



WALGETT SHIRE COUNCIL

MINUTES

20 APRIL 2006

***Stephen McLean
General Manager***

MINUTES OF THE MEETING OF THE WALGETT SHIRE COUNCIL HELD IN THE CARINDA HALL, CARINDA ON THURSDAY 20 APRIL 2006 COMMENCING AT 10.03AM.

PRESENT

Mr Hugh Percy (Administrator), Mr Stephen McLean (General Manager), Mr Matthew Goodwin (Manager Developmental Services) Mr Alan Nelson (Manager Engineering), Mrs Kerry Warden (Minute Secretary).

The Administrator acknowledged and appreciated the lovely morning tea that was provided by the Carinda ladies prior and after the Council Meeting.

OPEN FORUM PRESENTATIONS

73/06 – Issues concerning the Carinda District

RESOLUTION:

It was resolved on Motion of the Administrator that standing orders be suspended allowing the residents of Carinda to address issues of concern within the township and outlying areas not mentioned in the Agenda.

Carried.

Margaret Johnston – Sealing of the Walgett/Carinda Road

Mr Alan Nelson, Manager of Engineering, assured Mrs Johnston that RR 333 is included in the 5 Year Plan and is considered high priority. The Administrator advised the Carinda residents that he would be arranging to meet with the advisors of appropriate Ministers next week to discuss the urgency to have this road sealed.

Pat Reagan – Cemetery Road

Concerned about dangerous potholes on the road to the Cemetery, which should be attended to.

Margaret Johnston – Anzac Day Service

Requesting that the Park lawn be mowed prior to the Anzac Day Service celebrations to be held on Tuesday, 25 April 2006.

Margaret Johnston – Carinda Hall

Requesting that the lawn be mowed at the Carinda Hall at the same time, as there will be a function there Saturday week, 29 April.

Peggy Rankmore – Colin Street, Carinda

Expressing concerns after rain of the flooding in front of the Hotel in Colin Street, Carinda. Perhaps a ramp could be placed across this section, allowing disabled people and mothers with prams access across.

Pat Reagan – Culvert – Lockenbar Road

Requesting that the hole in the cement pipe over this culvert be attended to, as traffic on the road has to go around to avoid this hole.

Margaret Johnston – Road Signing

Mathew Goodwin, Manager of Development Services, advised that Council has applied for State and Federal Government funding in regards to Rural and Urban Addressing, which could probably take up to two (2) years. This in turn will make it easier for properties and urban addresses to be located, especially in emergency situations.

Pat Reagan – Rubbish Tip

Stating the poor condition of the Rubbish Tip facility and the mess around the area.

Pat Reagan – Old Houses in Carinda

Concerned about the old vacant houses in Carinda and what can be done. Mathew Goodwin explained about one house in particular, which does adjoin private property and certain channels of protocol must be followed.

Colin McKenzie – Walgett Pool – Compensation

Enquiring as to whether the question asked at the Collarenebri Council Meeting of 16 March re Compensation and the Special Meeting of April 6 are recorded in the Minutes as a true indication and recorded as such.

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74/06 – Confirmation of the Minutes – 16 March 2006

RESOLUTION:

It was resolved on the Motion of the Administrator that the Minutes of the Council Meeting held March 16 2006 be confirmed.

Carried.

75/06 – Confirmation of the Minutes of the Extraordinary Meeting – 6 April 2006

RESOLUTION:

It was resolved on the Motion of the Administrator that the Minutes of the Extraordinary Meeting held on 6 April 2006 be confirmed and noted that the presentation by Wendy Spencer, at that Meeting, was on behalf of Virginia Robinson, Chair of the Walgett Community Working Party.

Carried.

76/06 – Council Meeting Dates

RESOLUTION:

It was resolved on the Motion of the Administrator:

1. That the Council Meeting scheduled to be held on Thursday, 18 May 2006 be cancelled and an Extraordinary Meeting be held at 10.00 am on Tuesday, 9 May 2006 in the Walgett Shire Council Chambers to present the Draft Budget.
2. That the Council Meeting scheduled to be held on Thursday, 15 June 2006 are rescheduled for Thursday, 22 June 2006.

Carried.

77/06 – Opal Street Park – Lightning Ridge

RESOLUTION:

It was resolved on the Motion of the Administrator:

1. That Council write to the Department requesting that the Crown Land Lot 4531 DP 767720 be issued with a reserve number and the purpose be set down as public recreation.
2. That the Minister for Lands be requested to appoint Council as reserve trust manager of the reserve.
3. That Council seek public submissions for the naming of the park.

Carried.

77a/06 – Department of Community Services – Services Agreement

RECOMMENDATION:

It was resolved on the Motion of the Administrator that Council resolves that the Administrator and General Manager sign, under seal, the agreement with the Commonwealth Department of Community Services for renewable funding in 2005/2006 be as follows:

COMMUNITY DEVELOPMENT OFFICER	\$34,916
YOUTH SERVICES	\$41,026
VACATION CARE	<u>\$13,529</u>
TOTAL	\$89,471

Carried.

78/06 – Mining Compensation Fund

RESOLUTION:

It was resolved on the Motion of the Administrator that Council write to the Department of Planning informing them that upon establishment of a Trust the funds held as mining compensation will be made available for transfer.

Carried.

79/06 – Sale of Land for Unpaid Rates

RESOLUTION:

It was resolved on the Motion of the Administrator:

1. That the Report be noted and that a further Report be submitted in relation to the rescheduling of the Sale of the Properties, which were withdrawn from sale, when the necessary searches are received.
2. That authority is granted for the transfers for the properties, which have been sold to be executed under seal of the Council

Carried.

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80/06 – Monthly Management Report to 31 March 2006-04-20

RESOLUTION:

It was resolved on the Motion of the Administrator that Council notes the Monthly Management report for the period ending 31 March 2006.

Carried.

81/06 – Report on Rates – 31 March 2006

RESOLUTION:

It was resolved on the Motion of the Administrator that the Report on Rates as at 31 March 2006 be received.

Carried.

82/06 – Statement of Bank Account Balances – 31 March 2006

RESOLUTION:

It was received and noted on the Motion of the Administrator that no report was submitted for the month of March and will be tabled at the next Meeting of Council.

Carried.

83/06 – Walgett Shire Tourism Summary

RESOLUTION:

It was resolved on the Motion of the Administrator that the report be received and noted requesting that future monthly reports also include research/sourcing for funding for organisations within the Shire for tourism.

Carried.

84/06 – Walgett Shire Growth Management Study and Draft Strategy

RESOLUTION:

It was resolved on the Motion of the Administrator that:

1. The draft Walgett Shire Growth Management Study and Draft Strategy is presently awaiting endorsement by the Department of Planning.

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2. To publicly exhibit for 28 days the document titled “Walgett Shire Growth Management Study and Draft Strategy” dated March 2006 as prepared by Edge Land Planning, once it has been endorsed by the Department of Planning. This will include:
 - (a) Advertising its exhibition in the Walgett Spectator, The Black Opal Advocate and The Ridge News and inviting written submissions on the document.
 - (b) Issuing the document to Precinct committees and working parties to invite written submissions on the document.
3. At a subsequent Council meeting, consider all submissions made on the Walgett Shire Growth Management Study and Draft Strategy.

Carried.

85/06 – Development and Complying Development Certificate Applications

RESOLUTION:

It was resolved on the Motion of the Administrator that Walgett Shire Council resolve to note the Development and Complying Development Certificate applications dealt with under delegated authority by the Manager Planning and Regulation and General Manager during March 2006.

Carried.

86/06 – Development Application 2006004 – David Fleming

RESOLUTION:

It was resolved on the Motion of the Administrator that Development Application 2006004 be approved subject to the following conditions of consent:

SPECIAL CONDITIONS SET BY COUNCIL

Approved plans

Pln 010.

The development shall be implemented in accordance with:

- (a) All documentation and correspondence submitted by the applicant, or their agents, in support of the Development Application,
- (b) The details set out on the plans approved and stamped by authorised officers of Council,

Except as amended by the conditions of this development consent.

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

Sub 010.

That four lots are created by the subdivision of subdivision of Lot 3360 in DP 765616, Lots 1 & 3 in DP 822040, Lot 4377 in DP 767244 and Lot 6108 in DP 762350. The created lots are to be about 3,856.14 hectares, about 1,230 hectares, about 1427.476 hectares and about 692.6 hectares.

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

Sub 020.

A surveyor's plan must be submitted to Walgett Shire Council prior to the expiry date of this development consent so that the subdivision certificate on the plan can be signed by an authorised officer.

REASON: The subdivision cannot be registered with the Land Titles Office, and be finalised, until the subdivision certificate on the surveyors an authorised officer of Walgett Shire Council signs plan.

PRESCRIBED CONDITIONS OF DEVELOPMENT CONSENT

As no 'work' is to be undertaken, there are no prescribed conditions of development consent under the Environmental Planning and Assessment Regulation 2000.

Carried.

87/06 – Comprehensive Local Approvals Policy

RESOLUTION:

It was resolved on the Motion of the Administrator tat Walgett Shire Council resolves to:

1. Note the Department of Planning has not consented to the exemption provisions contained in section 2.2.1 of the draft Local Approvals Policy endorsed by Walgett Shire Council on 20 October 2005.
2. Endorse the amended version of the draft Local Approvals Policy, as per the altered sections included in this report.
3. Determine that the amendments are not substantial, hence no further public consultation will be undertaken.
4. Write to the Director General of the Department of Planning seeking their endorsement for the revised LAP exemption provisions that relate to that Department.
5. If the Director General's endorsement is received, then give public notice of the adoption of LAP by Walgett Shire Council. That notice will be via advertisements in the Walgett Spectator, Black Opal Advocate and Ridge News.

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Minute No 301/05 be resolved on the Motion of the Administrator that the following amendments to the LAP draft be changed to read as follows:

2.2.1 Exemptions – Temporary structure (A2 Activity):

Item (g) to be deleted.

2.2.2 Exemptions – Public entertainment (A3 Activity)

Item (d) to read “The temporary structure is no larger than 150m² in floor area and it is not used for human habitation.

Item (g) to read “The use of the temporary structure must comply with relevant provisions of Part B1 and NSW Part H102 of Volume One of the Building Code of Australia.

Item (k) to be deleted.

2.2.2 Exemptions – Public entertainment (A3 Activity)

Building

Item (d) to read “The building, or that part of the building being used for public entertainment, is no larger than 150m² floor area.

Carried.

88/06 – Road Maintenance – Grawin, Glengarry, Sheepyards Areas

RESOLUTION:

It was resolved on the Motion of the Administration that Council not intervene in the dispute between the Proprietor of the Sheeppub and the Glengarry Grawin Sheepyards Miners’ Association (GGsMA) and that both parties be written to and urged to settle their differences.

Carried.

89/06 – Strategic Regional Programme

RECOMMENDATION:

It was resolved on the Motion of the Administrator that Council make available \$800,000 from funds allocated in Year Two of the Five Year Road Plan, for use as a Council contribution to project costs for submissions made for Regional Roads Nos 333, 457 and 329 under the Strategic Regional Programme.

Carried.

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90/06 – Street Tree – Fox Street, near Wee Waa Street, Walgett

RESOLUTION:

It was resolved on the Motion of the Administrator that staff from A1 Tree Service of Dubbo prune an historic Coolabah tree, growing on the footpath in Fox Street near Wee Waa Street, Walgett.

Carried.

91/06 –Street Trees – Arthur Street, Walgett

RESOLUTION:

It was resolved on the Motion of the Administrator that Council stage the removal of trees, growing into powerlines in front of the Walgett High School in Arthur Street, Walgett over the 2006/07 and 2007/08 years and that, as each tree is removed, it be replaced with a tree of a more appropriate species type.

Carried.

92/06 – Collarenebri Precinct Committee Meeting – 7 March 2006

RESOLUTION:

It was resolved on the Motion of the Administrator that the report from the Collarenebri Precinct Committee held on 7 March 2006 be received and noted.

Carried.

93/06 – Lightning Ridge Precinct Committee Meeting - 7 March 2006

RESOLUTION:

It was resolved on the Motion of the Administrator that the Minutes of the Lightning Ridge Precinct Committee Meeting held on March 7 2006 be received and noted.

Carried.

94/06 – Walgett Precinct Committee Meeting – 11 April 2006

RESOLUTION:

It was resolved on the Motion of the Administrator that the Minutes of the Walgett Precinct Committee Meeting held on 11 April 2006 be received and noted.

Carried.

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95 /06 – Collarenebri Swimming Pool – Committee of the Whole Agenda

RESOLUTION:

It was resolved on the Motion of the Administrator that Council agree to the request from Mr and Mrs Fidock and increase the pool subsidy paid to them to operate the Collarenebri Swimming Pool to \$80,000 in 2006/2007.

Carried.

The Meeting closed at 10.40 a.m.

Confirmed by Council at its meeting on Thursday, 22 June 2006.

Administrator

General Manager