps of both buildings have slipped – like as a result of poor stormwater drainage and moving soils over the years – and both have some broader structural issues to address as a result. In particular, the church building has broken windows and missing cladding. Both of those issues would allow penetration of wind, dust and water that are likely to degrade the building at a faster rate and may work to lessen the impact of new roof panels. The replacement of the roofing panels on the church does not appear to be immediately necessary; the rust appears to be surface and there are no obvious holes in the roof that would be allowing water to enter the building. The former manse building is in the same condition: the roof panels appear rusted, but are whole and do not appear to have penetrations that allow water to enter. While I did not enter the building, a brief discussion with the tenant indicated that there were no areas inside the building that had been affected by water ingress. The verandah has some 'springy' spots and weaknesses in the timber boards that are likely the result of slipped or otherwise deteriorated stumps.</p> <p>While it is likely that the roof panels could be treated and painted, there is clear value in providing guttering to the buildings to prevent further deterioration from improved stormwater management. The applicant has also provided a quote from a builder that indicates the panels and supporting battens require replacing.</p> |
| Recommendation  | That funding be approved for \$4,100.00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Conditions      | <ul style="list-style-type: none"> <li>• The replacement roof shall be of a silver colour (Zincalume or the like), although galvanised steel roof sheeting is preferred.</li> <li>• New guttering is to direct stormwater to a location at least 3 metres from the building. This may be to rubble pits or the street, consistent with relevant Council policies.</li> <li>• Gutters must match the profile of the existing gutters unless the existing are high rise gutters, in which case the new gutters must be low rise quad gutters.</li> <li>• Downpipes must be round.</li> <li>• The work must be undertaken in accordance with the relevant Australian Standards.</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |

|  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|--|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | <ul style="list-style-type: none"> <li>• The work must be undertaken in accordance with any relevant SafeWork NSW guidelines and Codes of Practice.</li> <li>• The work must be structurally adequate and must not reduce the structural integrity of the existing building. The advice of a structural engineer must be sought if necessary, or if there is any concern.</li> <li>• The work must not cause the building to contravene the Building Code of Australia.</li> <li>• Demolition must be carried out in accordance with AS 2601—2001, <i>The demolition of structures</i>.</li> <li>• In the case of manufactured components, work must be undertaken in accordance with manufacturer's specifications.</li> <li>• All materials and equipment must be stored wholly within the work site.</li> <li>• Waste materials must be managed on the site and then disposed of at a waste management facility.</li> <li>• A copy of the paid tax invoice to be provided to council to confirm that the contractor has been paid.</li> </ul> |
|--|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|



**Former Presbyterian Manse, 43 Herbert Street, Collarenebri**

Note: This is the same application received and assessed in the preceding year. The applicant has advised that it did not proceed as it was not possible getting a tradesperson due to COVID-19. The comments below are those made by Council's Heritage Advisor in relation to the 2019-2020 grants program, the application has not been re-assessed.

|                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Applicant       | Glen Bloink                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Heritage item   | The Manse is a good example of an inter-war weatherboard and galvanised iron house, which served as the manse for the Presbyterian Church from its construction in 1925 until the mid 1990s.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Cost of works   | \$9,576.90                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Grant requested | \$4,788.45                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Proposed work   | Replacement of the battens and roof sheeting on the former church and installation of guttering and downpipes.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Assessment      | <p>A site inspection showed that both buildings have rusted roofing panels and no guttering or downpipes, however there is no clear evidence of holes in the roofs and the panels appear complete and structurally sound. The stumps of both buildings have slipped – like as a result of poor stormwater drainage and moving soils over the years – and both have some broader structural issues to address as a result. In particular, the church building has broken windows and missing cladding. Both of those issues would allow penetration of wind, dust and water that are likely to degrade the building at a faster rate and may work to lessen the impact of new roof panels. The replacement of the roofing panels on the church does not appear to be immediately necessary; the rust appears to be surface and there are no obvious holes in the roof that would be allowing water to enter the building. The former manse building is in the same condition: the roof panels appear rusted, but are whole and do not appear to have penetrations that allow water to enter. While I did not enter the building, a brief discussion with the tenant indicated that there were no areas inside the building that had been affected by water ingress. The verandah has some 'springy' spots and weaknesses in the timber boards that are likely the result of slipped or otherwise deteriorated stumps.</p> <p>While it is likely that the roof panels could be treated and painted, there is clear value in providing guttering to the buildings to prevent further deterioration from improved stormwater management. The applicant has also provided a quote from a builder that indicates the panels and supporting battens require replacing.</p> |
| Recommendation  | That funding be approved for \$4,079.00.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Conditions      | <ul style="list-style-type: none"> <li>• The replacement roof shall be of a silver colour (Zincalume or the like), although galvanised steel roof sheeting is preferred.</li> <li>• New guttering is to direct stormwater to a location at least 3 metres from the building. This may be to rubble pits or the street, consistent with relevant Council policies.</li> <li>• Gutters must match the profile of the existing gutters unless the existing are high rise gutters, in which case the new gutters must be low rise quad gutters.</li> <li>• Downpipes must be round.</li> <li>• The work must be undertaken in accordance with the relevant Australian Standards.</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |

|  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|--|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | <ul style="list-style-type: none"> <li>• The work must be undertaken in accordance with any relevant SafeWork NSW guidelines and Codes of Practice.</li> <li>• The work must be structurally adequate and must not reduce the structural integrity of the existing building. The advice of a structural engineer must be sought if necessary, or if there is any concern.</li> <li>• The work must not cause the building to contravene the Building Code of Australia.</li> <li>• Demolition must be carried out in accordance with AS2601—2001, <i>The demolition of structures</i>.</li> <li>• In the case of manufactured components, work must be undertaken in accordance with manufacturer's specifications.</li> <li>• All materials and equipment must be stored wholly within the work site.</li> <li>• Waste materials must be managed on the site and then disposed of at a waste management facility.</li> <li>• A copy of the paid tax invoice to be provided to council to confirm that the contractor has been paid.</li> </ul> |
|--|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

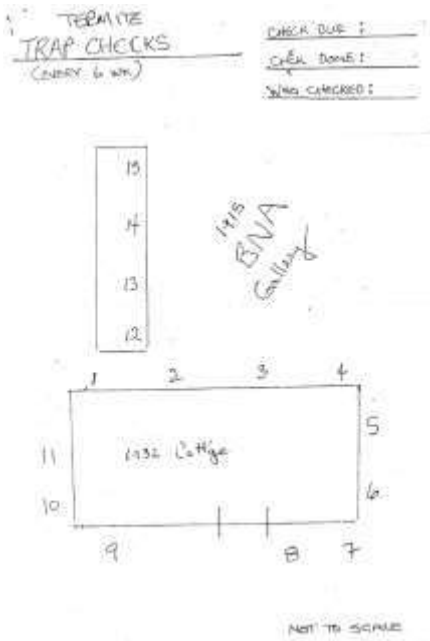


**Tattersalls Hotel, 1 Wilson Street, Collarenebri**

|                 |                                                                                                                                                                                                                                                                    |
|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Applicant       | Michelle Smith                                                                                                                                                                                                                                                     |
| Heritage item   | Tattersalls Hotel is a good example of a large inter-war brick commercial building in the Georgian revival style. It occupies a landmark site in Collarenebri, and survived the disastrous 1938 fire in Wilson Street. It is rare in the Shire.                    |
| Cost of works   | \$30,000.00                                                                                                                                                                                                                                                        |
| Grant requested | \$15,000.00                                                                                                                                                                                                                                                        |
| Proposed work   | <ul style="list-style-type: none"> <li>• Preparation of fire plans</li> <li>• Back to base fire panels</li> <li>• Smoke alarm system</li> <li>• Exit lighting</li> <li>• Exit door hardware</li> <li>• Certificate of compliance on completion of works</li> </ul> |
| Assessment      | The upgrade of the fire safety system will provide for the use of the building as a hotel offering accommodation.                                                                                                                                                  |
| Recommendation  | The project is appropriate, however funding is unable to be approved as a quotation for the proposed works has not been provided.                                                                                                                                  |
| Conditions      | N/A                                                                                                                                                                                                                                                                |



**Spicers Hut and Bush Nurses Cottage Hospital, 7 Morilla Street, Lightning Ridge**

|                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Applicant       | Lightning Ridge Historical Society (Barbara Moritz)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Heritage item   | <p>Yes – Spicer's Hut and the Bush Nurse Association Cottage.</p> <p>Spicer's Hut is a rare intact basic miner's cottage, conventional in overall form, with rough cypress pine frame and cladding, corrugated iron roof and earth floor, demonstrating the self-sufficiency, ingenuity and priorities of the early opal miners, their living conditions, and the antecedents of the continuing tradition of idiosyncratic dwellings on the opal fields. The Bush Nurse Association Cottage is set behind Spicer's Hut. It is a fine timber building. Both buildings are now used as museums by the Lightning Ridge Historical Society.</p>                                                                   |
| Cost of works   | \$4,400.00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Grant requested | \$3,000.00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Proposed work   | <p>Replacement of the termite protection canisters which are part of a termite protection and baiting system installed around the museum buildings. The work includes:</p> <ul style="list-style-type: none"> <li>• Initial timber inspection and report</li> <li>• Installation of system components (15 stations)</li> <li>• regular system monitoring for 12 months</li> <li>• Site report after each monitoring visit</li> </ul> <p>(The above information is from the Flick Pest Control quotation dated 26/8/2020 which is attached to the grant application.)</p>  <p>Sketch showing the location of the traps.</p> |
| Assessment      | <p>The museum installed a termite protection and baiting system several years ago (with the assistance of Council through the Local Government Heritage grant program). This system has now reached the end of its useful life and Flick have recommended replacement with a Sentricon system.</p> <p>The museum site contains two unique buildings and is heritage listed, and provides a strong tourism focus for the town. The project is considered worth funding to ensure the ongoing survival of the historic buildings.</p>                                                                                                                                                                           |



|                |                                                                                                      |
|----------------|------------------------------------------------------------------------------------------------------|
| Recommendation | That funding be approved for \$2,900.00                                                              |
| Conditions     | Copy of the paid tax invoice to be provided to council to confirm that the contractor has been paid. |



**The Pink House, 152-156 Fox Street, Walgett**

|                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Applicant       | Dale Bowden                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Heritage item   | The former nurses' home is a single storey weatherboard building with surrounding verandahs. It is an excellent example of an InterWar/early Post-War nurses' home at a country hospital.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Cost of works   | \$11,538.73                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Grant requested | \$5,000.00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Proposed work   | <ul style="list-style-type: none"> <li>- Level all sumps across the eastern verandah front of building.</li> <li>- Level all stumps across the sun room on the northern side of the building.</li> <li>- Repair four of the timber ventilators on the northern and southern side of the building (where evaporative coolers have been removed).</li> <li>- Refix six stair balustrades that have fallen down.</li> <li>- Prepare and paint six damaged doors in the toilet/ bathroom areas</li> <li>- Prepare and paint all new works for ventilation on gable ends X 4</li> <li>- Prepare and paint posts, handrails and stairs on the 3 concrete emergency exits (front and the 2 northern sides)</li> <li>- Remove, prepare and paint sliding windows in the glass room x 16</li> <li>- Prepare and paint external wall cladding of northern glass room</li> </ul>                                                                                                                                                                                                                                                                        |
| Assessment      | The proposed work will improve the structural stability, appearance and functionality of the building, as well as protecting external elements from the weather. The work will help the existing residential accommodation use remain viable. The building is prominent in the Fox Street streetscape upon entry to Walgett.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Recommendation  | That funding be approved for \$4,700                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Conditions      | <ul style="list-style-type: none"> <li>• The work must be undertaken in accordance with the relevant Australian Standards.</li> <li>• The work must be undertaken in accordance with any relevant SafeWork NSW guidelines and Codes of Practice.</li> <li>• The work must be structurally adequate and must not reduce the structural integrity of the existing building. The advice of a structural engineer must be sought if necessary, or if there is any concern.</li> <li>• The work must not cause the building to contravene the Building Code of Australia.</li> <li>• Demolition must be carried out in accordance with AS2601—2001, <i>The demolition of structures</i>.</li> <li>• In the case of manufactured components, work must be undertaken in accordance with manufacturer's specifications.</li> <li>• All materials and equipment must be stored wholly within the work site.</li> <li>• Waste materials must be managed on the site and then disposed of at a waste management facility.</li> <li>• A copy of the paid tax invoice to be provided to council to confirm that the contractor has been paid.</li> </ul> |

- |  |                                                                                                                                                                                                                                                      |
|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | <ul style="list-style-type: none"><li>• The new ventilator must be painted timber louvres divided into three separate sets to match the original/existing. Only the part removed is to be replaced. Existing ventilators must be retained.</li></ul> |
|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|



## 10.4.6 MEMORANDUM OF UNDERSTANDING – NSW POLICE FORCE

**REPORTING SECTION:** Planning  
**AUTHOR:** Libby Cumming, Contract Town Planner  
**FILE NUMBER:** TBA

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### Summary:

The subject of this report is to endorse the renewal of a Memorandum of Understanding (MOU) between the NSW Police Force and Walgett Shire Council to facilitate the implementation of *Crime Prevention Through Environmental Design* (CPTED) principles in the review and assessment of Development Applications.

### Background:

Council and the NSW Police Force took out a MOU in 2015 regarding the protocols around CPTED assessment for development. The developments that were and are currently referred are:

- Licensed premises
- New retail shopping centres or retail shopping centres undergoing refurbishment
- Mixed use developments
- Multiple unit developments and/or mixed developments
- Major public space redevelopment
- New industrial complexes
- New schools or major refurbishments to existing schools
- Public parks, sporting grounds and community facilities
- Hospitals and aged care facilities
- Any application or type of application that Council or the Castlereagh LAC deem may be of **Police Interest** or of **special interest**
- Unusual developments (brothels, hotels, motels, backpacker hostels, etc.)

### Current Position:

A request has been made from NSW Police to renew the MOU which would reflect the changes in crime patterns, the size/significance of proposals and current legislation.

*Crime Prevention Through Environmental Design* (CPTED) is a crime prevention strategy that focuses on the design, planning and structure of buildings and towns. The proper design of buildings and places using CPTED principles reduces crime and fear by minimising criminal opportunity and fostering positive social interaction among genuine users of space.

It was introduced by NSW Planning, Industry & Environment in 2001 and it the impact of development on crime forms a necessary part of the consideration of Development Applications under section 4.15 of the *Environmental Planning and Assessment Act 1979*. To facilitate this consideration, this protocol outlines the manner in which the Central North Police District will be consulted in relation to Development Applications which, if approved, may impact upon criminal activity.

The MOU outlines the following development types for consultation, but it is not exhaustive>

- a. multiple units, townhouse, villa developments (with 5 or more dwellings);
- b. mixed use developments (with 5 or more dwellings);
- c. new or upgraded commercial/retail development (major work);
- d. new industrial complexes with multiple Industrial units (multiple industrial works);
- e. new or upgraded schools (major works);
- f. railway stations;
- g. large sports and community facilities;
- h. clubs/hotels (including, without limitation, extended trading hours, gaming rooms etc);

- i. service station convenience stores;
- j. hospitals;
- k. unusual developments (including, without limitation, arcades, brothels, amusement centres, tattoo/body modification parlours, upgrades to department of housing properties);
- l. construction of underpasses and overpasses;
- m. construction of community facilities (including, without limitation, public toilets, amenity blocks etc);
- n. applications for change of business hours for certain businesses (eg, late trading food outlets etc);
- o. community events; and
- p. any other DA types that the Council deems necessary.

A proposed MOU is attached to this report.

**Relevant reference document/policies:**

*Local Government Act (NSW) 1993 & Regulations*

*Environmental Planning & Assessment Act 1979 & Regulations*

*Walgett Local Environmental Plan 2013*

*Walgett Development Control Plan 2016*

**Governance issues:** Nil

**Stakeholders:**

Developer, Walgett Shire Council, Residents of Walgett Shire Council and NSW Police – Central North police District

**Financial implications:** Nil

**Alternative solutions:**

The alternative solution is not to undertake the Memorandum of Understanding, thus not having consultation on development outcomes that would improve crime prevention in the Walgett local government area.

**Conclusion:**

The relationship between Council and NSW Police (Central North Police District) in regards to consultation has been a positive one, and it would be in the best interest of positive development outcomes in crime prevention to continue with the referral of development applications for consultation and to renew an updated Memorandum of Understanding.

**Memorandum Of Understanding – NSW Police Force**

**Recommendation:**

That Council renew the Memorandum of Understanding between the NSW Police Force and Walgett Shire Council to facilitate the implementation of Crime Prevention through Environmental Design principles in the review and assessment of Development Applications.

**Moved:**

**Seconded:**

**Division Decision**

**Attachments:**

Memorandum of Understanding



**MEMORANDUM OF UNDERSTANDING**  
**REGARDING THE REVIEW OF DEVELOPMENT APPLICATIONS**  
**WHICH ARE REFERRED TO A POLICE AREA COMMAND/POLICE DISTRICT OF THE NSW**  
**POLICE FORCE**  
**BY A LOCAL COUNCIL**

**THIS MEMORANDUM OF UNDERSTANDING (MoU)** is entered into between the NSW Police Force (as represented through the Police Area Command/Police District specified below) and the Local Council specified below:

**Police Area Command/Police District:** Central North Police District (PDs)

**Local Council:** Walgett Shire Council (Council)

**Introduction**

- A. The purpose of this MoU is to facilitate the implementation of *Crime Prevention Through Environmental Design (CPTED)* principles in the review and assessment of Development Applications (DAs) submitted by the Council to the PAC/PD, for review and comment by the PAC/PD.
- B. The CPTED principles put into practical effect the theory propounded by respected criminologists that effective environmental design can be used to reduce crime.
- C. This MoU accords with the recommendation of the Department of Urban Affairs and Planning, as it was then constituted, in its 2001 guidelines: *Crime Prevention and the Assessment of Development Applications – Guidelines under section 4.15 of the Environmental Planning and Assessment Act 1979*.

**Applicability**

1. The Council will consider CPTED principles when assessing all DAs, in accordance with the relevant legislative guidelines, particularly section 4.15 of the *Environmental Planning and Assessment Act 1979* (NSW).
2. Although the Council may consider the referral to the PAC/PD of, or a joint review between the Council and the PAC/PD of, any DAs of the types listed in **Schedule 3** (and may consult with the PAC/PD during that consideration process), the Council retains the sole discretion as regards to which DAs will be:
  - a. referred to the PAC/PD for review; or
  - b. requested to be jointly reviewed by the PAC/PD and the Council.
3. The types of DAs listed in **Schedule 3** are indicative only, and the Council may refer any other type of DAs to the PAC/PD (particularly in the event that the Council and/or the PAC/PD hold any concerns with respect to any evolving trend in crime patterns, or potential crime patterns).

**Contact Details**

4. The name and details of the contact persons for each of the parties to this MoU, and the email address for DAs to be sent by the Council to the PAC/PD, are as specified in **Schedule 1** and **Schedule 2** respectively.
5. The Council and the PAC/PD may from time to time provide each other with updated contact details, reflecting any changes to their respective contact details specified in **Schedules 1** and **2** of this MoU.

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**Procedure**

6. Where the Council wishes to provide a DA to the PAC/PD for review and comment, the Council will provide a copy of the applicable DA to the PAC/PD via the email address specified in **Schedule 1** (as updated from time to time in accordance with clause 5), or if no email address is listed, to the PAC/PD's Crime Prevention Officer.
7. The PAC/PD will determine, at its sole discretion, whether to review or comment upon a DA referred to it by the Council.
8. If the PAC/PD elects to review or comment upon a referred DA, the PAC/PD will notify the Council that it will provide a response within an agreed period of time (the **Agreed Time Frame**), which ideally should be no more than 14 days after the PAC/PD's receipt of a referred DA.
9. For the avoidance of doubt, the PAC/PD acknowledges that it may not be possible for the Council to take account of a PAC/PD's response, which is received outside the Agreed Time Frame.
10. Where the Council considers it appropriate, the PAC/PD may be invited to a pre-DA conference and any other meeting, organised and attended by the Council relating to the reviewing of a DA by the Council.
11. Where the PAC/PD seeks clarification or requests a meeting with the Council to either view plans or seek clarification of aspects of the referred DA, this should normally be arranged by the PAC/PD telephoning the relevant the Council representative within the Agreed Time Frame.
12. Unless otherwise agreed, all comments or suggestions which are to be submitted by the PAC/PD on a referred DA are to be in writing, sent by email and received within the Agreed Time Frame.
13. The PAC/PD acknowledges that:
  - a. the Council cannot guarantee that comments or suggestions which are provided verbally by representative(s) of the PAC/PD will be taken into account; and
  - b. it may not be possible for the Council to provide written acknowledgment of the receipt of verbal comments or suggestions.
14. All written comments or suggestions of the PAC/PD:
  - a. should be marked to the attention of the Council's representative(s) specified in **Schedule 1**;
  - b. should quote the relevant DA number; and
  - c. can be provided electronically to the Council in a manner agreed between the PAC/PD and the Council.
15. The Council will endeavour to take into account the comments or suggestions of the PAC/PD in the process of determining the DA.

**Exchange of Information**

16. Given the obvious benefit to both the Council and the PAC/PD, the parties will endeavour to arrange for discussions to take place between representatives of the parties at least every six to twelve months (or more frequently should the circumstances require), with the view to discussing any emerging issues or trends

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that may have an impact on the consideration of DAs either generally or specifically, in the context of crime prevention.

17. Where relevant and appropriate and subject to any applicable laws, the PAC/PD may make available to the Council, any crime related (de-identified) information that may be helpful to the Council in the processing of DAs.

**Term**

18. This MoU commences on the date on which it is countersigned the Council and continues until it is either:
- a. superseded by a subsequent Memorandum of Understanding (relating to the same subject matter) between the parties; or
  - b. terminated at the written request of one of the parties, provided that such termination should, where reasonably possible, only occur after prior consultation with the other party.

**Confidentiality**

19. The parties understand that in the absence of any overriding legislative authority, they are required to comply with the relevant provisions of the *Privacy and Personal Information Protection Act 1998* (NSW) and any other applicable legislation governing the subject matter of this MoU.
20. The parties will ensure that the information exchanged or provided by the other party under this MoU will only be used for the purposes specified herein.
21. Subject to clauses 19, 20 and 22, the each party acknowledges that the other party may from time to time publish or disclose to third parties information disclosed by the other party under this MoU, including in the case of the Council, to DA applicants and in reports issued by the Council relating to the relevant DA.
22. Where the PAC/PD designates, identifies or labels (whether orally or in writing) certain information (or certain portions of information) as being confidential or sensitive, or where certain information (or certain portions of information) is clearly confidential or sensitive, the Council must:
- a. keep all such information howsoever obtained confidential and respect the privacy of any individual to whom the information relates; and
  - b. not provide such information to any third party,
- unless:
- c. the PAC/PD has provided its prior written consent for the information to be disclosed; or
  - d. the Council is required by applicable law to disclose the information (in which case the Council will, where permitted, provide prompt written notice to the PAC/PD).



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**Subpoena and Court Orders**

23. A party served with a subpoena, notice to produce, discovery order or a summons to produce documents (**Court Order**) relating to any material, document or information disseminated under this MoU (the **MoU Documents**), will:
- a. notify the other party of the Court Order and the MoU Documents they intend to produce, in sufficient time to enable the other Party to object to their production if necessary; and
  - b. in the situation where the other party objects to their production in accordance with this clause, produce the objected information in a separate, sealed envelope into Court and notify the Court that the other party objects to their production and intends making an application to resist production.

**Government Information (Public Access) Act 2009**

24. The party served (the **party served**) with a valid application for access to information under the *Government Information (Public Access) Act 2009* (NSW) (the **GIPA Act**) will:
- a. where the documents requested relate more closely to the functions of another agency transfer the access application to the other agency within 10 working days of receipt. Pursuant to s.44 of the GIPA Act this may be agency or applicant initiated;
  - b. consult with the other party pursuant to s.54 of the GIPA Act where the other party may reasonably be expected to have concerns about disclosure; and
  - c. if an objection is received to disclosure, the party served may:
    - a. refuse access to the information; or
    - b. inform the objecting party that release is being considered and provide rights of review in accordance with s. 54(6) of the GIPA Act.

**Non-legally binding arrangement:**

25. The parties expressly acknowledge that given the subject matter herein, this MoU is not intended to:
- a. create any contractual relations or other legally enforceable obligations between them;
  - b. be enforceable in any court, mediation or arbitration; or
  - c. be a substitute for any legislation or to be construed as overriding any provision in legislation that is inconsistent with this MoU.

**Notices**

26. Any notice in writing pursuant to this MoU is to be given to the receiving party's representative(s) specified in the applicable schedule herein, or such other representative(s) subsequently notified, in writing (including by email), to the other party.

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**Entire arrangements**

27. The arrangements and understandings contained in this MoU supersede all previous arrangements and understandings in relation to the same or similar subject matter whether or not such previous arrangements or understandings were recorded or reduced to writing and signed by the agencies that are party to this MoU.

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**MoU Execution Page**

**Signed by the parties:**

**NSW Police Force:**

Signed on behalf of the NSW Police Force  
(as represented through the Police Area  
Command/Police District specified on page  
one) by Natalie Marsic, A/General Counsel as  
delegate of the Commissioner of Police.

.....  
Signature of delegate

Date:

in the presence of:

.....  
Name of witness

.....  
Signature of witness

**Walgett Shire Council:**

Executed for and on behalf of Walgett Shire  
Council 88 769 076 385, by Michael Urquhart,  
General Manager as an authorised officer:

.....  
Signature of authorised officer

Date:

in the presence of:

.....  
Name of witness

.....  
Signature of witness

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**Schedule 1**

(The Council contacts)

The name and contact details of the Council representative(s) to whom written PAC/PD comments and suggestions and any notices under this MoU are to be forwarded are as follows:

**Walgett Shire Council**

Position Name: Town Planner

Mailing Address: PO Box 31 Walgett NSW 2832

Email address: [townplanner@walgett.nsw.gov.au](mailto:townplanner@walgett.nsw.gov.au)

Fax number: 6828 1608

Telephone: 6828 6129

**Schedule 2**

(The Police Area Command/Police District contacts)

Email address for DAs to be sent:

Email address: [CENPDCPO@police.nsw.gov.au](mailto:CENPDCPO@police.nsw.gov.au)

The name and contact details of the Police Area Command/Police District representative(s) to whom all DAs or any notices under this MoU are to be forwarded are as follows:

Position Name: Crime Prevention Officer

Mailing Address: Bourke Police Station, 46 Oxley Street, Bourke NSW 2840

Email address: [CENPDCPO@police.nsw.gov.au](mailto:CENPDCPO@police.nsw.gov.au)

Fax number: 02 6870 0812

Telephone: 02 6870 0818

**Schedule 3**

(The indicative types of DAs)

The following is a non-exhaustive list of the types of DAs that may be provided by the Council to the PAC/PD under this MoU:

- a. multiple units, townhouse, villa developments (with 5 or more dwellings);
- b. mixed use developments (with 5 or more dwellings);
- c. new or upgraded commercial/retail development (major work);
- d. new industrial complexes with multiple industrial units (multiple industrial works);
- e. new or upgraded schools (major works);
- f. railway stations;
- g. large sports and community facilities;
- h. clubs/hotels (including, without limitation, extended trading hours, gaming rooms etc);
- i. service station convenience stores;
- j. hospitals;

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- k. unusual developments (including, without limitation, arcades, brothels, amusement centres, tattoo/body modification parlours, upgrades to department of housing properties);
- l. construction of underpasses and overpasses;
- m. construction of community facilities (including, without limitation, public toilets, amenity blocks etc);
- n. applications for change of business hours for certain businesses (eg, late trading food outlets etc);
- o. community events; and
- p. any other DA types that the Council deems necessary.

## 10.4.7 DEVELOPMENT APPLICATION 2020/16 – ALTERATIONS & ADDITIONS TO THE LIGHTNING RIDGE BOWLING CLUB

**REPORTING SECTION:** Planning  
**AUTHOR:** Libby Cumming, Contract Town Planner  
**FILE NUMBER:** DA2020/16

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### Summary:

This report is to consider Development Application 2020/16, being alterations and additions to the Lightning Ridge Bowling Club on Lots 1, 3 & 11 Section 10 DP 758612, Lots 13 & 14 DP 39979, Lot 1 DP 1121552 and Lot 94 DP 823890 being 25-29 Morilla Street, Lightning Ridge.

This application is being considered by Council due to the value of the works being \$7,369,000.

Delegation is being requested for the General Manager to complete the determination of this application.

### Background:

The Lightning Ridge bowling Club was built prior to 1968. It has had several major upgrades since that time. Currently the club does not have strict fire compliance with the National Construction Code, and the first upgrades are to bring the building up to standard.

### Current Position:

This report is to consider Development Application 2020/16, being alterations and additions to the Lightning Ridge Bowling Club on Lots 1, 3 & 11 Section 10 DP 758612, Lots 13 & 14 DP 39979, Lot 1 DP 1121552 and Lot 94 DP 823890 being 25-29 Morilla Street, Lightning Ridge. The proposed Plans and accompanying Statement of Environmental Effects is attached to this report.

The land is zoned B2 Local Centre under the *Walgett Local Environmental Plan 2013* and complies with the intent of the zone objectives.

Generally, the works involve 749m<sup>2</sup> of new Gross Floor Area (GFA) that will provide the following:

- ✓ New club entry and foyer
- ✓ Reconfigured beer-garden including micro-brewery, new kitchen and outdoor dining and seating area
- ✓ Kids play area
- ✓ New cafe
- ✓ Modified bottle-shop and cool room area
- ✓ Modified indoor gaming area (no increase in machines)
- ✓ Modified outdoor gaming area (no increase in machines)
- ✓ Hotel accommodation at the upper floor
- ✓ New administration area
- ✓ New outdoor BBQ area adjacent to bowling green
- ✓ New garage and sheds for bowling green and site maintenance

### Ground Floor

- ✓ New porte cochere at the pedestrian entry including new roof and supporting columns
- ✓ New airlock at the building entry
- ✓ Modified foyer and new entry area

- ✓ New toilets and amenities at the entry area
- ✓ New cafe
- ✓ New stair to upper floor
- ✓ Modified bottle shop and cool room area
- ✓ Modified cool room
- ✓ Reconfigured beer-garden including micro-brewery, new kitchen and outdoor dining and seating area
- ✓ Kids play area
- ✓ New water feature
- ✓ Modified indoor gaming area
- ✓ Modified outdoor gaming area
- ✓ New TAB
- ✓ Modified function room including new bar and toilet
- ✓ New entry and auto door to eastern elevation to provide access to bowling green
- ✓ New corridor and exit to Kaolin St
- ✓ New outdoor terrace area and kid play area at Kaolin St
- ✓ New indoor kid's area
- ✓ Refurbished bar at north west corner of club
- ✓ Refurbished and new accessible toilets at north east corner of club
- ✓ New Audio Visual room at north eastern section of club
- ✓ Modified sports function room
- ✓ New outdoor BBQ area and awning

#### **First Floor**

- ✓ New office boardroom, administration and storage area
- ✓ Replace existing office area with 8 x hotel rooms
- ✓ Covered link between hotel and first floor function room
- ✓ New lift and stairs

#### **Front (Morilla St) Elevation**

- ✓ New rendered walls and parapet to entry and port cochere area
- ✓ new decorative screen to new stair and modified bottle-shop
- ✓ New awning and roof over modified bottle shop and port cochere
- ✓ New 2.4m high louvered screen wall to outdoor gaming area
- ✓ New brick wall to close existing openings

#### **Agate St Elevation**

- ✓ Solid masonry wall to new kitchen and cool room area
- ✓ New decorative screen to new stair area
- ✓ New doors and roller shutters to openings
- ✓ New brick wall to close existing opening on upper floor

#### **Kaolin St Elevation**

- ✓ New louvered screens wall to outdoor seating areas
- ✓ New fence to outdoor play area
- ✓ New full length windows and balconies to upper floor guest rooms
- ✓ New solid wall areas to store room and maintenance room

#### **Bowling Green (Eastern) Elevation**

- ✓ New glass wall and sliding door to new entry areas
- ✓ New solid wall areas to store room
- ✓ New lift shaft and solid wall at upper floor area
- ✓ New solid wall - cement rendered to upper floor stair



The proposed development will occur over several stages with as separate Construction Certificates.

No increase in gaming machines or changes to operating hours is proposed.

The proposed development is generally compliant with the *Walgett Development Control Plan 2016* except for the provision of onsite carparking. The proposed upgrades will increase the required onsite carparking by 19 spaces. It is considered that the current onsite parking number is adequate as:

- The current onsite parking currently adequately caters for peak demand
- The guest accommodation usage would result in a parking use pattern that occurs as part of the coincidental use of the other club facilities, and
- The site has a street frontage to Morilla, Agate and Kaolin Streets which provide ample additional parking for any parking overflow during the infrequent and occasional peak periods where the existing 64 spaces ever reached full capacity

The application was notified as per the provisions of the *Walgett Community Participation Plan 2020* for the period 10 September 2020 until 23 September 2020. No submissions were received.

As the Lighting Ridge Bowling Club is licensed premises, this application was referred to the NSW Police for comment as per Castlereagh LAC and Walgett Council joint development protocol. Additional Information was requested by the NSW Police on two occasions to address security concerns. As at the date of writing this report, a response has only been received from the applicant for the first request. A copy of the NSW Police Requests and the information supplied by the applicant are attached.

As the issues arising relate to internal components of the alterations, it is requested that delegation be given to the General Manager to finalise the development consent condition based on the comments from NSW Police.

There are no other outstanding issues that cannot be dealt with by the use of appropriate development conditioning. The full development assessment, including recommended development conditions is attached.

**Relevant reference document/policies:**

*Local Government Act (NSW) 1993 & Regulations*  
*Environmental Planning & Assessment Act 1979 & Regulations*  
*Crown Land Management Act 2016 & Regulations*  
*Walgett Local Environmental Plan 2013*  
*Walgett Development Control Plan 2016*

**Governance issues:**

Nil

**Environmental issues:**

Nil

**Stakeholders:**

Developer  
Walgett Shire Council



Residents of Walgett Shire Council  
NSW Planning, Industry & Environment – Crown Lands

**Financial implications:**

Nil

**Alternative solutions:**

The alternative solution is to refuse the application.

**Conclusion:**

There are no outstanding issues that cannot be dealt with by the use of appropriate conditioning in the development consent.

**Development Application 2020/16 – Alterations and Additions To The Lightning Ridge Bowling Club**

**Recommendation:**

That Council give delegation to the General Manager to:

a) Consider the final comments from the NSW Police and apply the appropriate conditions as request by the NSW Police or to address their concerns, and

b) Approve Development Application 2020/16, being alterations and additions to the Lightning Ridge Bowling Club on Lots 1, 3 & 11 Section 10 DP 758612, Lots 13 & 14 DP 39979, Lot 1 DP 1121552 and Lot 94 DP 823890 being 25-29 Morilla Street, Lightning Ridge, as per the recommendation of the Development Assessment report.

**Moved:**

**Seconded:**

**Division Decision**

**Attachments:**

Plans

Statement of Environmental Effects

Development Assessment

NSW Police Response/Request for Additional Information

Crime Prevention Through Environmental Design Assessment

Refer to Attachment Document – PART B

**10.4.8 DEVELOPMENT APPLICATION 2020/19 - QUARRY**

**REPORTING SECTION:** Planning  
**AUTHOR:** Libby Cumming, Contract Town Planner  
**FILE NUMBER:** DA2020/19

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**Summary:**

This report is to consider Development Application 2020/19 for the operation of a quarry on Part Lot 523 DP 761510 Western Lands Lease 2486 being 3600 Wilby Wilby Road, Lightning Ridge.

**Background:**

The dominant historical and current land use in the immediate vicinity of the proposed quarry has been domestic livestock grazing, primarily sheep. Goat grazing has recently commenced on ridges nearby with similar vegetation and soils, so it is an additional potential future land use.

Previous quarry operations have effectively removed about 1 metre of soil and gravel from about 1.868 hectares (98%) of the proposed quarry site. The disturbed area is typically recessed about 1 metre below natural ground level. About 0.03 hectares (2%) of the proposed quarry site has not been significantly disturbed by previous gravel extraction.

Observations of excavations, tree regrowth and aerial photographs suggests the excavation has been sporadic and occurred over more than 50 years.

It is the proponent's understanding that more than 90% of the historic gravel extraction has occurred at the behest of Walgett Shire Council for use on nearby public roads. A minor amount of gravel may have also been used for agricultural purposes. The historic quarry does not have any existing Crown Land Extractive Industry Licence or development consent.

**Current Position:**

This report is to consider Development Application 2020/19 for the for the operation of a quarry on Part Lot 523 DP 761510 Western Lands Lease 2486 being 3600 Wilby Wilby Road, Lightning Ridge. The Statement of Environmental Effects, Draft Environmental Management & Rehabilitation Plan, Amended Access Location Plan and Submissions are attached to this report.

The land is zoned RU1 Primary Production under the WLEP and is permitted with consent. The development complies the intent of the zone objectives and the *Walgett Development Control Plan 2016*.

The application was notified as per the provisions of the *Walgett Community Participation Plan 2020* for the period 29 September 2020 until 13 October 2020. Two submissions were received.

The issues raised in the submissions were:

**1. Road Deterioration**

The concern about road safety and damage was raised. Conditions relating to a levy of \$0.23 to be paid for each tonne extracted, and appropriate signage conditions have been applied. The levy is to increase by CPI annually and the funds collected will go towards the rehabilitation, restoration, repair and/or maintenance of Wilby Wilby Road.

**2. Safety of Access Location**

This was also identified during a site inspection. It was discussed with the applicant and he submitted a new access location which has a better and adequate sight distance. Further a condition of development consent is that: Signage be erected in a suitable location on Wilby Wilby Road advising all approaching local traffic that trucks will be entering and exiting the quarry site.

**3. Koala Habitat**

The Koala assessment undertaken did not indicate a Koala population. The Koala Habitat Protection map (prepared by NSW Planning , Industry & Environment) shows that the quarry site and immediate surrounds are not part of the “koala development application map”, hence development consent is permitted under clause 10 of the Koala SEPP and a “core koala habitat” survey is not required.

**4. Request to Delay Decision**

Brewarrina Council wish to establish a quarry adjacent to this quarry. Discussions with Brewarrina Council are being undertaken and they are still undertaking their environmental assessment and the exact location of their proposed pit has not yet been determined. As Crown Lands have not yet given their formal response and a formal development application has not been submitted to Council for consideration, this request cannot be taken into account during the assessment/determination of this development.

**Relevant reference document/policies:**

Local Government Act (NSW) 1993 & Regulations  
Environmental Planning & Assessment Act 1979 & Regulations  
Crown Land Management Act 2016  
Walgett Local Environmental Plan 2013  
Walgett Development Control Plan 2016

**Governance issues:**

Nil

**Environmental issues:**

Nil

**Stakeholders:**

Developer  
Walgett Shire Council  
Residents of Walgett Shire Council  
NSW Planning, Industry & Environment – Crown Land

**Financial implications:**

Nil

**Alternative solutions:**

The alternative solution is to refuse the application.

**Conclusion:**

There are no issues that have been raised that cannot be dealt with by way of appropriate conditioning.

**Development Application 2020/19 - Quarry**

**Recommendation:**

That Council approve Development Application 2020/19, being for the operation of a quarry Part Lot 523 DP 761510 Western Lands Lease 2486 being 3600 Wilby Wilby Road, Lightning Ridge, as per the recommendation of the Development Assessment report.

**Moved:**

**Seconded:**

**Division Decision**

**Attachments:**

Statement of Environmental Effects

Draft Environmental Management & Rehabilitation Plan

Amended Access Location Plan

Development Assessment Report

Submissions

Refer to Attachment Documents – PART C

## 10.4.9 DEVELOPMENT APPLICATION 2020/17 – 10 SHAW STREET ROWENA

**REPORTING SECTION:** Planning  
**AUTHOR:** Libby Cumming, Contract Town Planner  
**FILE NUMBER:** DA2020/17

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### **Summary:**

This report is to consider Development Application 2020/17 for the demolition of existing sheds and the construction of a storage shed on Lot 11 Section 1 DP 758889 being 10 Shaw Street, Rowena.

This application has a variation to the *Walgett Development Control Plan 2016*

### **Background:**

The site contains a dwelling and multiple small storage sheds. The backyard is used for the storage of agricultural machinery used on farm during harvest.

### **Current Position:**

This report is to consider Development Application 2020/17 for the demolition of existing sheds and the construction of a storage shed on Lot 11 Section 1 DP 758889 being 10 Shaw Street, Rowena. The proposed Plan is attached to this report.

The land is zoned RU5 Village under the WLEP and complies with the intent of the zone objectives.

The proposed development consists of a storage shed being colourbond clad, 40m x 20m, 7.316 high. The shed is to be used for the storage of agricultural machinery when not in use and vehicles and personal equipment associated to the dwelling. The shed will not be a depot and no employees will use the premises. There may be some minor maintenance repairs completed on the machinery by the owner of the property, but these will only be as required.

There are existing small several sheds in various building condition that will be demolished. They have an approximate cumulative area of 200m<sup>2</sup>. Agricultural equipment is stored throughout the yard. The purpose of the shed is to store and secure the existing equipment within the sheds and throughout the yard, into one building. Thus tidying up the backyard.

The application was notified as per the provisions of the *Walgett Community Participation Plan 2020* for the period 28 September 2020 until 12 October 2020. No submissions were received.

There are two non-compliant matters under the *Walgett Development Control Plan 2016* (WDCP) for Council consideration for a variation. The proposed development does not comply with Clause 4.3.1 – Design and specifically the following elements:

#### 1. Outbuilding Size

The WDCP state that the largest size of an outbuilding is 150m<sup>2</sup>. This proposed shed is 800m<sup>2</sup>. This may seem excessive but it is felt that it is reasonable in this instance for the following reasons:

- a) The size of the land is 2,000m<sup>2</sup>.
- b) The new building will remove the number of small sheds.
- c) The current location of agricultural machinery in the backyard will be relocated into the shed, therefore creating a better visual aspect for neighbour and better security.

- d) The machinery is to be used on farm and not at the premises.
- e) Agriculture is the predominant industry in the area of Rowena.
- f) Notification was carried out with no submissions being received.
- g) The Village zone is a flexible zone for centres where a mix of residential, retail, business, industrial and other compatible land uses may be provided to service the local rural community.

## 2. Cumulative Outbuildings

The WDCP state that the cumulative size of all outbuilding is 200m<sup>2</sup>. This proposed shed is 800m<sup>2</sup>. This may seem excessive but it is felt that it is reasonable in this instance for the following reasons:

- a) The dwelling is approximately 185m<sup>2</sup>. The cumulative area of the shed and the dwelling would be 985m<sup>2</sup>. This is below the maximum site coverage area of 50% (1000m<sup>2</sup>) of the land.
- b) The lot is quite large and can contain the shed within its boundaries.

To approve this application will set a precedent for sheds of this size within the village of Rowena.

There are no other outstanding issues that cannot be dealt with by the use of appropriate development conditioning. The full development assessment, including recommended development conditions is attached.

### **Contract Building Certifier Comment**

Council officers completed a site inspection on 17 September 2020. The inspection revealed the current site is storing vehicles and machinery owned by the resident, for use on farms both small and large within the Rowena District. Minor maintenance is completed onsite by the owner with all other major works completed off site.

The owner needs the shed for safe storage of his equipment and machinery, and protection for weather events.

Council officer believes that the building although large is ancillary development associated with the Residence within the Rowena area due to the storage of machinery and personal vehicles and tools on a residential site.

### **Relevant reference document/policies:**

*Local Government Act (NSW) 1993 & Regulations*  
*Environmental Planning & Assessment Act 1979 & Regulations*  
*Crown Land Management Act 2016 & Regulations*  
*Walgett Local Environmental Plan 2013*  
*Walgett Development Control Plan 2016*

### **Governance issues:**

Nil

### **Environmental issues:**

Nil

### **Stakeholders:**

Developer  
Walgett Shire Council  
Residents of Walgett Shire Council  
NSW Planning, Industry & Environment – Crown Lands

**Financial implications:**

Nil

**Alternative solutions:**

The alternative solution is to refuse the application.

**Conclusion:**

The shed is large, but it will serve a purpose of storing the existing agricultural machinery onsite securely and out of sight.

By approving this variation, a precedent will be set for the village of Rowena to have other shed this size, but it will fit with the intent of the Village zone that is considered to be flexible, in that it has a compatible land uses that service rural communities.

There are no outstanding issues that cannot be dealt with by the use of appropriate conditioning in the development consent.

| Development Application 2020/17 – 10 Shaw Street Rowena                                                                                                                                                                                                                                                                                                                             |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Recommendation:</b></p> <p>That Council approve the Development Application 2020/17, being for the demolition of existing sheds and the construction of a storage shed on Lot 11 Section 1 DP 758889 being 10 Shaw Street, Rowena, as per the recommendation of the Development Assessment report.</p> <p><b>Moved:</b><br/><b>Seconded:</b><br/><b>Division Decision</b></p> |

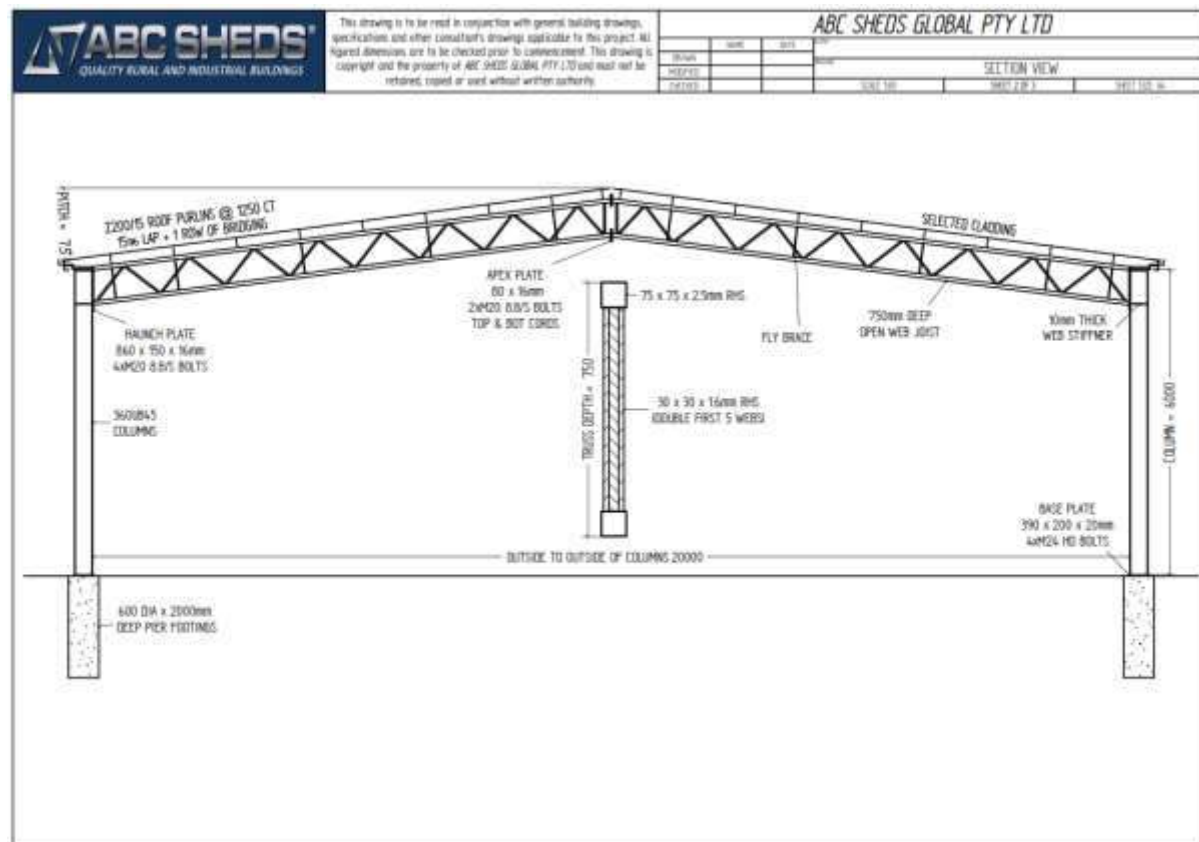
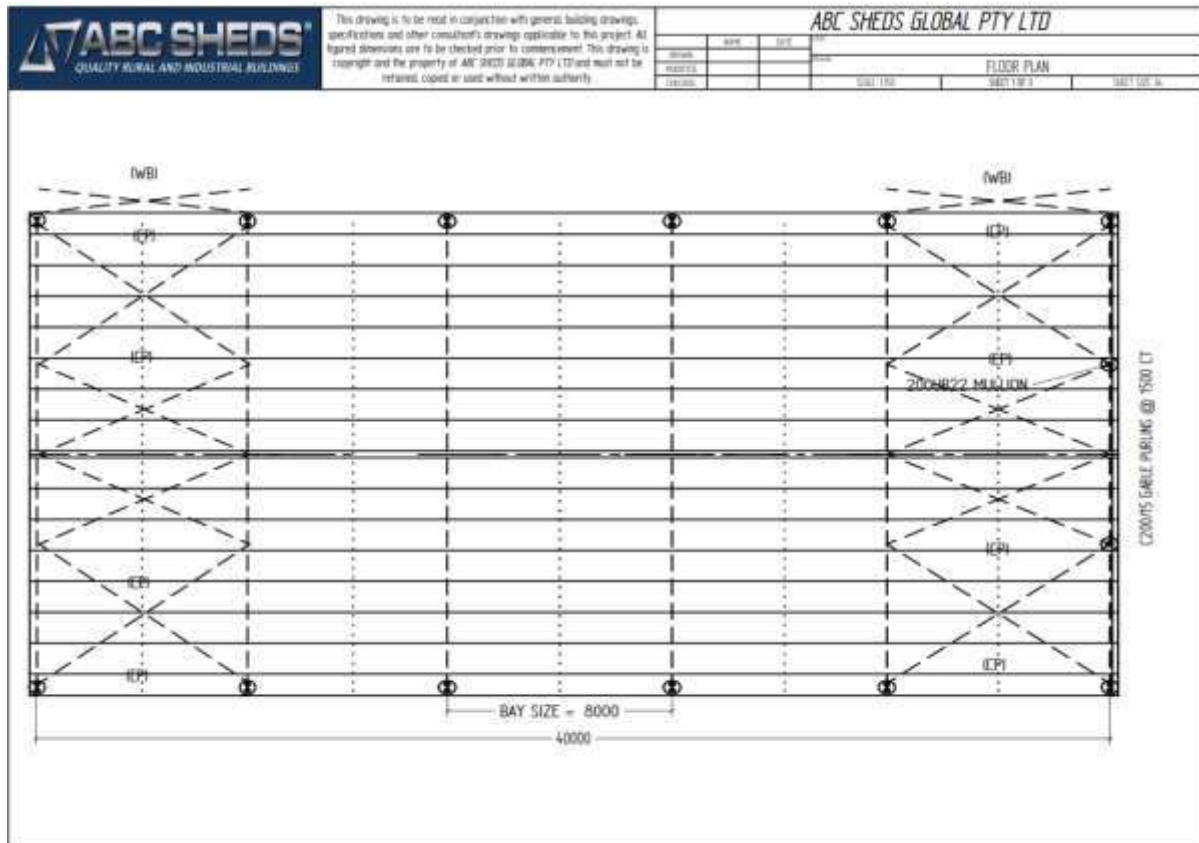
**Attachments:**

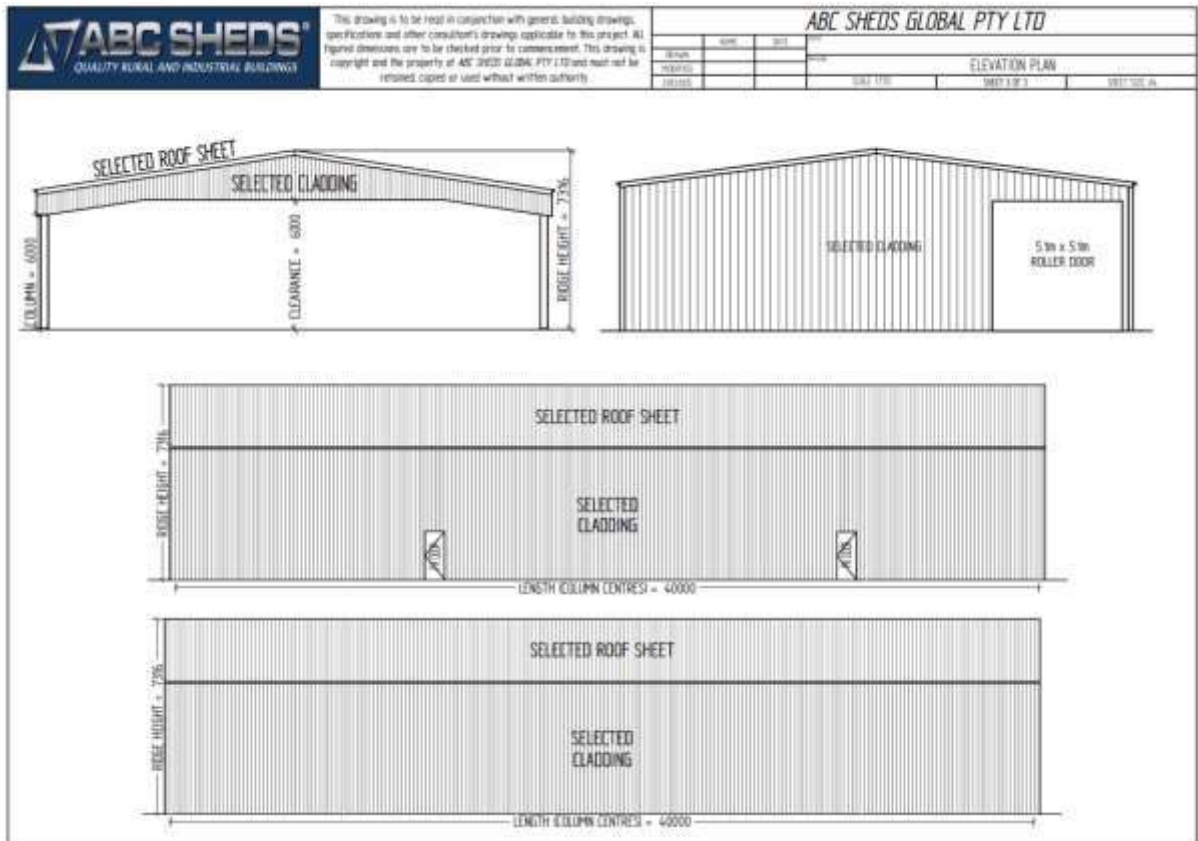
Plans

Development Assessment









## Development Assessment Report

|                                 |                                                                   |                 |         |
|---------------------------------|-------------------------------------------------------------------|-----------------|---------|
| <b>DA Number:</b>               | DA2020/17                                                         | <b>Council:</b> | Walgett |
| <b>Location:</b>                | 10 Shaw Street, Rowena                                            |                 |         |
| <b>Development Description:</b> | Demolition of existing sheds and construction of new Storage Shed |                 |         |
| <b>Title Details:</b>           | Lot 11 Section 1 DP 758889                                        |                 |         |

### Proposal Overview

The proposed development consists of a storage shed being colourbond clad, 40m x 20m, 7.316 high. The shed is to be used for the storage of agricultural machinery when not in use and vehicles and personal equipment associated to the dwelling. The shed will not be a depot and no employees will use the premises. There may be some minor maintenance repairs completed on the machinery by the owner of the property, but these will only be as required.

There are existing small several sheds in various building condition that will be demolished. They have an approximate cumulative area of 200m<sup>2</sup>. Agricultural equipment is stored throughout the yard. The purpose of the shed is to store and secure the existing equipment within the sheds and throughout the yard, into one building. Thus tidying up the backyard.

### Property Details/History

|                 | Checked                                                             | Comments                                                                          |
|-----------------|---------------------------------------------------------------------|-----------------------------------------------------------------------------------|
| File History    | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | It is assumed this has been checked by Council administration staff at lodgement. |
| Title Plan      | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |                                                                                   |
| Check Ownership | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |                                                                                   |

### Application Type

|                                                                   |                                                                     |
|-------------------------------------------------------------------|---------------------------------------------------------------------|
| Is this application an Integrated Development Application?        | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Is this application a Designated Development Application?         | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Is this application for State Significant Development?            | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Is this application submitted by/on behalf of a Public Authority? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Is this application a staged Development?                         | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Is this application a section 96 amendment?                       | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

### Concurrence/Referral

*Section 4.13 – EP & A Act*

|                                                                 |                                                                     |
|-----------------------------------------------------------------|---------------------------------------------------------------------|
| Does this application require concurrence referral?             | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Does this application require referral for decision by Council? | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |

### Local Environmental Plan

*Section 4.15(1)(a)(i) and Section 4.15(a)(iii) – EP & A Act*

|                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|-------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>This land is zoned:</b>                      | RU5 Village                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Development as per Standard Definitions:</b> | <p>This development is considered to be a storage shed.</p> <p>This development is considered to be ancillary development to a dwelling.</p> <p>As per the <i>NSW Planning Circular How to characterise development PS13-001</i>, an ancillary use is a use that is subordinate or subservient to the dominant purpose.</p> <p>The dominant development on this land is a <b>dwelling house</b>, which is defined as meaning a <i>building containing only one dwelling</i>.</p> |

#### List the relevant clause/clauses applicable under the LEP

| Clause | Compliance | Comment |
|--------|------------|---------|
|--------|------------|---------|

|                        |                                                                     |                                                  |
|------------------------|---------------------------------------------------------------------|--------------------------------------------------|
| Land Use Table         | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Permissible development - Permitted with consent |
| 6.1 Earthworks         | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Can be conditioned                               |
| 6.6 Essential Services | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | All services are existing except sewer.          |

Is there a draft LEP or draft LEP amendment which may affect this proposal?

Yes ☐ No ☒

Do 'existing use' provisions (Sections 4.65-4.70 of the EP&amp;A Act) apply to this development?

Yes ☐ No ☒**Development Control Plan**

Section 4.15(1)(a)(iii) &amp; Section 4.15(3A) – EP &amp; A Act

Is there a DCP which applies to this land/proposal?

Yes ☒ No ☐**List the relevant clause/clauses under the applicable DCP**

| Chapter | Clause | Compliance                                                          | Comment                                                                                                                                                    |
|---------|--------|---------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4       | 4.3.1  | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Setbacks                                                                                                                                                   |
|         |        | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | Size – The maximum size is 150m <sup>2</sup> and the proposed shed is 800m <sup>2</sup> .                                                                  |
|         |        | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | Cumulative Outbuildings – The maximum size is 200m <sup>2</sup> – The shed will be 800m <sup>2</sup> and the dwelling is approximately 185m <sup>2</sup> . |
|         | 4.3.11 | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Outbuildings and Detached Garages                                                                                                                          |

Is there a draft DCP which may affect this proposal?

Yes ☐ No ☒**Regional Environmental Plan**

There is no REP applicable to this area.

**State Environmental Planning Policy**

Is this proposal affected by a SEPP?

Yes ☒ No ☐**List all relevant SEPPs**

| SEPP                                                 | Compliance                                                                                | Comment                                                                                                                                                                                                                                        |
|------------------------------------------------------|-------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>SEPP 19 — Bushland in Urban Areas</b>             | Not Applicable <input type="checkbox"/><br>Applicable <input type="checkbox"/>            | <i>The SEPP aims to protect and preserve bushland within the urban areas because of its value to the community as part of the natural heritage, its aesthetic value, and its value as a recreational, educational and scientific resource.</i> |
| <b>SEPP 21 – Caravan Parks</b>                       | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP ensures that where caravan parks or camping grounds are permitted under an environmental planning instrument, movable dwellings, as defined in the Local Government Act 1993, are also permitted.</i>                              |
| <b>SEPP 33 — Hazardous and Offensive Development</b> | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP provides considerations for consent for hazardous &amp; offensive development.</i>                                                                                                                                                 |



|                                                                 |                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|-----------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>SEPP 36 – Manufactured Homes Estates</b>                     | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/>                 | <i>The SEPP helps establish well-designed and properly serviced manufactured home estates in suitable locations.</i>                                                                                                                                                                                                                                                                                                                       |
| <b>SEPP 44 — Koala Habitat Protection</b>                       | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/>                 | <i>This SEPP applies to land across NSW that is greater than one (1) hectare and is not a National Park or Forestry Reserve. The SEPP encourages the conservation and management of natural vegetation areas that provide habitat for koalas to ensure permanent free-living populations will be maintained over their present range.</i>                                                                                                  |
| <b>SEPP 47 – Moore Park Showground</b>                          | Not Applicable <input checked="" type="checkbox"/>                                                        | <i>Applies to the land shown edged heavy black on the map marked "Moore Park Showground Amendment No 1."</i>                                                                                                                                                                                                                                                                                                                               |
| <b>SEPP 50 Canal Development</b>                                | Not Applicable <input type="checkbox"/><br>Applicable <input type="checkbox"/>                            | <i>This SEPP bans new canal estates from the date of gazettal, to ensure coastal and aquatic environments are not affected by these developments.</i>                                                                                                                                                                                                                                                                                      |
| <b>SEPP 55 — Remediation of Land</b>                            | Not Applicable <input type="checkbox"/><br>Applicable <input checked="" type="checkbox"/>                 | <i>This SEPP applies to land across NSW and states that land must not be developed if it is unsuitable for a proposed use because of contamination.</i>                                                                                                                                                                                                                                                                                    |
| <b>Complies</b>                                                 | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Comment Only <input type="checkbox"/> | <i>This SEPP requires consideration of whether there have been any activities carried out on land in the past that may have resulted in contamination. If contamination may be present, the proponent is required to undertake suitable investigation and, if necessary, remediation works.<br/><br/>It is considered that there have been no prior contaminating land uses and the site is suitable for the proposed residential use.</i> |
| <b>SEPP 64 — Advertising and Signage</b>                        | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/>                 | <i>The SEPP aims to ensure that outdoor advertising is compatible with the desired amenity and visual character of an area, provides effective communication in suitable locations and is of high-quality design and finish.</i>                                                                                                                                                                                                           |
| <b>SEPP 65 — Design Quality of Residential Flat Development</b> | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/>                 | <i>The SEPP relates to residential flat development across the state through the application of a series of design principles. Provides for the establishment of Design Review Panels to provide independent expert advice to councils on the merit of residential flat development.</i>                                                                                                                                                   |

|                                                                  |                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                    |
|------------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>SEPP 70 – Affordable Housing (Revised Schemes)</b>            | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP identifies that there is a need for affordable housing across the whole of the State and describes the kinds of households for which affordable housing may be provided and makes a requirement with respect to the imposition of conditions relating to the provision of affordable housing.</i>                                                                                     |
| <b>Aboriginal Land 2019</b>                                      | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP provides for development delivery plans for areas of land owned by Local Aboriginal Land Councils to be considered when development applications are considered, and declares specified development carried out on land owned by Local Aboriginal Land Councils to be regionally significant development.</i>                                                                         |
| <b>Affordable Rental Housing 2009</b>                            | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP provides for an increase in the supply and diversity of affordable rental and social housing in NSW.</i>                                                                                                                                                                                                                                                                               |
| <b>Building Sustainability Index: BASIX 2004</b>                 | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP provides for the implementation of BASIX throughout the State.</i>                                                                                                                                                                                                                                                                                                                     |
| <b>Coastal Management 2018</b>                                   | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP promotes an integrated and co-ordinated approach to land use planning in the coastal zone in a manner consistent with the objects of the Coastal Management Act 2016, including the management objectives for each coastal management area.</i>                                                                                                                                       |
| <b>Concurrences 2018</b>                                         | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP allows the Planning Secretary to act as a concurrence authority.</i>                                                                                                                                                                                                                                                                                                                  |
| <b>Educational Establishments and Child Care Facilities 2017</b> | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP facilitates the effective delivery of educational establishments and early education and care facilities across the state.</i>                                                                                                                                                                                                                                                        |
| <b>Exempt and Complying Development Codes 2008</b>               | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP provides exempt and complying development codes that have State-wide application, identifying, in the General Exempt Development Code, types of development that are of minimal environmental impact that may be carried out without the need for development consent; and, in the General Housing Code, types of complying development that may be carried out in accordance with</i> |

|                                                                      |                                                                                           |                                                                                                                                                                                                                                                                                               |
|----------------------------------------------------------------------|-------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                                      |                                                                                           | <i>a complying development certificate.</i>                                                                                                                                                                                                                                                   |
| <b>Gosford City Centre 2018</b>                                      | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP applies to the Gosford City Centre.</i>                                                                                                                                                                                                                                          |
| <b>Housing for Seniors or People with a Disability 2004</b>          | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP aims to encourage provision of housing for seniors, including residential care facilities. The SEPP provides development standards.</i>                                                                                                                                           |
| <b>Infrastructure 2007</b>                                           | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP provides a consistent approach for infrastructure and the provision of services across NSW, and to support greater efficiency in the location of infrastructure and service facilities.</i>                                                                                       |
| <b>Kosciuszko National Park – Alpine Resorts 2007</b>                | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP applies to part of Kosciuszko national park, and to Kosciuszko Road and the Alpine Way. The part of Kosciuszko Park to which the policy applies is the land described as the ski resort area in Part 8A of Schedule 6 to the Act.</i>                                            |
| <b>Kurnell Peninsula 1989</b>                                        | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP applies to land within the Shire of Sutherland, known as Kurnell Peninsula, and adjacent waterways.</i>                                                                                                                                                                          |
| <b>Mining, Petroleum Production &amp; Extractive Industries 2007</b> | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>The SEPP aims to provide proper management of mineral, petroleum and extractive material resources and ESD.</i>                                                                                                                                                                            |
| <b>Miscellaneous Consent Provisions 2007</b>                         | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP provides for the erection of temporary structures and the use of places of public entertainment while protecting public safety and local amenity.</i>                                                                                                                            |
| <b>Penrith Lakes Scheme 1989</b>                                     | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP applies to the land shown edged heavy black on the structure plan relating to Penrith Lakes.</i>                                                                                                                                                                                 |
| <b>State and Regional Development 2011</b>                           | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP identifies development that is State significant development or State significant infrastructure and critical State significant infrastructure and to confer functions on joint regional planning panels to determine development applications.</i>                              |
| <b>State Significant Precincts 2005</b>                              | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP facilitates the development, redevelopment or protection of important urban, coastal and regional sites of economic, environmental or social significance to the State so as to facilitate the orderly use, development or conservation of those State significant precincts</i> |



|                                             |                                                                                           |                                                                                                                                                                                                                                                                             |
|---------------------------------------------|-------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                             |                                                                                           | <i>for the benefit of the State, and facilitates service delivery outcomes for a range of public services and to provide for the development of major sites for a public purpose or redevelopment of major sites no longer appropriate or suitable for public purposes.</i> |
| <b>Sydney Drinking Water Catchment 2011</b> | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP provides for healthy water catchments that will deliver high quality water while permitting compatible development.</i>                                                                                                                                        |
| <b>Sydney Region Growth Centres 2006</b>    | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP co-ordinates the release of land for residential, employment and other urban development in the Orth West Growth Centre, the South West Growth Centre and the Wilton Growth Area.</i>                                                                          |
| <b>Three Ports 2013</b>                     | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP provides a consistent planning regime for the development and delivery of infrastructure on land in Port Botany, Port Kembla and the Port of Newcastle</i>                                                                                                     |
| <b>Urban Renewal 2010</b>                   | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP establishes the process for assessing and identifying sites as urban renewal precincts, and facilitates the orderly and economic development and redevelopment of sites in and around urban renewal precincts,</i>                                             |
| <b>Vegetation in Non-Rural Areas 2017</b>   | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <i>This SEPP protects the biodiversity values of trees and other vegetation in non-rural areas of the State, and to preserves the amenity of non-rural areas of the State through the preservation of trees and other vegetation.</i>                                       |
| <b>Western Sydney Employment Area 2009</b>  | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP protects and enhances the land known as the Western Sydney Employment Area for employment purposes.</i>                                                                                                                                                        |
| <b>Western Sydney Parklands 2009</b>        | Not Applicable <input checked="" type="checkbox"/>                                        | <i>This SEPP puts in place planning controls that will enable the Western Sydney Parklands Trust to develop the Western Parklands into a multi-use urban parkland for the region of western Sydney.</i>                                                                     |



| List all relevant Draft SEPPs                  |                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|------------------------------------------------|--------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| SEPP                                           | Compliance                                                                                                   | Comment                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>SEPP 55 — Remediation of Land</b>           | Not Applicable <input type="checkbox"/><br>Applicable <input checked="" type="checkbox"/>                    | <i>The proposed SEPP will provide a state-wide planning framework for the remediation of land; require consent authorities to consider the potential for land to be contaminated when determining development applications; clearly list the remediation works that require development consent; and introduce certification and operational requirements for remediation works that can be undertaken without development consent.</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Complies</b>                                | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/><br>Comment Only <input type="checkbox"/> | See Comment above.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>SEPP - Environment</b>                      | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/>                    | <p><i>This consolidated SEPP proposes to simplify the planning rules for a number of water catchments, waterways, urban bushland, and Willandra Lakes World Heritage Property. Changes proposed include consolidating the following seven existing SEPPs:</i></p> <ul style="list-style-type: none"> <li>• <i>State Environmental Planning Policy No. 19 – Bushland in Urban Areas</i></li> <li>• <i>State Environmental Planning Policy (Sydney Drinking Water Catchment) 2011</i></li> <li>• <i>State Environmental Planning Policy No. 50 – Canal Estate Development</i></li> <li>• <i>Greater Metropolitan Regional Environmental Plan No. 2 – Georges River Catchment</i></li> <li>• <i>Sydney Regional Environmental Plan No. 20 – Hawkesbury-Nepean River (No.2-1997)</i></li> <li>• <i>Sydney Regional Environmental Plan (Sydney Harbour Catchment) 2005</i></li> <li>• <i>Willandra Lakes Regional Environmental Plan No. 1 – World Heritage Property.</i></li> </ul>                                                                                                  |
| <b>SEPP – Housing Diversity</b>                | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/>                    | <p><i>This SEPP aims to facilitate the delivery of diverse and affordable housing to meet the needs of the State's growing population and support the development of a build-to-rent sector. It introduces new definitions for build-to-rent housing, student housing and co-living;</i></p> <ul style="list-style-type: none"> <li>• <i>amends some state-level planning provisions, particularly for boarding house and seniors housing development;</i></li> <li>• <i>amends some state-level planning provisions to support social housing developments undertaken by the NSW Land and Housing Corporation (LAHC) on government-owned land; and</i></li> <li>• <i>consolidates three housing-related SEPPs</i> <ul style="list-style-type: none"> <li>○ <i>State Environmental Planning Policy (Affordable Rental Housing) 2009</i></li> <li>○ <i>State Environmental Planning Policy (Housing for Seniors and People with a Disability) 2004</i></li> <li>○ <i>State Environmental Planning Policy No 70 – Affordable Housing (Revised Schemes).</i></li> </ul> </li> </ul> |
| <b>SEPP (State &amp; Regional Development)</b> | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/>                    | <p><i>The proposed changes will:</i></p> <p><i>Remove the \$30 million capital investment value criteria for upgrades of water treatment facilities associated with an existing facility.</i></p> <ul style="list-style-type: none"> <li>• <i>Fast-track the approval process so drought related water treatment facility upgrades can be delivered quicker.</i></li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

|                              |                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|------------------------------|-------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                              |                                                                                           | <ul style="list-style-type: none"> <li>Allow Sydney Water to respond to future drought conditions.</li> </ul> <p>The proposed changes will allow facilities unlikely to have a significant environmental impact on the environment to be assessed by water supply public authorities, instead of a longer State Significant Infrastructure assessment process.</p> <p>Any new water treatment facilities will still be assessed as State Significant infrastructure. The proposed changes won't apply to desalination plants, new water treatment facilities or water storage facilities.</p>                                                   |
| <b>SEPP (Infrastructure)</b> | Not Applicable <input checked="" type="checkbox"/><br>Applicable <input type="checkbox"/> | <p>This amendment aims to clarify and streamline the planning assessment for the extension and maintenance of the Wild Dog Fence.</p> <p>The proposed amendment includes:</p> <ul style="list-style-type: none"> <li><b>Extension:</b> amend Clause 132 to allow an extension of the fence to be considered as State Significant Infrastructure (subject to a detailed assessment) replacing the need to seek multiple government approvals for different parts of the fence.</li> <li><b>Maintenance:</b> include provisions under Clause 132 that permit routine maintenance of the fence to be carried out as exempt development.</li> </ul> |

### Planning Agreement

Section 4.15(1)(a)(iii)a) – EP & A Act

### Planning Strategies/Local Policy

Is there a Planning Strategy or Local Policy that requires notation? Yes ☐ No ☒

Has the applicant submitted any supporting planning assessments? Yes ☐ No ☒

### Subdivision

Is this application for subdivision? Yes ☐ No ☒

### Environmental Impacts

Section 4.15(1)(b) – EP & A Act

Does this proposal have any potential impact on:

|                        | Impact                                                              | Comment                                                                                                                                         |
|------------------------|---------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|
| Social                 | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |
| Economical             | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |
| Siting & Configuration | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |
| Setbacks               | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |
| Privacy                | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | Outdoor Lighting – will be conditioned to meet Australian standard.                                                                             |
| Overshadowing          | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |
| Solar Access           | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |
| Visual                 | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Positive – The purpose of the shed is to storage and secure the existing equipment within the sheds and throughout the yard, into one building. |
| Significant Views      | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |
| Amenity                | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                                                                 |

|                  |                                                                     |  |
|------------------|---------------------------------------------------------------------|--|
| Water            | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |  |
| Air              | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |  |
| Noise            | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |  |
| Land Degradation | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |  |
| Tree Loss        | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |  |
| Flora            | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |  |
| Fauna            | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |  |

Has a Threatened Species Impact Assessment been prepared? Yes ☐ No ☒

Does the proposed development require approval under the EPBC Act Yes ☐ No ☒

| Heritage   | Impact                                                              | Comment                                                                                           |
|------------|---------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|
| European   | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                                                                   |
| Aboriginal | Yes <input type="checkbox"/> No <input type="checkbox"/>            | An Aboriginal Heritage Information Management System (AHIMS) search was not carried for the land. |

Is this land classified as containing an item of environmental heritage? Yes ☐ No ☒

Is there an impact on and adjoining or in close vicinity to an item of environmental heritage? Yes ☐ No ☒

Is this proposal in a heritage conservation Zone? Yes ☐ No ☒

Is this proposal in an adjoining or in close vicinity to a conservation zone? Yes ☐ No ☒

Has a Heritage Impact Statement been prepared for this proposal? Yes ☐ No ☒

Has an Archaeological Survey been prepared for this proposal? Yes ☐ No ☒

### Flooding

*Section 4.15(1)(b) – EP & A Act*

Is this property flood affected? Yes ☐ No ☒

### Bush Fire Prone Land

*Section 4.15(1)(b) – EP & A Act*

Is this property bush fire prone as per the Bush Fire Prone Map? Yes ☐ No ☒

### Contaminated Land

*Section 4.15(1)(b) – EP & A Act*

Has this land been identified as being contaminated land by Council? Yes ☐ No ☒

Does this land require remediation? Yes ☐ No ☒

Has a Contaminated Land Site Investigation been completed? Yes ☐ No ☒

Is a referral required to NSW Environment Protections Authority? Yes ☐ No ☒

Is it a possibility this land may be contaminated? Yes ☐ No ☒

Is this land in the close vicinity or adjoining a known contaminated site? Yes ☐ No ☒

### Infrastructure

*Section 4.15(1)(b) – EP & A Act*

Is an engineering assessment required? Yes ☐ No ☒

Does this proposal have any potential impact on:



|                       | Impact                                                              | Comment                                          |
|-----------------------|---------------------------------------------------------------------|--------------------------------------------------|
| Sewer                 | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Water                 | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Drainage              | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Stormwater to Shaw street – will be conditioned. |
| Access                | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Kerb & Gutter         | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Upgrade Existing Road | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Road Network          | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Existing Easements    | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Electricity           | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Telecommunications    | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Pedestrian Access     | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Loading & Unloading   | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Parking               | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |
| Energy Conservation   | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |                                                  |

Does the development require any new easements? Yes ☐ No ☒

Has an Erosion and Soil Control Plan been submitted? Yes ☐ No ☒

### Construction Assessment

Is a Construction Certificate Required? Yes ☒ No ☐

Is the Construction Certificate required for a subdivision? Yes ☐ No ☒

Was a construction certificate submitted with this application? Yes ☐ No ☒

Has Council been appointed as the Principle certifying Authority? Yes ☐ No ☒

Has a construction assessment been completed? Yes ☒ No ☐

Is an annual Fire Safety Measures certification required? Yes ☐ No ☒

Is a public defects liability agreement required? Yes ☐ No ☒

### Section 68 Assessment

Is a section 68 assessment required? Yes ☒ No ☐

Has a section 68 assessment been completed? Yes ☒ No ☐

Was a section 68 application submitted with this application? Yes ☒ No ☐

What type of waste system is required? stormwater

Does this system require connection to a Council maintained system? Yes ☐ No ☒

**Comment:** Needs to be directed to Shaw Street

### Developer Contributions

Does this proposal require any Developer Contribution? Yes ☐ No ☒

**Signage**Does this proposal require signage? Yes ☐ No ☒**Notification**Does this application require notification/advertising? Yes ☒ No ☐Is this application an advertised development application under the EP & A Act? Yes ☐ No ☒Was this application notified/advertised as per the provisions of?  
☐ EP & A Act ☐ LEP ☒ CCP Yes ☒ No ☐Was this application notified/advertised for public interest purposes only? Yes ☐ No ☒Dates Notification Undertaken **Commenced** 28.9.2020 **Finished** 12.10.2020Were there any written submissions received? Yes ☐ No ☒**Section 88b Instrument**Does Council require a Section 88b instrument to be prepared? Yes ☐ No ☒**Public Interest**Does this proposal have any construction or safety issues? Yes ☐ No ☒Is there any public health issues? Yes ☐ No ☒Are there any other public interest issues? Yes ☐ No ☒**Site Suitability***Section 4.15(1)(c) – EP & A Act*Is this a suitable site for this development? Yes ☒ No ☐**Assessing Officer General Comment****Comment:** There are no outstanding issues that cannot be dealt with by the use of appropriate conditioning.**Recommendation**

This development application be approved subject to the following conditions:

**RELEVANT PRESCRIBED CONDITIONS**  
(under the Environmental Planning and Assessment Regulation 2000)

1. All works are to comply with all relevant prescribed conditions of development consent under Part 6, Division 8A of the Environmental Planning & Assessment Regulations 2000.

**GENERAL CONDITIONS**

2. 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.

**Note:** Any proposal to modify the terms or conditions of this consent, whilst still maintaining substantially the same development to that approved, will require the submission of a formal application under Section 4.55 of the Environmental Planning and Assessment Act 1979 for Council's consideration. If amendments to the design result in the development not remaining substantially the same as that approved by this consent, a new development Application will have to be submitted to Council.
3. A copy of all stamped approved plans, specifications and documents must be kept on site at all times so as to be readily available for perusal by any officer of Council or the Principal Certifying Authority.
4. All external lightning is to be positioned and directed so as to prevent the intrusion of light to the adjoining premises.



5. The following procedures and the risk management procedures for the demolition apply:
  - a) Demolition will comply with the relevant requirements of WorkCover NSW, the Occupational Health and Safety Act and Australian Standard A.S.2601-20011 the "Demolition of Structures".
  - b) All waste materials will be recycled where possible.
  - c) All hazardous materials shall be removed from the site and disposed of at an approved waste disposal facility (Rowena Landfill) in accordance with the requirements of the relevant legislation, codes, standards and guidelines prior to demolition commencing. Details of compliance, namely the method of containment and control of emission of fibres to the air shall be submitted to Council prior to the removal of any hazardous material.

Asbestos material will be removed in accordance with all relevant legislation, including the Department of Health "Code of Practice" for the Safe Removal of Asbestos 2nd Edition (NOHSC: 2002 (2005)) and the Code of Practice for the Management and Control of Asbestos in Workplaces (NOHSC:2018 (2005)).

#### **CONDITIONS TO BE COMPLETED PRIOR TO CONSTRUCTION COMMENCING**

6. A Construction Certificate must be obtained, in accordance with cl.146 of the Environmental Planning and Assessment Regulation 2000, before work commences.
7. Council is to be given written notice of the intention to commence works and the appointment of a Principal Certifying Authority (if the PCA is not Council) at least two days before the proposed date of commencement, in accordance with cl 103 and 104 of the Environmental Planning and Assessment Regulation 2000. Such notice is given using the form enclosed with this consent. Should Council be appointed the Principal Certifying Authority, the applicant must give at least 2 days' notice to enable inspections to be undertaken.
8. Before construction commences on the site and throughout the construction phase of the development, erosion control measures are to be installed to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land, as follows:
  - divert uncontaminated run-off around cleared or disturbed areas,
  - erect a silt fence to prevent debris escaping into drainage systems or waterways,
  - prevent tracking of sediment by vehicles onto roads,
  - stock pile topsoil, excavated material, construction and landscaping supplies and debris within the site.

**Please Note:** Failure to take effective action may render the developer liable to prosecution under the NSW Protection of the Environment Operations Act 1997.

9. A hoarding or fence must be erected between the work site and any public place if the work is likely to cause traffic (pedestrian or vehicular) in a public place to be obstructed or otherwise inconvenience. The erected hoarding is to be sufficient to prevent any substance from or in connection with the work falling into the public place. The work site must be kept lit between sunset and sunrise if it is likely to be hazardous to persons in the public place. The hoarding, fence or awning is to be removed once the work has been completed.
10. Approval to carry out work on the footpath must be obtained, in accordance with section 138 of the Roads Act 1993, before works commence.
11. Approval to carry out water, sewer and stormwater work must be obtained, in accordance with section 138 of the Local Government Act 1993, before works commence.

#### **CONDITIONS TO BE COMPLETED DURING CONSTRUCTION**

12. The owner of the property is to ensure that any building is constructed:
  - (a) to meet the setback requirements of the approved plans,
  - (b) to be located within the confines of the lot, and;
  - (c) so that it does not interfere with any easements or covenants upon the land.
13. Any building work must be carried out between 7.00am and 5.00pm Monday to Friday and 8.00am to 1.00pm Saturdays, excluding Sundays and public holidays. No audible construction is to take place outside these hours, to maintain the amenity of the locality.
14. A garbage receptacle must be provided at the work site before works begin and must be maintained until works are completed. The garbage receptacle must have a tight fitting lid and be suitable for the reception of food scraps and papers.



15. Waste materials (including excavation, demolition and construction waste materials) must be managed on the site (and must not be burned on site) and then disposed of at a waste management facility, to protect the amenity of the area and avoid the potential of air pollution.
16. Effective dust control measures are to be maintained during construction to maintain public safety/amenity. Construction activities are to be undertaken so as not to inconvenience the adjoining land owners and are to be restricted solely to the subject site.
17. Any run-off and erosion control measures required must be maintained within their operating capacity until the completion of the works to prevent debris escaping from the site into drainage systems, waterways, adjoining properties and roads.
18. No material or equipment associated with the development is to be placed on public land without the written consent of the Council, and any activity located in close proximity to public areas is to be fenced to prevent damage to persons or property.
19. Any earthworks (including any structural support or other related structure for the purposes of the development):
  - a) must not cause a danger to life or property or damage to any adjoining building or structure on the lot or to any building or structure on any adjoining lot, and
  - b) must not redirect the flow of any surface or ground water or cause sediment to be transported onto an adjoining property, and
  - c) that is fill brought to the site—must contain only virgin excavated natural material (VENM) as defined in Part 3 of Schedule 1 to the *Protection of the Environment Operations Act 1997*, and
  - d) that is excavated soil to be removed from the site—must be disposed of in accordance with any requirements under the *Protection of the Environment Operations (Waste) Regulation 2005*.

Any excavation must be carried out in accordance with *Excavation Work: Code of Practice* (ISBN 978-0-642-785442), published in July 2012 by Safe Work Australia.
20. If, during the course of any activities conducted under this consent, the Applicant becomes aware of any heritage or archaeological sites not previously identified, all work likely to affect the site shall cease immediately. The Applicant shall then consult with relevant authorities and decide on an appropriate course of action prior to recommencement of work. The relevant authorities may include NSW Environment, Climate Change & Water and the relevant local Aboriginal community. Any necessary permits or consents shall be obtained and complied with prior to recommencement of work.

#### CONDITIONS TO BE COMPLETED PRIOR TO OCCUPATION/USE COMMENCING

21. Occupancy of the building is not to take place until the Principal Certifying Authority (PCA) has carried out a final inspection and an Occupation Certificate issued. All required trade certifications are to be available to the PCA before the final inspection will be carried out.

**Please Note:** Failure to obtain an Occupation Certificate is an offence under the legislation. Penalty advice for buildings (penalties do not apply to uses detailed in sections 109M and 109N; i.e. Crown projects, Class 1a and 10 buildings or as detailed for places of public entertainment).

22. At the completion of the works, the work site must be left clear of waste and debris.

#### CONDITIONS RELATING TO ONGOING OPERATIONS

23. A further application is to be made for any change, enlargement or intensification of the premises or land use, including the display / erection of any new structure such as signage, partition walls or building fit-out (unless the proposed work is exempt from the need for consent under *State Environmental Planning Policy (Codes SEPP) 2008*).
24. The shed is to be used for residential purposes and not as a domicile or for a commercial or industrial use.

#### COUNCIL ADVICE ONLY

25. Covenant/s: The applicant / owner has the responsibility of being aware of any covenant which may affect the proposal.



26. Dial Before You Dig: Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to protect damage to third party assets please contact Dial Before You Dig at [www.1100.com.au](http://www.1100.com.au) or telephone on 1100 before excavating or erecting structures (This is the law in NSW). If alterations are required to the configuration, size, form or design of the development upon contacting the Dial Before You Dig service, an amendment to the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial Before You Dig service in advance of any construction or planning activities.
27. Telecommunications Act 1997 (Commonwealth); Telstra (and its authorized contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact: Telstra's Network Integrity Team on phone number 1800 810 443.

### Reasons For Conditions

1. To confirm and clarify the terms of Council's approval.
2. To comply with all relevant legislation.
3. So that the impacts of any increase in the scale or duration of operations may be assessed and appropriately controlled. Section 19 (1) (b) of the *Environmental Planning and Assessment Regulation 2000*, as amended.
4. To prevent and/or minimise the likelihood of environmental harm and public nuisance.
5. To ensure the rehabilitation of the site.
6. To minimise the potential for adverse impacts on the environment or public as a result of the development.
7. To ensure waste is disposed of in an appropriate manner.
8. To ensure that public infrastructure is maintained.
9. To minimise the potential for detrimental impacts to buildings or neighbouring properties.

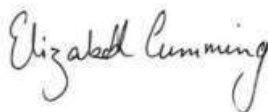
### Conclusion

I confirm that I am familiar with the relevant heads of consideration under the Environmental Planning & Assessment Act and Local Government Act (if applicable) and have considered them in the assessment of this application.

I certify that I have no pecuniary or non-pecuniary interest in this application.

Additional Notes Attached

Yes ☐ No ☒




Signed: .....

Elizabeth Cumming, Consultant Planner

Date: 23.10.2020

Signed: .....

Bob Harris, Acting Director Environmental Services

Date: 23.10.2020

## **10.4.10 MATTERS FOR BRIEF MENTION, ENVIRONMENTAL SERVICES**

**REPORTING SECTION:** Environmental Services  
**AUTHOR:** Bob Harris, Acting Director Environmental Services  
**FILE NUMBER:** 10/434

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This report provides notes on items for brief mention, or information only, on more significant matters recently arising in the Planning & Regulatory Services Division.

### **Landfill Inspections – Walgett – Lightning Ridge**

Council's Landfill Consultant visited Walgett & Lightning Ridge to review works required by the EPA and Council's Landfill Management Plans.

Generally, the two Landfills are operating in accordance with the management plans, additional works are planned at both landfills over the next few weeks to address issues with litter control and EPA Compliance.

The consultant's report will be available next week.

### **Rubbish Tips – Grawin and Sheepyards**

Council's Landfill Consultant visited the rubbish tips at both locations to consider options for compliance with EPA requirements. The consultant's report and recommendations will be available next week.

Councillors may be aware the GSMMA has advised they will no longer be responsible for waste operations at these facilities. Interim works to meet minimum environmental and safety requirements are being implemented.

The environmental and financial implications of this decision are being assessed and a full report in relation to these matters will be available at the November meeting. It is proposed the facilities will transition to Council care and control.

### **Collarenebri Landfill Works**

There are significant works occurring at the Collarenebri Landfill with covering and capping of an existing cell, creation of a new cell and stormwater and leachate control works.

A plan of the proposed changes to the layout will be available at the Council meeting.

### **Animal Control Matters**

There have been a number of dog attacks in the last two weeks including an attack on a small child in Walgett. As a result two dogs were surrendered and being deemed dangerous could not be rehomed. NSW Police were involved in discussions with the owners.

### **Overgrown Lots in Villages**

With spring growth a number of lots are requiring attention and Council has been proactive in advising owners of statutory requirements.

|                                                          |
|----------------------------------------------------------|
| <b>Matters for Brief Mention, Environmental Services</b> |
|----------------------------------------------------------|

**Recommendation:**

Receive and note the report by the Director of Environmental Services on matters for brief mention, or information only.

**Moved:**

**Seconded:**



## **AGENDA FOR CLOSED COUNCIL MEETING**

**27 October 2020**

**NOTICE IS HEREBY GIVEN** pursuant to clause 7 of Council's Code of Meeting Practice that the Closed Council Meeting of Walgett Shire Council will be held at Walgett Shire Council Chambers on **27 October 2020** to discuss the items listed in the Agenda.

Michael Urquhart  
**ACTING GENERAL MANAGER**

## Agenda

### 11. MOVE INTO CLOSED SESSION

#### MOVE INTO CLOSED SESSION

Time: .....

That the public be excluded from the meeting pursuant to Sections 10A (2) (a) (c) & (d) of the Local Government Act 1993 on the basis that the items deal with:

- (a) Personnel matters concerning particular individuals (other than Councillors)
- (c) That information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting business (or proposed to conduct business)
- (d) That the matter and information is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Moved:

Seconded:

### 12. CONFIDENTIAL REPORTS/CLOSED COUNCIL MEETING

#### 12.1 GENERAL MANAGER

##### *12.1.1 PURCHASE OF STAFF HOUSING*

##### *12.1.2 TENDERS SPIDER BROWN MULTI-PURPOSE CENTRE CONSTRUCTION*

#### 12.2 CHIEF FINANCIAL OFFICER

##### *12.2.1 WALGETT DISTRICT SPORTING CLUB*

#### 12.3 DIRECTOR ENGINEERING & TECHNICAL SERVICES

##### *12.3.1 GOANGRA BRIDGE LOCATION FOR CONSTRUCTION*

##### *12.3.2 THE TENDERS FOR CONSTRUCTION OF FOOTPATHS AND SHARED CYCLE WAYS IN LIGHTNING RIDGE - RFT 20/010*

## 11. CLOSE OF MEETING

Time: .....