



I hereby give notice that an Ordinary meeting of Council will be held on:

Date: Thursday 17 February 2022
Time: 5:00pm
Location: Council Chambers
Cnr Camp & Weddin Streets
GRENFELL NSW 2810

MINUTES

Ordinary Council Meeting

17 February 2022

Jaymes Rath
ACTING GENERAL MANAGER

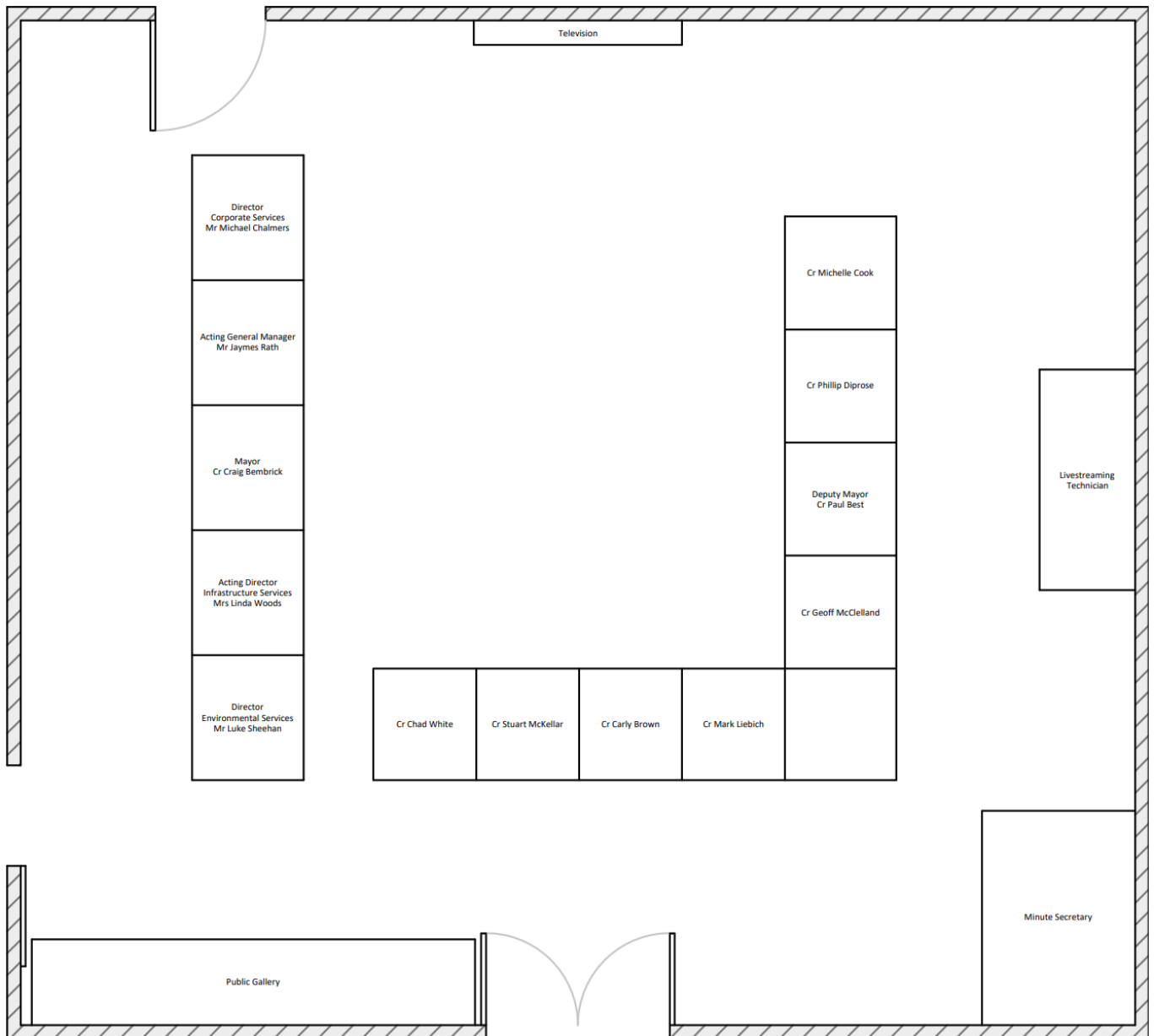
“Weddin Shire Council – working for and with the community”

Council’s Mission Statement



Councillors (from left to right) Phillip Diprose, Geoff McClelland, Carly Brown, Paul Best (Deputy Mayor), Chad White, Stuart McKellar, Mark Liebich, Michelle Cook, Craig Bembrick (Mayor).

COUNCIL CHAMBERS LAYOUT



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**MINUTES OF THE WEDDIN SHIRE COUNCIL EXTRAORDINARY MEETING
HELD AT THE COUNCIL CHAMBERS, CNR CAMP & WEDDIN STREETS, GRENELL NSW 2810
ON THURSDAY 17 FEBRUARY 2022 COMMENCING AT 5:00PM**

01 OPENING

In accordance with the WSC Code of Meeting Practice, this meeting will be recorded for the purposes of audio-visual livestreaming via Council's website and Facebook page. Those in attendance are asked to refrain from making any defamatory statements and comply with all relevant WSC codes, policies and procedures at all times.

Councillors are reminded of their Oath or Affirmation of Office, made under section 233A of the Act and their obligations under Council's Code of Conduct to disclose and appropriately manage conflicts of interest.

02 ACKNOWLEDGEMENT OF COUNTRY

Weddin Shire Council would like to acknowledge the Wiradjuri people who are the Traditional Custodians of the Land.

Weddin Shire Council would also like to pay respect to the Elders both past and present of the Wiradjuri Nation and extend that respect to other Aboriginal Australians who are present.

03 ATTENDANCE

PRESENT: Crs Craig Bembrick, Geoff McClelland, Mark Liebich, Carly Brown, Stuart McKellar, Chad White, Paul Best, Michelle Cook, Phillip Diprose

Acting General Manager (Mr Jaymes Rath), Director – Corporate Services (Mr Michael Chalmers), Director – Environmental Services (Mr Luke Sheehan) Acting Director – Infrastructure Services (Mrs Linda Woods)

04 DISCLOSURES OF INTEREST

09.04 GRENFELL MAIN STREET RENEWAL PROJECT COMMITTEE

Cr Best as owner of property in Main Street

11.08 DEVELOPMENT APPLICATION 1/2022 – SHED – 2 SULLIVAN STREET

Cr Brown as leasee of property

11.09 APPLICATION TO MODIFY DEVELOPMENT APPLICATION 60/2020

Cr White as partner is a relation to applicant, Cr Bembrick as applicant is work partner

11.10 WEDDIN LOCAL ENVIRONMENTAL PLAN 2011 – EMPLOYMENT ZONE REFORM

Cr Cook as property owner

11.11 WEDDIN LOCAL ENVIRONMENTAL PLAN 2011 – AGRITOURISM REFORMS

Cr Cook as property owner, Cr Diprose as tourism operator

12.08 GRENFELL MAIN STREET RENEWAL

Cr Bembrick as owner of property in Main Street

12.15 GRENFELL MAIN STREET RENEWAL - LANDSCAPING

Cr Bembrick, Cr Best as owners of property in Main Street

12.16 ASSISTANCE FOR COUNTRY CLUB

Cr McKellar as Member of Club

05 PUBLIC FORUM

In accordance with the WSC Code of Meeting Practice, members of the public are invited to speak on items of business to be considered at the meeting.

To speak at a public forum, a person must first make an application to the General Manager in writing that specifies the item of business concerned and includes a brief overview of the address.

A person may apply to speak on no more than one (1) item of business. Speakers must not digress from the item of business specified in their application.

Speakers at public forums cannot ask questions of Council, Councillors or Council staff.

Each speaker will be allowed a maximum of three (3) minutes to address Council.

APPROVED PUBLIC FORUM APPLICATIONS:

05.01 Patricia Reid

Speaking FOR the recommendation given in regard to item

11.08 DEVELOPMENT APPLICATION 1/2022

05.02 Mr Luke Armstrong

speaking FOR the recommendation given in regard to item

11.09: APPLICATION TO MODIFIY DEVELOPMENT APPLICATION 60/2020

05.03 MR MAO REYNOLDS/Ms Cailin Piper

speaking AGAINST the recommendation given in regard to item

11.09: APPLICATION TO MODIFIY DEVELOPMENT APPLICATION 60/2020

06 CONFIRMATION OF MINUTES

06.01 Ordinary Meeting held 18 November 2021

RESOLUTION 015/202

Moved: Cr Best

Seconded: Cr Diprose

The Minutes of the Ordinary November 2021 meeting held 18 November 2021 be taken as read and CONFIRMED.

CARRIED

06.02 Extraordinary Meeting held 30 November 2021

RESOLUTION 016/2022

Moved: Cr Diprose

Seconded: Cr Liebich

The Minutes of the Extraordinary November 2021 meeting held 30 November 2021 be taken as read and CONFIRMED.

CARRIED

06.03 Extraordinary Meeting held 11 January 2022

RESOLUTION 017/2022

Moved: Cr Brown

Seconded: Cr McKellar

The Minutes of the Extraordinary January 2022 meeting held 11 January 2022 be taken as read and CONFIRMED.

CARRIED

07 MAYORAL REPORTS

07.01 2022 AUSTRALIA DAY AWARDS

File Number: C1.5.2
Author: Executive Assistant
Authoriser: Mayor
Attachments: nil
Precis: Follow up on 2022 Australia Day ceremonies
Budget: \$ -

Australia Day celebrations were held on Wednesday, 26 January, 2022 at Taylor Park in ideal weather conditions with a very good crowd in attendance.

The Australia Day Ambassador chef Mr David Bitton was very well received by the crowd and The Henry Lawson High School Captains carried out their duties of MC in a very articulate and efficient manner.

Winners of the main awards are detailed below:

CATEGORY	NOMINATIONS
Citizen of the Year	David Sheehan
Senior Citizen of the Year	Jill Hodgson
Community Event/Organisation of the Year	The Country Education Foundation of Grenfell
Youth Achievement Awards	Jack Death Izabelle Murray Scarlett Nowlan Anna Hunt Marley Loader Genevieve McLelland
HSC Achievement Award	Anna Hunt

It was wonderful to recognise, acknowledge and reward our residents and organisations who give freely of their time to volunteer in our community which is very much part of the Australian way of life. All of the award winners were congratulated and thanked for their contribution to the Weddin Shire Community during 2021.



07.02 FUNDING ANNOUNCEMENT FOR WEDDIN SHIRE UNDER SCCF ROUND 4

File Number:	G2.55
Author:	Executive Assistant
Authoriser:	Mayor
Attachments:	01. SCCF Funding Announcement Weddin Shire 02. SCCF Round 4 Applications - Outcome
Precis:	Weddin Shire received funds under Round 4 of SCCF
Budget:	\$ -

Council is extremely pleased to be receiving further funding under the NSW Government's Stronger Country Communities Fund (SCCF) to continue to improve the towns within the Weddin Shire.

The funding from Round Four (4) of the program has been spread across three (3) projects, each of which is set to benefit the community:

- (a) \$350,000 to increase female participation in sport
- (b) \$50,974 to renovate the Grenfell Guide Hall and improve accessibility
- (c) \$310,000 for upgrades to village tourism signage and streetscapes

The latest round of SCCF funding takes the total amount received by Council for projects across the Weddin Shire to \$3,784,538.



07.03 6TH ROUND POPULAR BUILDING BETTER REGIONS FUND

File Number:	A3.19.3
Author:	Executive Assistant
Authoriser:	Mayor
Attachments:	01. BBRF Media Release
Precis:	Council support for local funding application
Budget:	\$ -

Council was extremely pleased to offer a letter of support to the Grenfell Senion Citizens Welfare Committee for their recent Funding Application submitted under the sixth round of Building Better Regions Fund.

The Round 1 BBRF stream saw Weddin Shire Council given funding towards the Grenfell Medical Centre to a value of \$950,000. Other successful programs in more recent BBRF rounds include funding to Parkes Shire Council for their Lachlan River Water Supply Duplication Project Stage 1, a community hub and conference centre in Lockhart and funding towards the Riverina Muray Visitor Economy Mentor program.

This latest round of BBRF funding included an application for Grant assistance for the Grenfell Disadvantaged Aged and Disability Housing Units Extension, which Weddin Shire Council enthusiastically supports.

08 MOTIONS/QUESTIONS WITH NOTICE**08.01 COMMUNITY & NOT-FOR-PROFIT SHIRE ORGANISATIONS SURVEY**

File Number:	C2.8.1
Mover:	Cr P Diprose
Attachments:	01. Notice of Motion P Diprose
Budget:	\$ - IP&R work to be from existing budget allocations

MOTION

All Community and Not-For-Profit organisations in the Shire be surveyed to ascertain any grant funding requirements they are contemplating or seeking.

RESOLUTION 018/2022

Moved: Cr Diprose
Seconded: Cr McClelland

All Community and Not-For-Profit organisations in the Shire be surveyed to ascertain any grant funding requirements they are contemplating or seeking.

CARRIED**SUPPORTING COMMENTS**

Conducting the surveys will make us a bit more 'shovel ready' for occasional unplanned State and Federal grant allocations that we are offered. It will also allow us to assess whether Council can provide greater assistance in supporting these organisations with their grant funding endeavours.

STAFF COMMENTS

Nil

08.02 VILLAGE PLANS

File Number: C2.8.1
Mover: Cr P Diprose
Attachments: see 08.01.01
Budget: \$ - IP&R work to be from existing budget allocations

MOTION

Village-specific sub-sections be included in the revised Delivery Program.

RESOLUTION 019/2022

Moved: Cr Diprose
Seconded: Cr Cook

Village-specific sub-sections be included in the revised Delivery Program.

CARRIED

SUPPORTING COMMENTS

Feedback suggests that some village residents feel that Council leaves them out of the planning processes.

STAFF COMMENTS

Nil

08.03 GRENFELL LIBRARY BUDGET

File Number: C2.8.1
Mover: Cr P Diprose
Attachments: see 08.01.01
Budget: \$ - to be sourced from the State Library

MOTION

- i) The Operational Plan clearly articulate the total Grenfell Library budget for both the current and next Plan period.
- ii) Funding be increased to at least in line with the Subsidy Payment allocation from the State Library of NSW.

RESOLUTION 020/2022

Moved: Cr Diprose
 Seconded: Cr Cook

- i) The Operational Plan clearly articulate the total Grenfell Library budget for both the current and next Plan period.
- ii) Funding be increased to at least in line with the Subsidy Payment allocation from the State Library of NSW.

CARRIED

SUPPORTING COMMENTS

The NSW State Government announced on 28 August 2018 a significant new public libraries funding package totalling \$60m over the forward estimates to 2022/23. This translates to the following Subsidy Payments for Weddin received via the State Library:

Total 2021/2022	Total 2020/2021	Total 2019/2020	Total 2018/2019	% increase since 2018/2019
\$70,049	\$69,733	\$69,428	\$25,158	178%

Increased subsidy payments are conditional on the funding being spent on our library.

STAFF COMMENTS

Nil

08.04 TRAINING FOR MEMBERS OF COMMUNITY ORGANISATIONS AND COMMITTEES

File Number:	C1.3.0/C2.6.1
Mover:	Cr M Cook
Attachments:	01 Justice Connect Proposal Training Sessions 02. Tailored Training Pack
Budget:	\$ 5,695 + GST to be sourced from Stronger Country Communities Fund Grant Round 4 "Committee Training"

MOTION

That Council engage Justice Connect to run a 'Governing a Not-for-profit and Top Legal Issues in Managing Volunteers' face to face training program for interested local community groups and young aspiring leaders.

RESOLUTION 021/2022

Moved: Cr Cook
Seconded: Cr Diprose

That Council engage Justice Connect to run a 'Governing a Not-for-profit and Top Legal Issues in Managing Volunteers' face to face training program for interested local community groups and young aspiring leaders.

CARRIED**SUPPORTING COMMENTS**

Training and education for the many community groups, organisations, NFP and committees in the Weddin Shire.

Target Audience

Committee members, office holders and potential committee members and office holders in the various committees, organisations and groups.

Target Reach

I am told there are approximately 100 committees, organisations, and groups in the Weddin Shire.

The 2016 Census figures show that 970 people, or 31.8% of Weddin Shire residents, did voluntary work through an organisation or group in the 12 months before the Census. This can be compared to the Australian average of 19% (so nearly 13% above average)

My observation around Grenfell and the Villages is that the same people are on various committees and boards and donate their time to run these groups. I have also attended a number of group meetings and can say the professionalism and expertise varies between the groups. Many have been in the roles for many years. Others say they do not join the organisations because of the way they are run.

I think with the re-election of Council Committees after the election, this would be a good opportunity to provide assistance to people who may be thinking of joining an organisation or to step up into a role. New members, new opportunities, with a little help from Council.

It would be an interesting exercise to compile a list of the office holders and committee members of the various groups and see commonality; if we can target the people who are on a number of committees, boards and NFP organisations as a first round of training opportunities.

I also feel this would be a great opportunity to provide to younger members of the community: to give some training and guidance, for them to step up into executive roles and participate more in the community organisations, groups and NFP sector.

Service Providers

So far, I have been in contact with 4 organisations who offer Training and Courses in this sector. I have also contacted Central Coast Council for their input, as this is where I attended and completed the sessions, all offered by council. The Service Providers I have contacted for information are:

1. Justice Connect
2. Not For Profit Law
3. Service at our Community
4. Community Compass

Responses from the training organisations are summarised below.

I have also attached the proposal documents for your review.

My suggestion would be Justice Connects Option 4 – 2 days of programs, face-to-face. People could also tune in with Zoom to increase numbers or for Covid restrictions.

Justice Connect

The two most popular courses are 'Governing a Not-For-Profit' and 'Top Legal Issues in Managing Volunteers' modules.

There are 4 options for face-to-face sessions, or online sessions, or a combination of both. And for one or both courses to run. The suggested participants is a maximum of 30 per session to ensure the training remains as interactive as possible.

Costs

- Option 1) \$3250 + GST: Governing a Not-For-Profit; face-to-face; 1x3 hour session
- Option 2) \$4440 + GST: Governing a Not-For-Profit + Top Legal Issues in Managing Volunteers; online; 2x3 hour sessions
- Option 3) \$2220 + GST: Governing a Not-For-Profit; online; 1x3 hour session
- Option 4) \$5695 + GST: Governing a Not-For-Profit + Top Legal Issues in Managing Volunteers; face-to-face; 2 x 3hours sessions run over 2 days
(cost includes travel, lawyer and accommodation)

Service At Our Community

Have a membership model of courses. The courses I saw that could be of interest include 'Win more grants' 'Step in, Step up'.

Combination of online learning, webinars, face-to-face, online modules for self-directed learning

Costs are based on an intro, short course (up to 2 hrs) half day (up to 4 hours) one day (up to 6 hours) and 2 day (up to 12 hours) and cost vary depending on number of participants and delivery mode. From \$1300 to \$8800, based out of Dubbo or Melbourne.

STAFF COMMENTS

Nil

09 ACTING GENERAL MANAGER REPORTS

09.01 CODE OF MEETING PRACTICE

File Number:	C2.4.2
Author:	Executive Assistant
Authoriser:	General Manager
Attachments:	01. DRAFT POLICY_Code of Meeting Practice
Precis:	Council must review its Code of Meeting Practice
Budget:	\$ -

RECOMMENDATION

- i) Council approve the DRAFT Code of Meeting Practice to be placed on public exhibition for a period of 28 days.
- ii) A further report be submitted to Council following the public exhibition period.

RESOLUTION 022/2022

Moved: Cr Best
Seconded: Cr McKellar

- i) Council approve the DRAFT Code of Meeting Practice to be placed on public exhibition for a period of 28 days.
- ii) A further report be submitted to Council following the public exhibition period.

CARRIED

PURPOSE

The purpose of this report is to ensure Council meets its obligations under Part 2 of the *Local Government Act 1993* (the Act) in regards to Council meetings.

BACKGROUND

Section 360(3) of the Act states that: -

“A council must, not later than 12 months after an ordinary election of councillors, adopt a code of meeting practice that incorporates the mandatory provisions of the model code prescribed by the regulations. The adopted code may also incorporate the non-mandatory provisions and other provisions.”

A DRAFT Code of Meeting Practice (DRAFT Code) has been prepared for Council’s consideration and adoption.

ISSUES AND COMMENTS

With the implementation of an alternative agenda management solution currently underway it is proposed to review the current Weddin Shire Council Code of Meeting Practice, previously adopted by the outgoing Council on 17 September 2020, so as to better reflect the ensuing changes this will have on the conduct of meetings.

POLICY/LEGAL IMPLICATIONS

The DRAFT Code of Meeting Practice, upon its adoption by Council, will replace the current Weddin Shire Council Policy No. 15.2.2 Code of Meeting Practice.

The DRAFT Code incorporates all mandatory provisions of the Model Code prescribed under the Act. Furthermore, the non-mandatory provisions contained in the DRAFT Code are not inconsistent with the mandatory provisions.

The preparation and public exhibition of the DRAFT Code is in accordance with section 361 of the Act.

FINANCIAL/RESOURCE IMPLICATIONS

The financial/resource implications of the preparation and public exhibition of the DRAFT Code are contained in existing budgets.

INTERNAL/EXTERNAL CONSULTATION

The DRAFT Code has been developed in consultation with Council staff involved in the current implementation of the new agenda management solution to ensure any anticipated changes are taken into account.

The Acting General Manager met with the Mayor and Cr Diprose to review the changes made to the current Code of Meeting Practice. Several slight adjustments to the DRAFT Code that was presented to Council at its last meeting were agreed upon during this meeting and have since been made.

Councillors will be given the opportunity to peruse the DRAFT Code prior to consideration of the matter at the meeting.

If approved, the DRAFT Code will be placed on public exhibition to seek feedback and input which would then be included in a further report to Council for its consideration.

CONCLUSION

It is recommended that the DRAFT Code be approved for public exhibition as presented so as to comply with the *Local Government Act 1993* and to facilitate a smooth transition to the new agenda management solution.

09.02 THE GRENFELL HENRY LAWSON FESTIVAL COMMITTEE CHARTER

File Number:	C2.6.32
Author:	Executive Assistant
Authoriser:	General Manager
Attachments:	01. DRAFT Charter_The Grenfell Henry Lawson Festival of Arts Committee
Precis:	Slight amendments to the Festival Committee Charter
Budget:	\$ -

RECOMMENDATION

Council adopt the amended Charter for The Grenfell Henry Lawson Festival of Arts Committee as presented.

RESOLUTION 023/2022

Moved: Cr McKellar

Seconded: Cr Diprose

Council adopt the amended Charter for The Grenfell Henry Lawson Festival of Arts Committee as presented.

CARRIED

PURPOSE

The purpose of this report is to amend the current Charter for Council's The Grenfell Henry Lawson Festival of Arts Committee.

BACKGROUND

The Grenfell Henry Lawson Festival of Arts Committee is currently preparing for the 2022 event to be held in a few short months. The current members have demonstrated their skill in coordinating such a big undertaking despite challenging circumstances. It has been proposed that the number of Councillor representatives on the Committee be reduced from four (4) to two (2) in order to promote the autonomy of this capable Committee.

It is also recommended that the Membership Fee be removed from the Charter as this does not align with the draft Operational Manual for Council's Section 355 Committees that is currently being developed.

ISSUES AND COMMENTS

Nil

POLICY/LEGAL IMPLICATIONS

The removal of the Membership Fee will rectify the misalignment between this Committee Charter and the Operational Manual that Council is currently developing for its s.355 Committees.

FINANCIAL/RESOURCE IMPLICATIONS

Reducing the number of Councillor representatives will free up the availability of those two (2) additional Councillors who would have otherwise been committed to attend meetings and undertake the relevant duties of a Committee member.

INTERNAL/EXTERNAL CONSULTATION

Councillors were consulted on this amendment at the Pre-Meeting Briefing Session held Monday 14 February 2022.

CONCLUSION

It is recommended that the amended Charter be adopted by Council before the Councillor representative members of the Committee are determined.

09.03 ELECTION OF COUNCILLOR DELEGATES

File Number: C1.5.2
Author: Executive Assistant
Authoriser: General Manager
Attachments: 01. Lachlan Regional Transport Committee Inc Correspondence
02 AOW Advisory Council Terms of Reference
Precis: Election of Committee Delegates
Budget: \$ -

RECOMMENDATION

Council elect its delegates for external organisations.

RESOLUTION 024/2022

Moved: Cr McKellar

Seconded: Cr Best

Council elect its delegates for external organisations.

CARRIED

RESOLUTION 025/2022

Moved: Cr McKellar

Seconded: Cr White

Council appoint the following delegates:

a) Arts OutWest, C1.3.16

Delegate: General Manager (Arts & Tourism Officer*)

b) Central NSW Joint Organisation (JO), C2.7.3

Delegates: Mayor and General Manager (alternate – Deputy Mayor)

c) Inter-Agency Health, C1.3.9

Delegate: Cr White

d) Lachlan CMA Local Government Reference Group, E3.9.2

Delegates: Cr McKellar and General Manager (Director Environmental Services*)

e) Lachlan Regional Transport Committee, T3.5.2

Delegates: Cr Diprose and Cr White

f) Local Emergency Management Committee, E1.1.6

Delegate: General Manager (Director of Engineering*)

g) Weddin Local Traffic Committee, C2.6.3

Delegate: General Manager (Director Engineering*) Other members: Police, RMS, Local Member's representative.

h) Mid Lachlan Valley Team Bushfire Management Committee, E1.3.8

Delegates: Cr McKellar and General Manager (Director Engineering*)

i) Weddin Rural Fire Service Senior Management Team

Delegate: Mayor and Deputy Mayor, General Manager (Director of Engineering*)

j) Weddin Landcare Steering Committee, E3.7.5

Delegate: Cr Diprose (alternate – Cr Cook)

k) NSW Public Libraries Association (NSWPLA), P2.3.5

Delegate: Cr Diprose

CARRIED

Council elects its delegates for a number of external organisations biennially to align with its electoral cycle for Mayor and Deputy Mayor.

Under the *Local Government Act 1993*, Council may only delegate to the General Manager. Where a staff member* is to be selected as a delegate, the appointment should be for the “General Manager or delegate(s)”. It has previously been resolved by Council in 2016 that delegates be elected for a term of two years; given the shorter nature of this Council term it is proposed that the delegates be elected until September 2023.

a) Arts OutWest, C1.3.16

Delegate: General Manager (Arts & Tourism Officer*)

Comment: Meets quarterly, usually in Bathurst.

b) Central NSW Joint Organisation (JO), C2.7.3

Delegates: previously Mayor and General Manager (alternate – Deputy Mayor)

Comment: Meets quarterly. An important example of local government cooperation.

Delegates are one elected and one staff member.

c) Inter-Agency Health, C1.3.9

Delegate: one Delegate to be appointed

Comment: Meets quarterly or intermittently

d) Lachlan CMA Local Government Reference Group, E3.9.2

Delegates: one Delegate to be appointed and General Manager (Director Environmental Services*)

Comment: Established by Lachlan Catchment Management Authority with one elected and one technical representative. Meets 2 – 3 times per year.

e) Lachlan Regional Transport Committee, T3.5.2

Delegates: two Delegates to be appointed

Comment: Meets quarterly on Saturdays at centres throughout the region. Rail reopening is a priority.

f) Local Emergency Management Committee, E1.1.6

Delegate: General Manager (Director of Engineering*)

Comment: Established by State Emergency Management Committee. The Director Engineering has been appointed as the Local Emergency Management Officer and Chair of the LEMC although some legislative changes are currently occurring.

g) Weddin Local Traffic Committee, C2.6.3

Delegate: General Manager (Director Engineering*) Other members: Police, RMS, Local Member’s representative.

Comment: Established by RMS. Meets as required, generally quarterly.

h) Mid Lachlan Valley Team Bushfire Management Committee, E1.3.8

Delegates: one Delegate to be appointed and General Manager (Director Engineering*)

Comment: Established by Rural Fire Service. Meets two or three times a year with representatives of Rural Lands Protection Board, Country Energy, SRA, Department Bushfire Services, NPWS, Department Land and Water Conservation, Weddin Bush Fire Service and other bodies. Representative Rural Fire Service acts as Executive Officer. Combined committee with Forbes, Parkes and Lachlan Councils.

i) Weddin Rural Fire Service Senior Management Team

Delegate: Mayor and Deputy Mayor, General Manager (Director of Engineering*)

Comment: Established by Rural Fire Service. Meets once or twice a year to consider local resources.

j) Weddin Landcare Steering Committee, E3.7.5

Delegate: one Delegate to be appointed (alternate - delegate)

Comment: Meets as required.

k) NSW Public Libraries Association (NSWPLA), P2.3.5

Delegate: one Delegate to be appointed

Comment: The Central West Zone typically meets half yearly at locations throughout the zone.

09.04 ELECTION OF COUNCIL COMMITTEE MEMBERS

File Number:	C2.6.1
Author:	Executive Assistant
Authoriser:	General Manager
Attachments:	<ol style="list-style-type: none">01. Heritage Committee Community Nominations02. Grenfell Historical Society Representative Nomination03. Bogolong Dam Precinct Committee Community Nominations04. Quandialla Swimming Pool Committee Community Nominations05. Weeds Committee Community Nominations
Precis:	Appointment of Advisory Committee Members (under Section 355 of Local Government Act)
Budget:	\$ -

RECOMMENDATION

- i) The elections of Council Committee members be determined by ordinary ballot.
- ii) Council elect the members of its Committees.
- iii) All nominees be notified of the outcome of the elections.
- iv) Council call for further nominations for the Community Representative positions on the Heritage and Tourism Committees.

RESOLUTION 026/2022

Moved: Cr McKellar

Seconded: Cr Brown

- i) The elections of Council Committee members be determined by ordinary ballot.
- ii) Council elect the members of its Committees.
- iii) All nominees be notified of the outcome of the elections.
- iv) Council call for further nominations for the Community Representative positions on the Heritage and Tourism Committees.

CARRIED

RESOLUTION 027/2022

Moved: Cr Cook

Seconded: Cr White

Council appoint the following delegates and Community Representatives:

a) Australia Day Executive Committee, C2.6.34

Delegate: 1 staff* and representatives of Historical Society, CWA, Rotary Club, Lions Club, Cadets

b) Bogolong Dam Precinct Committee, C2.6.44

Delegates: Cr Bembrick, Cr Liebich, Cr Best

Community Members: Robert Grimm, Keryl McCann, Darren Nealon

c) The Grenfell Henry Lawson Festival of Arts Committee, C2.6.32

Delegates: Cr White, Cr Diprose

d) Floodplain Management Advisory Committee, C2.6.38

Delegates: Cr Brown, Cr Liebich, no further Councillor nominations

e) Heritage Committee, C2.6.22

Delegates: Cr Diprose, Cr Brown, Cr McClelland

Community Representatives: John Hetherington, Council to call for further nominations for the Community Representative positions.

f) Quandialla Swimming Pool Committee, C2.6.39

Delegates: Cr Brown, Cr Diprose, Cr Cook

Community Representatives: Bronwyn Morley, Francesca Taylor, Martina Dykhoff, Kim Broomby, Angela Sweeny, Lyndon McNab, Margaret Spratt

g) Tourism Committee, C2.6.26

Delegates: Cr Bembrick, Cr Cook, Cr Best, Cr White

Community Representatives: Council to call for further nominations for the Community Representative positions.

h) Weddin Shire Weeds Committee, C2.6.13 - Starr

Delegates: Cr McKellar, Cr McClelland, Cr Liebich

Community Representatives: Keith Wilbur Starr

CARRIED

The following committees contain representatives of external agencies or community representatives. Councillor and community representatives need to be determined. It has previously been resolved in 2016 by Council that Council and Community representatives be elected for a term of two years; given the shorter nature of this Council term it is proposed that the delegates be elected until September 2023.

a) Australia Day Executive Committee, C2.6.34

Structure: 1 staff* and representatives of Historical Society, CWA, Rotary Club, Lions Club,

Cadets.

Comment: Meets as required to organise the annual Australia Day ceremony and activities.

Note: The same staff member is being re-appointed by the General Manager.

b) Bogolong Dam Precinct Committee, C2.6.44

Structure: 3 Councillors, 2 staff*, 3 community representatives

Comment: This committee is established to plan and co-ordinate the operation of Bogolong Dam. Note: The staff member will be appointed by the General Manager.

c) The Grenfell Henry Lawson Festival of Arts Committee, C2.6.32

Structure: 2 Councillors and various community members

d) Floodplain Management Advisory Committee, C2.6.38

Structure: 3 Councillors, 3 staff* and 5 agency representatives

Comment: Meets as required to review consultancy. Note: The same staff members are being re-appointed by the General Manager.

e) Heritage Committee, C2.6.22

Structure: 3 Councillors, 1 staff*, Historical Society representative, 3 community representatives, Heritage Advisor (non-voting)

Comment: This committee meets on a bi-monthly basis, to coincide with the visit of the Heritage Advisor. Note: The same staff member is being re-appointed by the General Manager.

f) Quandialla Swimming Pool Committee, C2.6.39

Structure: 3 Councillors, 2 staff members, 7 Community Members

g) Tourism Committee, C2.6.26

Structure: 4 Councillors, 2 staff*, 3 community representatives, 1 village representative (optional)

Comment: This committee meets on a bi-monthly basis to coincide with the Heritage Committee. Note: The staff members will be appointed by the General Manager.

h) Weddin Shire Weeds Committee, C2.6.13

Structure: 3 Councillors, 2 staff members, Weddin Landcare Group representative, Community Representative

09.05 GRENFELL MAIN STREET RENEWAL PROJECT COMMITTEE

File Number: C2.6.8
Author: Acting General Manager
Authoriser: Acting General Manager
Attachments: 01. DRAFT Charter_Grenfell Main Street Renewal Project Committee
Precis: Establishment of a s.355 Committee to oversee Main Street Renewal project
Budget: \$ -

RECOMMENDATION

- i) Council establish a new section 355 Committee of Council to oversee the Grenfell Main Street Renewal Project.
- ii) The DRAFT Charter for the Grenfell Main Street Renewal Project Committee be adopted as presented.
- iii) Nominations be called for the one (1) community member and the four (4) Main Street business owner representative positions.
- iv) Council elect the Councillor representative position.

RESOLUTION 028/2022

Moved: Cr Best
 Seconded: Cr Diprose

- i) Council establish a new section 355 Committee of Council to oversee the Grenfell Main Street Renewal Project.
- ii) The DRAFT Charter for the Grenfell Main Street Renewal Project Committee be adopted as presented except for the below amendments:
 - a) The Charter title to be “Grenfell Main Street Renewal Project Advisory Committee”
 - b) The Charter to specify that it is a “wholly advisory Committee”
- iii) Nominations be called for the one (1) community member and the four (4) Main Street business owner representative positions.
- iv) Council elect the Councillor representative position.

RESOLUTION 029/2022

Moved: Cr Brown
 Seconded: Cr McKellar

Amendment: The last Function of the Charter to be modified to read as “To formulate and issue pertinent project communications as the need arises”.

CARRIED

RESOLUTION 030/2022

Moved: Cr White
 Seconded: Cr McKellar

Cr Diprose elected as the Councillor representative

CARRIED

PURPOSE

The purpose of this report is to ensure Council meets its obligations under:

- Part 8A(2)(e) of the *Local Government Act 1993* (the Act):-

“Council decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.”

- Part 8A(3) of the Act:-

“Community participation - Councils should actively engage with their local communities, through the use of the integrated planning and reporting framework and other measures.”

- Section 355(a) and (c) of the Act:-

“A function of a council may, subject to this Chapter, be exercised -

(a) by the council by means of the councillors or employees, by its agents or contractors, by financial provision, by the provision of goods, equipment, services, amenities or facilities or by any other means, or

(c) partly or jointly by the council and another person or persons”

BACKGROUND

The Grenfell Main Street Renewal project presents many engineering complexities which require careful planning and contingencies. It is hoped by forming a Section 355 Committee, Council can invite community members and Councillors into the world of project management and allow them to be involved in the oversight of the project's delivery. It is also hoped that the task of providing weekly updates to the local community can be managed by this Committee to alleviate the demands on Council's currently-inundated Infrastructure Services staff.

ISSUES AND COMMENTS

In order to ensure the Committee is balanced, it is proposed to appoint two (2) community representatives that own a business located east of Forbes Street and two (2) of the same located west of Forbes Street. These members, as well as the community representative, will be chosen by lot at Council's Administration Office at a time that is yet to be determined.

The Committee will cease operating once the Grenfell Main Street Renewal project is completed.

POLICY/LEGAL IMPLICATIONS

Nil

FINANCIAL/RESOURCE IMPLICATIONS

Nil

INTERNAL/EXTERNAL CONSULTATION

Council will be required to call for nominations by interested community members and Main Street business owners.

The elected Committee will take part in weekly update meetings with various project management representatives from UMINEX where they will be armed with the relevant project information to formulate regular Media Releases and answer any queries directed to them.

CONCLUSION

It is recommended that Council establish a Grenfell Main Street Renewal Project Committee and adopt the associated Charter as presented so as to further enforce Council's duty of transparency in communication to the community.

09.06 WRITTEN RETURN OF INTERESTS

File Number:	C2.2.2
Author:	Executive Assistant
Authoriser:	Acting General Manager
Attachments:	01. FORM_Written Return of Interests 02. A Guide to Completing Returns of Interests
Precis:	All Councillors must lodge a Written Return of Interests after being elected
Budget:	\$ -

Under the 'Model Code of Conduct for Local Councils in NSW' (the Model Code of Conduct), all Councillors are required to disclose their personal interests in publically available returns of interests. These operate as a key transparency mechanism for promoting community confidence in Council decision making.

Councillors must make and lodge with the General Manager a return in the attached form, disclosing their interests within three (3) months after: -

- (a) becoming a Councillor; and
- (b) 30 June each year; and
- (c) becoming aware of an interest they are required to disclose under schedule 1 of the Model Code of Conduct that has not been previously disclosed in a return lodged under (a) or (b).

Council must make all returns of interests publically available in accordance with the requirements of the *Government Information (Public Access) Act, 2009*, the *Government Information (Public Access) Regulation, 2018* and relevant guidelines issued by the NSW Information Commissioner.

Information Access Guideline 1 states that Councillors' returns of interests must be made publicly available free of charge on Council's website, unless there is an overriding public interest against disclosure of the information contained in them or to do so would impose unreasonable additional costs on Council. It is open to Council to redact information from returns of interests (e.g. a person's signature and residential address) when publishing returns on its website where there is an overriding public interest against the disclosure that information.

Forms have been previously forwarded. To date, completed returns for the return period 21 December 2021 – 30 June 2022 have been received from: - Cr P Diprose, Cr C Brown.

09.07 COVID-19 UPDATE

File Number:	H1.6.1
Author:	Executive Assistant
Authoriser:	Acting General Manager
Attachments:	01. Local Council Funding- Stage Two Guidelines 02. Local Council Funding- Grant Covid-19
Precis:	Update regarding ongoing COVID-19 pandemic and impact on Shire and Council
Budget:	\$ 82,000

Although it appears as if the spread of COVID-19 and the latest outbreak of the Omicron variant are easing throughout NSW, the impact of NSW Health regulations and guidelines on staffing numbers is significant. It is anticipated that staff shortages due to COVID-19 isolations will continue to affect both Council and local businesses over the coming months as the virus is managed in a controlled and sustainable manner.

Weddin Shire Council will continue to monitor NSW Health guidelines and update it's policies and staff directions in conjunction with the best health advice available.

RECOMMENDATION

The late report be received and dealt with because of the urgency of the matter.

RESOLUTION 031/2022

Moved: Cr Brown
 Seconded: Cr McClelland

The late report be received and dealt with because of the urgency of the matter.

CARRIED

09.08 HENRY LAWSON FESTIVAL STRATEGIC PLAN

File Number: C1.4.1
Author: Acting General manager
Authoriser: Acting General Manager
Attachments: 01. 2022 Festival Committee Requests_Redacted.pdf
Precis: Determination of Festival and Proposed Country Music Concert
Budget: \$ -

RECOMMENDATION

That Council:

- i. Sign and submit a variation for the proposed Country Music Concert under the Regional Events Acceleration Fund to be moved to later in the year and the budget is revised.
- ii. Council donate the originally proposed \$40,000 for the event manager to the committee for running the festival in 2022.
- iii. Councils existing in kind contribution will be honoured.

RESOLUTION 032/2022

Moved: Cr Best

Seconded: Cr Brown

That a ten (10) minute recess be allowed for Councillors to review the late report.

CARRIED

RESOLUTION 033/2022

Moved: Cr Brown

Seconded: Cr White

Option 1: The festival and the concert are held on the June long weekend by the festival committee. Council will donate the originally proposed \$40,000 for the event manager to the committee for running the festival. Council will request a variation to the REAF with some minor budget adjustment to scale the underwriting amount to approximately \$51,000. Councils existing in kind contribution will be honoured and that Council be available for extra assistance if required.

CARRIED

PURPOSE

To provide context and objectively outline all matters pertinent to the function and delivery of the 2022 Henry Lawson Festival of Arts (HLFOA) and Proposed Country Music Concert.

BACKGROUND

The HLFOA has been struggling with matters affecting its sustainability for a number of years, with the major challenges relating to a dated multifaced program, declining and ageing volunteers, declining income streams, increasing costs, and increasing risk management requirements.

In 2021 a Regional Events Acceleration Fund (REAF) application was submitted by a consultant on behalf of the festival committee. Neither current council staff or festival volunteers were able to review the document prior to its submission. There were commitments outlined so that Council had to underwrite \$73,000 for the proposed concert on the June long weekend. The application proposes an event valued at \$123,000 and only applied for \$50,000, despite the grant program not requiring matching funds and offering up to \$200,000 unmatched. The budget proposed that revenue generated from ticket sales would exceed expenses and that revenue would cover the

budget shortfall of \$73,000. There was no contingency if the event lost money. The REAF grant body has now indicated they will not release a funding deed to council until council commits to underwriting the event budget at a cost of \$73,000.

The current committee is very enthusiastic, driven and capable of delivering the HLFOA and proposed Country Music Concert. However there are many distinct challenges which need to be considered:

Volunteers: The festival has struggled for many years to attract volunteers. The current committee is fortunate to have a full executive, however there are not many coordinators.

Short lead time: In a normal event planning cycle, tasks such as securing sponsorship, claiming the date, finalising the events that will be on the program, circulating entry forms, etc would have already begun before February. The Festival is already missing early promotion opportunities (lead times being a major factor) by not having details confirmed.

There is a critical path of order that tasks have to be completed in, to allow the next stage to proceed uninhibited. Historically for example, sponsors, prizemoney and venue would be confirmed before entry forms can be circulated.

Festival Venue: The committee have recognised Main Street may not be a suitable venue given the chance that it may not be finished by June and are looking at alternatives specifically George Street. George Street presents multiple logistical challenges: the road surface is relatively narrow- averaging 6 meters wide and does not have kerb, gutter or footpaths.



Figure 1 George Street is 6 meters wide and does not have kerb, gutter or footpaths

Given stalls will need to be allocated a space which is 3 meters deep, it will only be possible to have stalls on one side of the street as space needs to be left for pedestrians to walk on the road surface. In addition to this, a 3m wide passage needs to be provisioned the whole length of any proposed road closure to allow emergency vehicle access.

The George Street road surface is uneven. Many members of our community and visitors will struggle to traverse George Street. There are many trip hazards along the verges of the road including open drains and storm water pipes. A risk assessment should be undertaken prior to committing to this site as a venue.



Figure 2 The George Street Road surface is very rough.



Figure 3 George Street has many trip hazards including open drains.



Figure 4 George Street has many trip hazards including storm water pipes.

An inexhaustive list of alternative sites that could be considered include:

- Proctor Park/ Short Street /East Street (area where the car show was held in 2021).

The car show will be held in this area in 2022 and traffic management documents have already been prepared. It would be relatively straightforward to modify the existing documentation to cover both Saturday and Sunday. This suggestion assumes the committee do not wish to have stalls on the Sunday, or if they do, they would potentially be at the showground for the proposed Sunday concert.

- Showgrounds
- Lawson Oval
- Taylor Park

Management structure, including financial management- This will be the first year that the festival has been run as a formalised section 355 committee of Council. The disconnect between the committee needing to make and act on decisions and the monthly cycle of council meetings, is resulting in a delayed decision-making process that is impacting the ability to program the event. Given the already tight delivery timeline for the festival, it may be necessary to give the committee greater autonomy over how they can operate, compared to a normal section 355 committee.

Event Manager- The time to engage an event manager has expired and for a variety of reasons, an RFQ document was not released, despite drafts having been prepared. There is now insufficient time to engage an event manager and have them commence work in a timeframe that will contribute value to the proposed events.

Reputational Preservation- If this year's program will be significantly different from a 'normal festival' then the risk to the reputation of the event is high, unless this change is well communicated ahead of time. An impaired reputation will harm the festival's ability to return in years to come. A name change to the event should be considered. In late 2021 the Cherry Festival in Young rebadged from the 'National Cherry Festival' to the 'Cherry Festival Lite', to ensure the scaled back nature of the event was transparent to the community.

Budget- If the Festival committee is encouraged to use the money in their bank account to run this event, and they are simultaneously unlikely to stage elements of the program that generate income such as the art gallery competition and exhibition, sponsorship etc, there is a risk that the event will not be financial for 2023. A 'normal' festival has cost about \$100,000 to stage previously. There is approximately \$65,000 currently in the festival's account.

Communication between committee and community. There needs to be communication with the business community and the residential community to instil trust that something will proceed on the June long weekend, and generate understanding over what the program will look like.

The festival relies on Visiting Friends and Relatives (VFR). If the local community have no confidence the festival will proceed, they are unlikely to invite as many guests to Grenfell for the weekend. There is strategic benefit in reinstating local stakeholder communication.

Businesses need confidence over what the June long weekend will look like, so they can plan staff rosters, order stock including perishables, and plan their own activities such as live music. It would be wise to ensure the business community understand what size crowd the event will likely attract.

Communication and Working Relationship between Committee and Council: There is currently very limited information available to staff in the visitor centre about the June long

weekend. Visitors are unofficially already assuming that if detail is not confirmed by now, the event must not be taking place this year.

COVID-19: Any event will need to be planned and run in a Covid-safe manner which will include marshals monitoring densities in venues such as the art gallery. The proposed event may still need to pivot last minute in response to an ever evolving Covid 19 environment. It should be advised for the committee to research their responsibilities in the lead up to and on the day in relation to State Government requirements.

Concert: The festival stretches Grenfell to capacity. In a normal year there is no spare accommodation and no spare capacity in hospitality venues. In a year when Covid square meter rules will likely limit venue capacities, it may not be strategic to schedule a second event on the same weekend and attempt to attract capacity the town cannot accommodate.

Section 355 Committee: The committee have voiced their concerns about the section 355 committee structure and their inability to make decisions and run the event as they would like. As such, it is proposed that in all scenarios, 2022 will be the final year that the festival is held as a section 355 committee of council and after the event, council will immediately commence the process of incorporating the festival committee. Council will simultaneously develop a 3-year tiered contract between council and the Festival committee with KPIs outlining the terms of its financial and in-kind commitment. The festival will then have autonomy over how the festival is run on a daily basis and total strategic control for the festival's future. This would leave the festival committee free to adopt and implement the Tilma review from 2021.

ISSUES AND COMMENTS

Staging a festival and concert in June 2022 will put significant financial pressure on council in the current financial year. These expenses are unbudgeted and dependant on a quarterly budget review.

Three possible scenarios have been scoped:

Scenarios:

- 1) The festival and the concert are held on the June long weekend by the festival committee. Council will donate the originally proposed \$40,000 for the event manager to the committee for running the festival. Council will request a variation to the REAF with some minor budget adjustment to scale the underwriting amount to approximately \$51,000. Councils existing in kind contribution will be honoured.

This scenario is presented on the proviso the committee does not seek sponsorship from the local community, Council is intending to contribute the "community's sponsorship" in recognition of the disruption and economic challenges caused by COVID-19 and the Main Street Renewal.

- 2) The festival is not held on the June long weekend and the committee focus efforts on delivery of the concert as per the funding agreement. Council will underwrite the

approximate \$51,000 necessary for the concert to proceed and the festival can retain its \$65,000 bank balance for future festivals. Councils existing in kind contribution will be honoured.

This scenario allows the committee to change what happens on the June long weekend to be a single faceted event that the committee could deliver with limited volunteers. This scenario allows the committee to retain 'ownership' of the June long weekend and is a sustainable event in terms of required human resources and finances.

- 3) A variation is submitted for the concert to propose moving it to later in the year and the budget is revised. Council will donate the originally proposed \$40,000 for the event manager to the committee for running the festival. The event is still run by the committee. Councils existing in kind contribution will be honoured.

This option leaves festival volunteers free to focus on the June long weekend event and they can use their existing \$65,000 bank balance along with the \$40,000 dollars from Council.

Scenario 3 is the only option that doubles the economic impact by delivering two distinct events that both fill the towns accommodation and hospitality venues.

POLICY/LEGAL IMPLICATIONS

The delivery of any of the scenarios will align with the following strategic objectives:

Weddin 2026 2017-2026 Community Strategic Plan

1.2 Weddin Shire's tourism potential maximised: through marketing, accommodation and activities.

Destination Management Plan

15.2 Introduce new events.

Weddin Shire Council Delivery Program 2017-2022

1.2.4 Build on the success of existing events: Henry Lawson; ex-residents and supporters; food events.

1.2.5 Improve visitor experience: signage; destination plan; event calendar; product improvement

4.3.1 Support major arts and cultural events: Henry Lawson Festival of Arts; GoldFest

4.3.2 Provide for and support local cultural organisations

Weddin Shire Council Operational Plan 2021/2022

1.2.4 Build on the success of existing events: Henry Lawson; ex-residents and supporters; food events

1.2.5 Improve visitor experience: signage; destination plan; event calendar; product improvement

4.3.1 Support major arts and cultural events: Henry Lawson Festival of Arts; GoldFest

4.3.2 Provide for and support local cultural organisations

FINANCIAL/RESOURCE IMPLICATIONS

There are significant financial implications to this report.

The delivery of the Concert is contingent on a \$73,000/ \$51,000 unbudgeted cash commitment from Council in the current financial year. There is no guarantee the event will break even or profit so this contribution should be considered a cost to Council, not a loan that maybe reclaimed after the event.

The committee is not intending to deliver the concert according to the proposal outlined in the grant application. As such the budget outlined in the grant application is untested and could potentially be incorrect, negating any of the fundraising benefits proposed. As such the person responsible for writing the acquittal may struggle to demonstrate the event met stated outcomes.

A variation has not been sought from the State Government to alter the proposed event.

Council has previously (November 2021) committed \$40,000 towards the engagement of an event manager to deliver the Festival. For a variety of reasons this event manager is yet to be engaged. There is now questionable value over whether an appropriate person can be engaged and can deliver value in the short time remaining in the lead up to June.

Councils' communication on the festival for the next 18 months will be incredibly important. It's likely that councils communication about 'giving the festival the biggest financial support of any previous council', 'listening to the committees demands for increased autonomy', 'providing the committee with a three year commitment to support the transition to an incorporated body' or 'council investing their tourism resources into developing a number of strategic new events that align with the DMP and will fill the town to capacity on multiple weekends throughout the year' etc, will be the good news story for council, not necessarily what happens on the June long weekend. Council will need to be proactive to make it be known that council has done everything possible to support the committee.

INTERNAL/EXTERNAL CONSULTATION

These scenarios have been developed between staff, the Mayor and Deputy Mayor in recent days, however they have not been specifically tested on the committee or the community. Staff have met with the festival executive multiple times in recent weeks and feel Scenario 1 may meet the demands of the executives.

CONCLUSION

It is unlikely that a solution exists that meets all of council, the festival committee and the community's desires for the June Long weekend. Compromise must be made to allow a path forward.

The community has faced multiple challenges in recent years and are in need of an opportunity to come together.

Scenario 3 is the most attractive option for local economic stimulus to Grenfell, in particular the Main Street shopfronts.

Collaboration is required to generate organisation wide commitment to a path forward.

RESOLUTION 034/2022

Moved: Cr Brown

Seconded: Cr Liebich

Except where otherwise dealt with, the Acting General Manager's Report be adopted.

CARRIED

10 CORPORATE SERVICES REPORTS**10.01 STATEMENT OF BANK BALANCES**

File Number:	N/A
Author:	Director Corporate Services
Authoriser:	Director Corporate Services
Attachments:	nil
Precis:	Statement of Council's bank balances as at 31/01/22
Budget:	\$ -

Bank Account	
Westpac	1,978,231.30
Short Term Deposits	
CBA	<u>11,500,000.00</u>
Total	<u>\$13,478,231.30</u>

CERTIFICATE OF RECONCILIATION

I certify that the Cashbook for each Bank Account has been reconciled with the appropriate Bank Statement as at 31 January 2022.

The investments shown above are made with the Commonwealth Bank. I certify that these investments have been made in accordance with the *Local Government Act 1993*, the Regulations and Council's investment policies.

10.02 STATEMENT OF LOAN BALANCES

File Number: N/A
Author: Director Corporate Services
Authoriser: Director Corporate Services
Attachments: nil
Precis: Statement of Council’s current loan balances as at 31/01/22
Budget: \$ -

Loans	
Plant Equipment	983,026.21
Grenfell Aquatic Centre	3,664,584.21
Total	<u>\$4,647,610.42</u>

10.03 DEBT RECOVERY - RATES

File Number:	A1.7
Author:	Director Corporate Services
Authoriser:	Director Corporate Services
Attachments:	nil
Precis:	Council's debt recovery activities during the period 01/12/21 – 31/01/22
Budget:	\$ -

Debt recovery activity has been of a routine nature due to COVID-19 Legislative Amendments made by the Office of Local Government. The following activities continued to be monitored:

- 3rd Instalment Notices sent
- 33 referred to Debt Recovery firm Recoupa
 - 15 paid in full
 - 9 part payments
 - 3 no response
 - 2 arrangements
- 23 referred to Debt Recovery firm Recoupa – mid-October
 - 4 paid in full
 - 5 part payments
 - 11 no response
 - 1 arrangement
 - 1 sale
- Late intervention visits regarding above no responses - ReCoupa visited ratepayers and spoke to ratepayers to arrange payments or scheduled follow-ups
- Continued monitoring of existing payment arrangements, following up with further action where required

10.04 ECONOMIC DEVELOPMENT

File Number:	C2.8.11
Author:	Economic Development Officer
Authoriser:	Director Corporate Services
Attachments:	nil
Precis:	EDO's activities during the period 01/12/21 – 31/01/22.
Budget:	\$ -

Circulated relevant funding, financial support, and business skills development opportunities to business and community groups.

Sourced and posted content for WSC ED Facebook group.

Participated in ED manager's webinars.

Participated in a staff meeting to develop a new approach for connectivity funding. Liaised with Telstra representatives over digital connectivity issues and funding applications. Liaised with the commercial operator over digital connectivity issues and funding applications, including researching information with RFS.

Successfully applied for Small Business Month funding including securing quotes, sourcing invoices, developing an online booking platform, scheduled and prompted upcoming workshops.

Organised briefing for new Council by Inland Rail representatives at the February meeting.

Rescheduled an ICN Gateway and two grant writing workshops from late 2021 to early 2022 in a response to the surge in COVID-19 in late 2021. Workshops will now be held in March under the Small Business Month banner.

10.05 ARTS AND TOURISM

File Number:	C2.8.11
Authors:	Tourism & Promotions Officer, Arts & Tourism Officer
Authoriser:	Director Corporate Services
Attachments:	nil
Precis:	Arts and Tourism activities during the period 01/12/21 – 31/01/22.
Budget:	\$ -

ARTS & GALLERY ACTIVITIES

‘Memorable Impressions’ exhibition:

- Liaised with artist
- Promoted live demonstration and collected RSVP’s
- Coordinated a live demonstration with the artist that was well attended

‘Beyond Boundaries’ exhibition:

- Liaised with group contacts and individual artists
- Designed and distributed poster and invitation to the opening
- Assisted with installation of the exhibition
- Held an opening event

‘When ONLY the WEST will do!’ exhibition:

- Liaised with artists

Finalised the January to June 2022 program:

- Liaised with artists to get content and images for promotional material
- Designed and printed promotional material

Updated website / Gallery page

Contacted potential exhibitors for 2023/2024

TOURISM ACTIVITIES

Staffed visitor centre as required including processing art gallery sales, caravan park bookings and room hire bookings.

Developed rates notice insert.

Successfully applied for 'The Festival of Place – Summer Night Fund' program for a Main Street light projection installation event, including seeking letters of support, sourcing invoices, liaising with stakeholders, rescheduled event start date to avoid Main Street works, commenced promotion, finalised themes for each projection, including liaising with the museum.

Coordinated family visits for early November by gravel grinding cycling consultants, including liaising with local stakeholders, research of local road network, provision of maps, and troubleshooting of draft loops. Applied for Regional Event Fund for possible gravel grinding event in 2022. Including seeking quotes, and letters of support.

Finalised design of canola brochure.

Participated in JO tourism webinars and contributed to the reopening campaign.

Attended site meeting at Company Dam with LLS over the installation of signs.

Met with executive multiple times to discuss planning for the 2022 festival. Prepared draft RFQ document to secure an Event Manager.

Coordinated promotion of Grenfell Christmas competition, judging by impartial out-of-town guest, and presentation of winners prizes, including sourcing sponsorship.

Ensured prizemoney and Council donations were distributed to villages for their Australia Day and Christmas activities.

Attended webinar on National Parks cycling strategy.

Coordinated multiple consultation sessions including one in a village for tourism rebrand including catering, and circulated the online survey for people unable to attend.

Organised Perspex Covid screen for VIC desk.

Participated in We Are Explorers media family including securing a permit to film in the National Park.

Attended Australia Day meetings, prepared agendas, minutes, and correspondence, finalised program for the ceremony including all correspondence with ceremony participants, liaised with the ambassador, coordinated welcome dinner for ambassador, coordinated gift and accommodation for ambassador and companion. Prepared Covid safe plan, prepared QR code, coordinated new wet weather venue, attended on the day to display all Covid warning posters. Attended briefing with GM and GM secretary on Australia Day preparations.

VISITOR INFORMATION CENTRE (VIC) STATISTICS

Visitor numbers have been low in recent months, due to a number of factors. There were 300 visitors in November, 221 in December, and 332 in January; all well down on the figures for 12 months earlier. The visitor economy was worth \$66,588 in November, \$43,804 in December, and \$65,050 in January (domestic overnight visitor @ \$193, domestic day trip visitor @ \$155 (Central NSW visitor profile year ending March 2021)).

VISITOR INFORMATION CENTRE (VIC) ACTIVITIES

Updated COVID safe plans in line with changes in public health order

Social media:

- 16 Facebook posts
- 15 Instagram posts and stories

Website updates, including:

- Business directory
- Event listings
- Grenfell Art Gallery exhibition information
- Community Guide updates

Caravan park:

- Assisted with Bookings
- Took weekend Payments
- Communicated weekend events to the Environmental Services department
- Arrange out of office for emails

Managed bookings for conference room

Koala strategy research

Assist with PD for the casual tourism officer role

Promoted Australia Day

Updated upcoming events to Arts Outwest event calendar

10.06 COMMUNITY TECHNOLOGY CENTRE (CTC)

File Number:	C2.8.14
Author:	CTC Officer
Authoriser:	Director Corporate Services
Attachments:	nil
Precis:	CTC Officer's activity during the period 01/12/21 – 31/01/22.
Budget:	\$ -

HELPDESK & SYSTEM ADMINISTRATION

- Procure quotes for Executive Assistant
- Procure quotes for STP
- Update iOS councillor iPads x 6
- Decommission/Reconfigure Councillor iPad x 3
- Install app councillor iPads x 9
- Configure new Apple Accounts x 3
- Decommission old Apple Accounts x 3
- Reset passwords Apple account Councillor iPads x 2
- Re-configure Outlook (Executive Assistant)
- Configure email forwarding (Caravan Park)
- Remove the filter on junk email (Caravan Park)
- Configure Laptop and Printer (STP)
- Order Dell Laptop and peripherals x 2 (Council)
- Organise quotes for laptops (Council)
- Repair Outlook (Engineering)
- 2 x Configure email tablet (Depot)
- Order Cables (Council)

SALES & SERVICES

- Regular Monthly Maintenance to Gold Trail Website
- Regular Monthly Maintenance to Grenfell Rugby Club Website
- Conducted Computer Repairs for 31 residential clients and 3 business clients
- Conducted Mobile Phone and Tablet repairs for 19 residential clients
- 4 Mobile Phone screen replacement
- 1 Laptop screen replacement
- Laptops/PCs sold to 5 residential client and 2 business clients
- ESET Products sold to 8 residential clients
- Software, parts, and accessories sold to 52 residential clients and 3 business clients
- Ink and toner cartridges sold to 1785 residential clients and 2 business clients
- 30 Clients used printing and photocopying services
- Assist 5 clients with check-in app

ANNUAL FINANCIAL REPORT

CTC 2022 Financial Year Profit & Loss								
	July	August	September	October	November	December	January	Total
Income	4,334.90	4,756.86	7,126.56	6,461.46	8,610.20	4,239.99	8,504.09	44,034.06
Expense	4,341.69	8,138.62	9,480.38	12,679.93	8,173.22	8,927.02	6,109.73	57,850.59
Profit/(Loss)	(6.79)	(3,381.76)	(2,353.82)	(6,218.47)	436.98	(4,687.03)	2,394.36	(13,816.53)

10.07 QUARTERLY BUSINESS REVIEW STATEMENT (QBR) AS AT 30 SEPTEMBER 2021

File Number:	A1.6
Author:	Director Corporate Services
Authoriser:	Director Corporate Services
Attachments:	01. QBR_September 2021
Precis:	Statutory report
Budget:	\$ -

RECOMMENDATION:

The Quarterly Budget Review Statement as at 30 September 2021 be adopted as presented.

RESOLUTION 035/2022

Moved: Cr Diprose

Seconded: Cr Liebich

The Quarterly Budget Review Statement as at 30 September 2021 be adopted as presented.

CARRIED

PURPOSE

The QBR is a financial reporting system that presents a summary of Council's financial position at the end of each quarter of the financial year.

BACKGROUND

The QBR consist of a Responsible Accounting Officers (ROA) statement, Operational Income and Expenditure Budget Review, Capital Budget Review, Cash and Investments Review, Contracts Awarded, Legal expenses, and consultant expenses.

The QBR is designed to facilitate progress reporting against the original and revised budgets at the end of each quarter, provide explanations for major variations, and enable the ROA to indicate if Council will be in a satisfactory financial position at the end of the financial year.

POLICY/LEGAL IMPLICATIONS

Nil

FINANCIAL/RESOURCE IMPLICATIONS

Nil

INTERNAL/EXTERNAL CONSULTATION

Nil

CONCLUSION

To adopt the Quarterly Review Statement as recommended.

10.08 DELEGATIONS REGISTER

File Number:	C2.5.2/C2.5.3/C2.5.5
Author:	Director Corporate Services
Authoriser:	Director Corporate Services
Attachments:	01. DRAFT Delegations Register 02. CURRENT Delegations Register
Precis:	A review of Council's delegations
Budget:	\$ -

RECOMMENDATION:

Council adopt the DRAFT Delegations Register as presented.

RESOLUTION 036/2022

Moved: Cr Cook

Seconded: Cr

That this Report be deferred.

LAPSED

RESOLUTION 037/2022

Moved: Cr Diprose

Seconded: Cr McKellar

Council adopt the DRAFT Delegations Register as presented.

CARRIED

PURPOSE

The purpose of this delegation register is to make clear the authority of designated officers to make decisions or take actions on behalf of the Weddin Shire Council and define the limits of that authority under section 378 of the Local Government Act 1993.

BACKGROUND

Section 377 of the *Local Government Act 1993* enables Council, by resolution, to delegate to the General Manager, or any other person or body (not including another employee of the Council) any of the functions of the Council, other than the following:

- the appointment of a General Manager
- the making of a rate
- a determination under Section 549 as to the levying of a rate
- the making of a charge
- the fixing of a fee

- the borrowing of money
- the voting of money for expenditure on its works, services or operations
- the compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment)
- the acceptance of tenders which are required under this Act to be invited by the Council
- the adoption of a management plan under Section 406
- the adoption of a financial statement included in an annual financial report
- a decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6
- the fixing of an amount or rate for the carrying out by the Council of work on private land
- the decision to carry out work on private land for an amount that is less than the amount on rate fixed by the Council for the carrying out of any such work
- the review of a determination made by the Council and not by a delegate of the Council, of an application for approval of an application that may be reviewed under Section 82A of the Environmental Planning and Assessment Act 1979
- the power of the Council to authorise the use of reasonable force for the purpose of gaining entry to premises under Section 194
- a decision under Section 356 to contribute money or other grants financial assistance to persons
- the making of an application, or the giving of a notice, to the Governor or Minister
- this power of delegation
- any function under this or any other Act that is expressly required to be exercised by resolution of the Council.

The General Manager may sub-delegate a function delegated to the General Manager by the Council to any other person or body (including another employee of the Council).

POLICY/LEGAL IMPLICATIONS

Staff could be in breach of Council policies which could have legal implications as they have not been given formal delegations by the General Manager to perform the day-to-day operations of Council.

FINANCIAL/RESOURCE IMPLICATIONS

Nil

INTERNAL/EXTERNAL CONSULTATION

Nil

CONCLUSION

The current delegations are inadequate.

The new register precisely indicates the functions of Council the General Manager as delegated to staff. To be compliant with the Local Government Act 1993, Local Government (General) Regulation 2005, procurement best practice, accounting standards, and all other relevant legislation.

The Delegation Register does not require public consultation or a Council resolution as the authority is given by the General Manager and not Council.

10.09 PROCUREMENT POLICY

File Number:	C2.4.3
Author:	Director Corporate Services
Authoriser:	Director Corporate Services
Attachments:	01. DRAFT Policy for Procurement and Sale of Assets 02. CURRENT Policy for Procurement
Precis:	Internal procurement review
Budget:	\$ -

RECOMMENDATION:

- i) Council approve the DRAFT Policy for Procurement and Sale of Assets to be placed on public exhibition for a period of 28 days.
- ii) A further report be submitted to Council following the public exhibition period.

RESOLUTION 038/2022

Moved: Cr Liebich
Seconded: Cr McKellar

- i) Council approve the DRAFT Policy for Procurement and Sale of Assets to be placed on public exhibition for a period of 28 days.
- ii) A further report be submitted to Council following the public exhibition period.

CARRIED**PURPOSE**

To update Council's Procurement Policy to have clear and effective policies and procedures to assist staff to understand their responsibilities regarding procurement. To update Council's Procurement Policy to be in line with current best practice guidelines.

BACKGROUND

As noted in the Report of Factual Findings, which was presented at the November 2021 Ordinary Council meeting. Council's current Procurement Policy does not provide any clear guidance for procurement activities and there are no documented procedures to support its implementation.

The review highlighted the following issues with the current procurement practices at Council:

Council does not use an electronic purchase order system

Purchase orders are being raised after the invoice date

A significant percentage of the hard copy requisitions in place currently do not include an estimated cost

Current Procurement Policy is not in line with the Local Government Act 1993 in regards to tendering.

POLICY/LEGAL IMPLICATIONS

Nil

FINANCIAL/RESOURCE IMPLICATIONS

Nil

INTERNAL/EXTERNAL CONSULTATION

Nil

CONCLUSION

Council's current Procurement Policy does not meet best practice guidelines and requires updating to account for the use of electronic purchase orders, proper documentation management, best practice, and alignment with the Local Government Act 1993.

10.10 CREDIT CARD POLICY

File Number:	C2.4.3
Author:	Director Corporate Services
Authoriser:	Director Corporate Services
Attachments:	01. DRAFT Policy for Corporate Credit Cards 02. CURRENT Policy for Credit Card Use
Precis:	Internal procurement review
Budget:	\$ -

RECOMMENDATION:

- i) Council approve the DRAFT Policy for Corporate Credit Cards to be placed on public exhibition for a period of 28 days.
- ii) A further report be submitted to Council following the public exhibition period.

RESOLUTION 039/2022

Moved: Cr McKellar
Seconded: Cr Best

- i) Council approve the DRAFT Policy for Corporate Credit Cards to be placed on public exhibition for a period of 28 days.
- ii) A further report be submitted to Council following the public exhibition period.

CARRIED**PURPOSE**

To update Council's Policy for Credit Card Use to have clear and effective policies and procedures to assist staff to understand their responsibilities regarding the use of Corporate Credit Cards.

BACKGROUND

As noted in the Report of Factual Findings, which was presented at the November 2021 Ordinary Council meeting. Council's current Procurement Policy does not provide any clear guidance for procurement activities and there are no documented procedures to support its implementation.

Although the use of Corporate Credit Cards was outside the scope of the internal audit it is prudent to update Council's policy to simplify the current policy and update it to be in line with current best practice.

POLICY/LEGAL IMPLICATIONS

Nil

FINANCIAL/RESOURCE IMPLICATIONS

Nil

INTERNAL/EXTERNAL CONSULTATION

Nil

CONCLUSION

To update the policy as recommended

RESOLUTION 040/2022

Moved: Cr Best

Seconded: Cr Liebich

Except where otherwise dealt with, the Director Corporate Services' Report be adopted.

CARRIED

11 ENVIRONMENTAL SERVICES REPORTS

11.01 CARAVAN PARK OPERATIONS

File Number:	P2.3.3
Author:	Director Environmental Services
Authoriser:	Director Environmental Services
Attachments:	nil
Precis:	Summary of Caravan Park operations during the period 01/11/21 – 31/01/22
Budget:	\$ -

November 2021

Income for the month of November was \$9,015.45 with expenditure of \$4,287.55 resulting in a profit of \$4,727.90 for the month.

There were 192 sites occupied for the month of November 2021.

December 2021

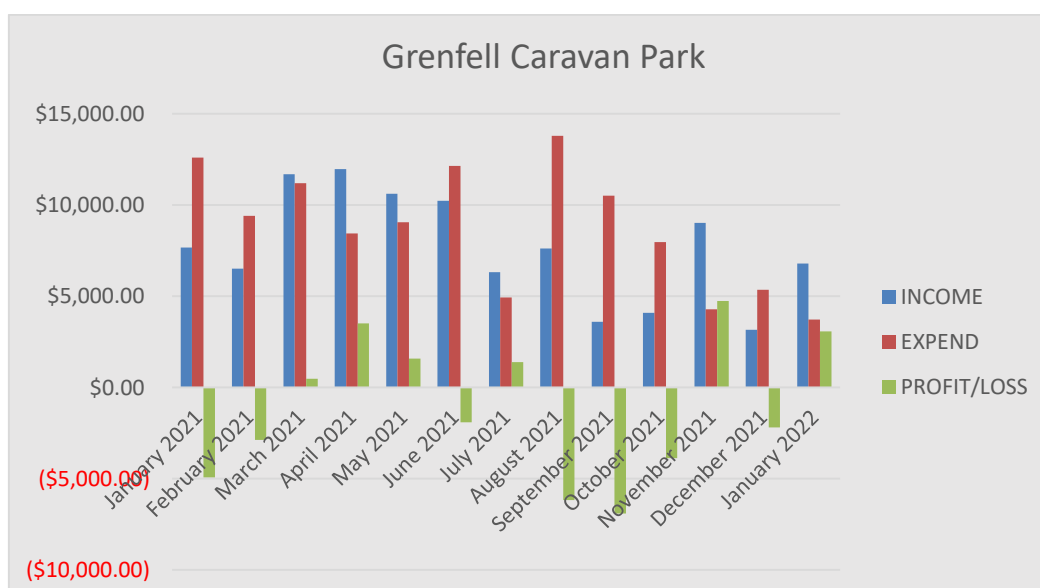
Income for the month of December 2021 was \$3,161.83 with expenditure of \$5,356.36 resulting in a loss of \$2,194.53 for the month.

There were 138 sites occupied for the month of December 2021.

January 2022

Income for the month of January was \$6,794.55 with expenditure of \$3,717.28 resulting in a profit of \$3,077.27 for the month.

There were 133 sites occupied for the month of January 2022.



11.02 DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES

File Number: T5
Author: Director Environmental Services
Authoriser: Director Environmental Services
Attachments: nil
Precis: List of development and construction applications determined during the period 01/11/21 – 31/01/22
Budget: \$ -

a) Development Applications

The undermentioned applications were received and determined subject to specified conditions, by the Acting General Manager under delegated authority issued on 3 September 2021 (Res. No. 075):

DA NO.	Applicant	Construction	Value (\$)	Address
43/2016	Andy's Design & Drafting	Relocation of Office & Parking (Modification)	\$0	LOT: 1 SEC: 35 DP: 758473 South Street GRENFELL NSW 2810
6/2021	Mr BG Johnston	Hay Shed & Fertiliser Shed (Continued Use)	\$951,000	LOT: 21 DP: 1021581 1109 Bimbi-Quandialla Road BIMBI NSW 2810
29/2021	Andy's Design & Drafting	Change of use – Upper floor (Accommodation to Accommodation and Function Facilities – Dining Room)	\$20,000	LOTS: 1, 2 & 3 DP: 1089059 102 Main Street GRENFELL NSW 2810
48/2021	Andy's Design & Drafting	Dwelling & Garage	\$245,532	LOT: 17 DP: 224968 13 Sale Street GRENFELL NSW 2810
51/2021	Mrs KL North	Garage	\$19,833	LOT: 53 DP: 829604 42 Warraderry Street GRENFELL NSW 2810

52/2021	Mrs KH Hancock	Replacement of Old Roof	\$17,179	LOT: 3 SEC: 6 DP: 758473 4 Weddin Street GRENFELL NSW 2810
53/2021	Mr PD Collins & Ms GE Neil	Swimming pool	\$79,360	LOT: 2 DP: 430795 323 Clayney's Road GRENFELL NSW 2810
54/2021	Mr NT Stevens	Retaining Wall	\$3,000	LOT: 2 DP: 1070179 15 Bradley Street GRENFELL NSW 2810
55/2021	Mr BJ Davies	Shed	\$37,000	LOT: 7 DP: 1063500 109B Simpson Drive GRENFELL NSW 2810
56/2021	Mr DN Harveyson	Shed	\$13,500	LOT: 4 DP: 1113505 8 Lawson Drive GRENFELL NSW 2810
57/2021	Mr DC O'Brien	Carport	\$17,748	LOT: 123 DP: 1081488 17 Huckel Close GRENFELL NSW 2810
58/2021	Mr MP Sanasi	Alts & Adds to Commercial	\$33,900	LOT: 5 DP: 976775 58 Main Street GRENFELL NSW 2810
59/2021	Ms DA Payne	Swimming Pool	\$1,500	LOT: 1 SEC: C DP: 7915 74 Wyalong Street CARAGABAL NSW 2810
61/2021	Mr DE Ingold	Shed	\$19,500	LOT: 1165 DP: 754578 32 Makins Street GRENFELL NSW 2810
62/2021	Mrs JA Forde	Demolition of Existing shed & Office Block	\$5,000	LOT: 3 SEC: 25 DP: 758473 8 Dalton Street GRENFELL NSW 2810
64/2021	Miss T McKay	Swimming Pool	\$13,330	LOT: 978 DP: 754578 1a Forbes Street GRENFELL NSW 2810

Continued

DA NO.	Applicant	Construction	Value (\$)	Address
65/2021	Geerlings Filmworks Pty Ltd	Dwelling Additions	\$15,000	LOT: 2 DP: 377091 51 Forbes Street GRENFELL NSW 2810
66/2021	Ms E J Heatley	Garage	\$10,000	LOT: B DP: 370181 34 Rose Street GRENFELL NSW 2810
3/2022	Mr I J Robertson	3 Lot Subdivision	\$0	LOT: 2 DP: 1197284 LOT: 4 DP: 788941 LOT: 2 DP: 1107650 Bungalong Parish GRENFELL NSW 2810

b) 02.03. Construction Certificates

The undermentioned applications were received and determined under delegation:

CC NO.	Applicant	Construction	Address
11/2019	Andy's Design & Drafting	Dwelling (Mod)	LOT: 10 DP: 1186800 4951 Henry Lawson Way GRENFELL NSW 2810
78/2020	Mr JN Glanville	Alts & Adds to Dwelling	LOT: 1 DP: 1083845 1841 Mary Gilmore Way GRENFELL NSW 2810
29/2021	Andy's Design & Drafting	Change of use – Upper Floor (Accommodation to Accommodation & Function Facilities – Dining Room)	LOT: 1, 2 & 3 DP: 1089059 102 Main Street GRENFELL NSW 2810
34/2021	Mr MJ & Mrs J De Reeper	Dwelling	LOT: 12 DP: 224968 6 Sale Street GRENFELL NSW 2810
49/2021	Mr P & Mrs H Smugreski	Dwelling	LOT: 848 DP: 754578 Manganese Road GRENFELL NSW 2810

Continued

CC NO.	Applicant	Construction	Address
53/2021	Mr PD Collins & Ms GE Neil	Swimming Pool	LOT: 2 DP: 430795 323 Clayney's Road GRENFELL NSW 2810
54/2021	Mr NT Stevens	Retaining Wall	LOT: 2 DP: 1070179 15 Bradley Street GRENFELL NSW 2810
55/2021	Mr BJ Davies & Ms RL Shailes	Shed	LOT: 7 DP: 1063500 109B Simpson Drive GRENFELL NSW 2810
56/2021	Mr DN Harveyson	Shed	LOT: 4 DP: 1113505 8 Lawson Drive GRENFELL NSW 2810
57/2021	Mr DC O'Brien	Carport	LOT: 123 DP: 1081488 17 Huckel Close GRENFELL NSW 2810
58/2021	Mr MP Sanasi	Alts & Adds to Commercial	LOT: 5 DP: 976775 58 Main Street GRENFELL NSW 2810
59/2021	Ms DA Payne	Swimming Pool	LOT: 5 DP: 976775 74 Wyalong Street CARAGABAL NSW 2810
61/2021	Mr DE Ingold	Shed	LOT: 1165 DP: 754578 29 Star Street GRENFELL NSW 2810
48/2021	Andy's Design & Drafting	New Dwelling & Garage	LOT: 17 DP: 224968 13 Sale Street GRENFELL NSW 2810
64/2021	Miss T Mackay	Swimming Pool	LOT: 978 DP: 754578 1A Forbes Street GRENFELL NSW 2810

c) 02.04. Complying Development Applications

The undermentioned applications were received and determined as Complying Development subject to standard conditions:

CDC NO.	Applicant	Construction	Value (\$)	Address
CD 6/2021	Mr RG McQueen	Swimming Pool	\$25,000	LOT: 2 DP: 625943 2338 Mid-Western Highway GRENFELL NSW 2810
CD 1/2022	Mr M J De Reeper	Garage	\$7,000	LOT: 12 DP: 224968 6 Sale Street GRENFELL NSW 2810
CD 2/2022	Mr T W Ryan	Swimming Pool	\$59,670	LOT: 11 DP: 716114 1840 Bland Road QUANDIALLA NSW 2721

11.03 GRENFELL AQUATIC CENTRE

File Number: P2.3.1
Author: Director Environmental Services
Authoriser: Director Environmental Services
Attachments: nil
Precis: Summary of Grenfell Aquatic Centre operations during the period 01/11/21 – 31/01/22
Budget: \$ -

November

Total Attendance:	School/Other Usage:
Daily Average: 6248	1517
208	
Cash Attendance:	Season Ticket Sales:
83 Child	Child: 3
26 Adult	Adult: 9
Spectator	Family: 15
Season Ticket Attendance:	Pensioner: 8
722 Child	
776 Adult	

December 2021

Total Attendance: 5170	School/Other Usage: 2058
Daily Average: 166	
Cash Attendance:	Season Ticket Sales:
356 Child	Child: 1
291 Adult	Adult: 5
Spectator	Family: 4
Season Ticket Attendance:	Pensioner: 7
1476 Child	
989 Adult	

January 2022

Total Attendance:	3730	School/Other Usage:	794
Daily Average:	120		
Cash Attendance:	705 Child	Season Ticket Sales:	
	486 Adult	Child:	0
	91 Spectator	Adult:	1
Season Ticket Attendance:	1302 Child	Family:	2
	1146 Adult	Pensioner:	1

11.04 QUANDIALLA SWIMMING CENTRE

File Number: P2.3.2
Author: Director Environmental Services
Authoriser: Director Environmental Services
Attachments: nil
Precis: Summary of Quandialla Swimming Centre operations during the period 01/11/21 – 31/01/22
Budget: \$ -

November

Total Attendance:		School/Other Usage:	
Daily Average:	384		251
	12		
Cash Attendance:		Season Ticket Sales for November & December:	
	16 Child	Child:	0
	4 Adult	Adult:	4
	Spectator	Family:	23
Season Ticket Attendance:		Pensioner:	1
	69 Child		
	4 Adult		

The Quandialla Swimming Centre opened for the 2021/22 season on the 1st Novmeber 2021.

December 2021

Total Attendance:	975	School/Other Usage:	731
Daily Average:	31		
Cash Attendance:	26 Child		
	44 Adult		
	Spectator		
Season Ticket Attendance:			
	106 Child		
	44 Adult		

January 2022

Total Attendance:	494	School/Other Usage:	44
Daily Average:	15		
Cash Attendance:	95 Child	Season Ticket Sales:	
	67 Adult	Child:	0
	Spectator	Adult:	0
Season Ticket Attendance:	181 Child	Family:	0
	107 Adult	Pensioner:	0

11.05 STATE SIGNIFICANT DEVELOPMENT 13855453 – GRENFELL POULTRY BREEDER FARM

File Number:	T2.3.1
Author:	Director Environmental Services
Authoriser:	Director Environmental Services
Attachments:	01. Department of Planning, Industry and Environment – Council Submission
Precis:	A development application for a poultry breeder farm has been lodged with the Department of Planning, Industry and Environment.
Budget:	\$ -

A Development Application for a Poultry Breeder Farm has been lodged with the Department of Planning, Industry and Environment, by Baiada Properties Pty Limited.

In accordance with State Environmental Planning Policy (SEPP) (State and Regional Development) 2011, Part 2, 8(1), the development is classified as a State Significant Development as it involves “Intensive livestock agriculture” that has a Capital Investment Value greater than \$30 million. Therefore, the Minister for Planning and Public Spaces or Independent Planning Commission will be the consent authority.

The development is proposed on Lot 1 DP 1022013, Lots 1-3 DP 1206485 and Lot 22 DP 866857, known as 1130 Gooloogong Road, Grenfell. The site is situated approximately 11km north of Grenfell. The development has a capital investment value of \$64,124,200 (excluding GST).

The proposal involves the construction and operation of a 24-hour poultry breeding and rearing facility to provide an additional supply of fertile eggs and meat chickens to the poultry processing cluster in the Central West of NSW. The facility has a maximum overall capacity of 570,000 birds at any one time and consists of four (4) separate farms for either rearing or egg production. Each farm will comprise:

- 10 tunnel ventilated poultry sheds (40 sheds in total across the site);
- 2 manager residences (8 residences in total across the site);
- A staff amenity building including change rooms, lunchrooms, office, storage and workshop; and
- Supporting infrastructure including utilities, services, water tanks, gas tanks, feed silos, a generator, a detention basin and internal roads with a single access point off Gooloogong Road.

A Comprehensive Environmental Impact Statement has been lodged in support of the application. The Environmental Impact Statement identifies that there is a need for poultry breeder / rearer farms to be developed in the Central West/Orana Region to service the demand for poultry products in Australia. Development of the additional capacity needs to be located in the Central West/Orana Region where necessary integrated infrastructure is available and the locational characteristics provide efficient access to markets and inputs such as grain. There are limited sites available which satisfy the specific locational requirements. The proposed site in the Weddin Shire satisfies these locational requirements.

At full operation, the farms are anticipated to provide employment for 50 full time equivalent (FTE) positions.

The development application was on public exhibition until 1 February 2022. Council comments relating to the proposed development were provided to the Department of Planning, Industry and Environment (see attachment).

The development application is currently under assessment by the Department of Planning, Industry and Environment.

11.06 DRAFT CENTRAL WEST AND ORANA REGIONAL PLAN

File Number:	A3.6.57
Author:	Director Environmental Services
Authoriser:	Director Environmental Services
Attachments:	01. Draft Central West and Orana Regional Plan 2041
Precis:	The Draft Central West and Orana Regional Plan 2041 has been placed on public exhibition.
Budget:	\$ -

RESOLUTION 041/2022**MOVED:** Cr Brown **SECONDED:** Cr White

That Council send a letter to endorse the Joint Organisation Draft Plan and that comments forwarded from Councillors to the Director of Environmental Services be included in this letter of endorsement.

CARRIED

The Central West and Orana region consists of 19 local government areas including Bathurst Regional, Blayney, Bogan, Cabonne, Coonamble, Cowra, Dubbo Regional, Forbes, Gilgandra, Lachlan, Lithgow, Mid-Western Regional, Narromine, Oberon, Orange, Parkes, Warren, Warrumbungle and Weddin.

The current Central West and Orana Regional Plan 2036 was released in 2017. The plan is currently undergoing its first five-yearly review and update to reset priorities and to extend the plan's reach to 2041. As a result, the Draft Central West and Orana Regional Plan 2041 is currently on exhibition until 18 February 2022.

The draft plan is a 20-year land-use blueprint to support a prosperous future for the region and provides a vision and direction for land-use decisions to support:

- job creation
- housing supply and diversity
- access to green spaces
- creating a vibrant and connected network of centres that build on the region's strengths and emerging opportunities and challenges.

The draft plan is structured with four (4) themes, each containing a number of objectives along with actions, strategies and collaboration activities to achieve the objectives. Figure 1 below describes the layout of the draft plan.

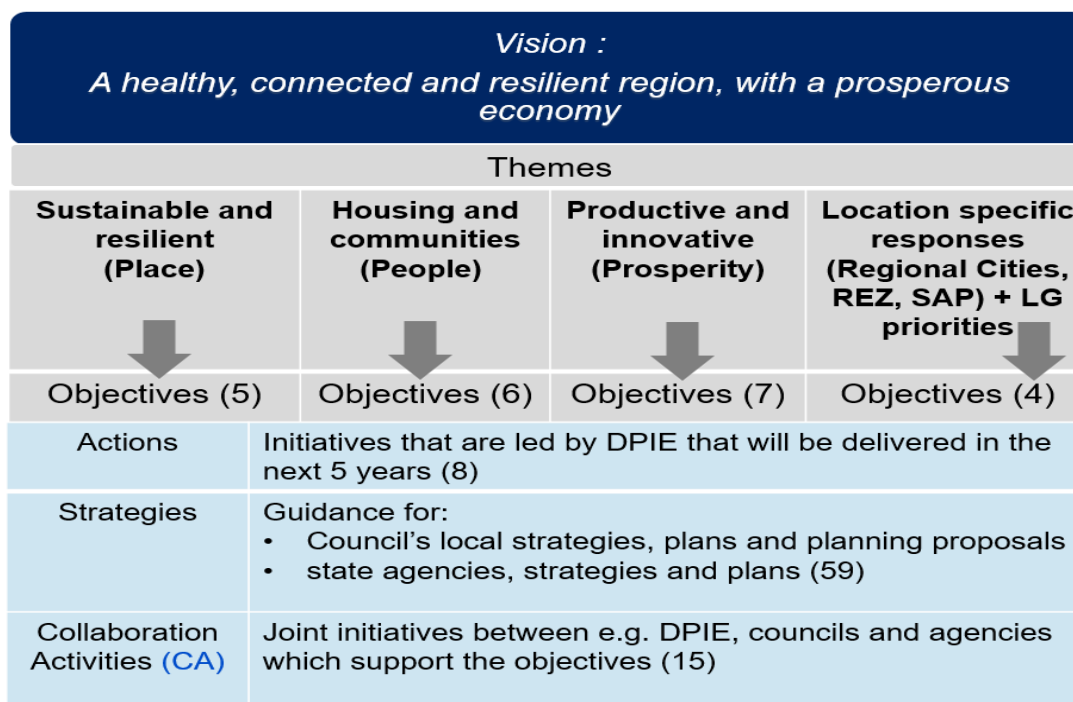


Figure 1. Layout of Draft Central West and Orana Regional Plan 2041

A copy of the Draft Central West and Orana Regional Plan 2041 is provided in the attachment to this report.

The Central NSW Joint Organisation is currently putting together a submission to provide feedback on the document. Council also has the option of submitting an individual submission.

11.07 2021/22 LOCAL HERITAGE GRANT FUNDING ALLOCATION

File Number: H2.5.2.19
Author: Director Environmental Services
Authoriser: Director Environmental Services
Attachments: nil
Precis: Heritage Applications received for 2021/22
Budget: Nil (Heritage Grant Funding)

RECOMMENDATION:

Council note and endorse the 2021/22 Local Heritage Grant Funding Allocations.

RESOLUTION 042/2022

Moved: Cr Best
 Seconded: Cr Diprose

Council note and endorse the 2021/22 Local Heritage Grant Funding Allocations.

CARRIED

The application period for submissions for Council’s Local Heritage Grant funding programme closed on the 31 August 2021.

At the end of the application period, Council had received three (3) applications. Those applications were assessed in accordance with the Office of Heritage guidelines and assessed by Council’s Heritage Advisor and Director Environmental Services. It is noted that one (1) application was considered to not meet the heritage criteria.

The results and recommendations are compiled in the table below and will be subject to conditions:

	Project	Proposal	Grant Funding
1.	4 Weddin Street GRENFELL	Replacement of roofing and exterior painting	\$4,000
2.	42 Warraderry Street GRENFELL	Repairs to front porch & Paint and fit window hoods	\$1,500

11.08 DEVELOPMENT APPLICATION 1/2022 – SHED – 2 SULLIVAN STREET, GRENFELL LODGED BY C REID

File Number: DA 1/2022
Author: Director Environmental Services
Authoriser: Director Environmental Services
Attachments: 01. Site plan
02. Elevation Plans
03. Statement of Environmental Effects
Precis: Development Application No. 1/2022 proposes a shed on the property known as 2 Sullivan Street, Grenfell. The application is reported to Council for determination due to a submission being received.
Budget: \$ -

RECOMMENDATION:

- i) Council notes that the reason for the decision is that the proposal largely complies with Section 4.15 of the Environmental Planning and Assessment Act 1979.
- ii) Development Application No. 1/2022, being for a shed on Lot 1169 DP 754578, 2 Sullivan Street Grenfell, be approved subject to the following conditions:

Cr Brown previously submitted a written declaration of interest and left the room.

RESOLUTION 043/2022

Moved: Cr Liebich
Seconded: Cr McClelland

- i) Council notes that the reason for the decision is that the proposal largely complies with Section 4.15 of the Environmental Planning and Assessment Act 1979.
- ii) Development Application No. 1/2022, being for a shed on Lot 1169 DP 754578, 2 Sullivan Street Grenfell, be approved subject to the following conditions:

CARRIED

Cr Brown returned to the room.

GENERAL CONDITIONS

1. Development is to be in accordance with approved plans.

The development is to be implemented in accordance with the plans and supporting documents stamped and approved and set out in the following table except where modified by any conditions of this consent.

Plan No./ Supporting Document	Prepared by/Reference Details	Weddin Shire Council Reference
Site Plan	MA Steel	Stamped No. 1/2022
Elevation Plans	MA Steel	Stamped No. 1/2022
Statement of Environmental Effects	MA Steel	Stamped No. 1/2022

In the event of any inconsistency between conditions of this development consent and the plans/supporting documents referred to above, the conditions of this development consent prevail.

- The applicant shall comply with all relevant prescribed conditions of development consent under Part 6, Division 8A of the Environmental Planning and Assessment Regulation 2000 (see attached Advisory Note).

CONDITIONS TO BE COMPLIED WITH PRIOR TO THE COMMENCEMENT OF WORKS

- The Applicant is to obtain a Construction Certificate from either Council or an Accredited Certifier, certifying that the proposed works are in accordance with the Building Code of Australia and applicable Weddin Shire Council’s Engineering Standards prior to any building and or subdivision works commencing. No building, engineering or excavation work is to be carried out in relation to this development until the necessary construction certificates have been obtained. It is the responsibility of the Applicant to ensure that the development complies with the Building Code of Australia and applicable engineering standards in the case of building work and the applicable Council Engineering Standards in the case of subdivision works. This may entail alterations to the proposal so that it complies with these standards.
- The Applicant is to submit to Weddin Shire Council, at least two days prior to the commencement of any works, a ‘Notice of Commencement of Building Works’.
- The Applicant is to obtain all relevant approvals to carry out sewerage work, to carry out stormwater drainage work and to carry out water supply work from Weddin Shire Council prior to commencing works to and comply with any conditions of that permit. All work shall

be carried out by a licensed plumber and drainer and to the requirements of the Plumbing Code of Australia. The licensed plumber or drainer must submit a Notice of Works form to Council prior to the commencement of any plumbing and drainage works and a Certificate of Compliance at the completion of the works. The

plumbing and drainage works must be inspected by Council at the time specified below:

- (a) Internal Drainage: When all internal drainage work is installed and prior to concealment. Pipes should be under water test.
 - (b) External Drainage: When all external drainage work is installed and prior to concealment. Pipes should be under water test.
 - (c) Water Supply: Hot and cold water supply pipework, when the pipework is installed and prior to concealment. Pipes should be under pressure test.
 - (d) Stormwater: When the stormwater and roof water drainage system has been completed.
6. Prior to the commencement of work on the site, all erosion and sediment control measures shall be implemented and maintained prior to, during and after the construction phase of the development. Controls shall be installed in accordance with the 'Guidelines for Erosion and Sediment Control on Building Sites' developed by the Department of Land and Water Conservation 2001 as published on the NSW Department of Planning, Industry and Environment website - <https://www.environment.nsw.gov.au/-/media/OEH/Corporate-Site/Documents/Land-and-soil/guidelines-erosion-sediment-control-building-sites.pdf>

CONDITIONS TO BE COMPLIED WITH DURING CONSTRUCTION

7. In accordance with Clause 162A of the Environmental Planning and Assessment Regulation 2000, where Council is nominated as the Certifier, the works must be inspected by Council at the times specified below:
- (a) After excavation for, and prior to the placement of, any footings;
 - (b) In the case of a swimming pool, as soon as practicable after the barrier (if one is required under the Swimming Pools Act 1992) has been erected;
 - (c) Prior to pouring any in-situ reinforced concrete building element;
 - (d) Prior to covering of the framework for any floor, wall, roof or other building element;
 - (e) Prior to covering waterproofing in any wet areas;
 - (f) Prior to covering any stormwater drainage connections; and
 - (g) After the building work has been completed and prior to any Occupation Certificate being issued in relation to the building.

Where Weddin Shire Council is required to carry out inspections the principal contractor for the building site, or the owner-builder, must notify Council at least 48 hours before each required inspection needs to be carried out. Failure to obtain an inspection of the works at the times specified above may prevent an Occupation Certificate being issued for the development.

8. All construction work shall be carried out within the confines of the property unless separate written permission is obtained from the relevant landowner and/or authority in control of the land. A copy of any written notices authorising off-site construction operations shall be submitted to Council prior to any operations commencing on the affected land.
9. All building rubbish and debris, including that which can be windblown, shall be contained on site in a suitable container for disposal at an approved Waste Landfill Depot. The container shall be erected on the building site prior to work commencing and shall be maintained for the term of the construction to the completion of the project. No building rubbish or debris shall be placed or permitted to be placed on any adjoining public reserve, footway or road. The waste container shall be regularly cleaned to ensure proper containment of the building wastes generated on the construction site.
10. Any damage caused to footpaths, roadways, utility installations and the like by reason of construction operations shall be made good and repaired to a standard equivalent to that existing prior to commencement of construction. The full cost of restoration/repairs of property or services damaged during the works shall be met by the Applicant.
11. All storage of goods and building materials and the carrying out of building operations related to the development proposal shall be carried out within the confines of the property. All vehicles must be parked legally and no vehicles are permitted to be parked over the public footpath. The unloading of building materials over any part of a public road by means of a lift, hoist or tackle projecting over the footway will require separate approval under Section 68 of the Local Government Act 1993.
12. Building activities and excavation work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 6.00 pm on weekdays and 8.00 am and 1.00 pm on Saturdays. No work on Sundays or Public Holidays is permitted.
13. All roofed and paved areas are to be properly drained in accordance with the Plumbing Code of Australia and discharged to the street drainage system or other suitable location approved by Councils, in a manner that does not cause soil erosion or nuisance to adjoining properties.

CONDITIONS TO BE COMPLIED WITH PRIOR TO OCCUPATION OR COMMENCEMENT OF USE

14. The Applicant must not commence occupation or use of the shed until a Whole or Partial Occupation Certificate has been issued from the Principal Certifier appointed for the subject development.

ADVICEAboriginal Heritage

If, during work, an Aboriginal object is uncovered then WORK IS TO CEASE IMMEDIATELY and the Office of Environment & Heritage is to be contacted urgently on (02) 6883 5300. Under the National Parks and Wildlife Act 1974 it is an offence to harm an Aboriginal object or place without an 'Aboriginal heritage impact permit' (AHIP). Before making an application for an AHIP, the applicant must undertake Aboriginal community consultation in accordance with clause 80C of the NPW Regulation.

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 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.

Telecommunications Act 1997 (Commonwealth)

Telstra (and its authorised 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 810443.

Water Supply

Reticulated water mains in the Weddin Shire Council are controlled and managed by Central Tablelands Water. Where a new or modified connection to the water mains system is needed, you must contact Central Tablelands Water on 02 63917200 or at water@ctw.nsw.gov.au

Assessment Report

Introduction

Development Application No. 1/2022 proposes a shed on Lot 1169 DP 754578, 2 Sullivan Street Grenfell (the development site). A copy of the submitted site plan, elevation plans and Statement of Environmental Effects are included in the Attachment 1 to this report. The application was lodged by Mrs C Reid.

Description of Site

The development site is located at the northern end of Sullivan Street on the corner of both Star and Makin Streets. The site has a combined area of 6947.16m² and contains an existing dwelling along with a number of ancillary structures. The dwelling fronts Sullivan Street, which is a sealed Council road. The site is generally surrounded by other residential developments. Figure 1. Below includes an aerial photo indicating the location of the development site.



Figure 1. Locality Map

Description of Proposal

The applicant proposes a shed at the northern end of the development site. The building is proposed with a 10 metre setback from the northern boundary, 10.5 metres from the eastern boundary and 25.50 metres from the western boundary which fronts Sullivan Street. The proposed shed has dimensions of 23 metres long, 9 metres wide, with a ridge height of 4.2 metres. The northern and southern sections of the shed will contain open style carports.

The proposed shed will be of steel frame construction with paperbark coloured walls and cove coloured roof.

Environmental Impact Assessment

In determining a development application, a consent authority is to take into consideration such of the matters as are of relevance to the development in accordance with Section 4.15(1) of the Environmental Planning and Assessment Act 1979. The following section provides an evaluation of the relevant Section 4.15 Matters for consideration for DA 1/2022:

S4.15(1)(a)(i) Any Environmental Planning Instrument**Weddin Local Environmental Plan 2011**

The subject land is zoned R1 General Residential under the provisions of Weddin Local Environmental Plan 2011. A shed to be used as an ancillary structure to the existing dwelling on the development site is permissible with consent in the R1 General Residential zone.

Clause 2.3(2) of the Weddin Local Environmental Plan 2011 requires that “The consent authority must have regard to the objectives for development in a zone when determining a development application in respect of land within the zone”. The objectives of the R1 General Residential zone are as follows:

Zone R1 General Residential**Objectives of zone**

- To provide for the housing needs of the community.
- To provide for a variety of housing types and densities.
- To enable other land uses that provide facilities or services to meet the day to day needs of residents.

The proposed shed will be ancillary to the existing dwelling located on the development site. It is assessed that the proposed building is consistent with the R1 zone objectives.

Clause 6.5 Flood Planning

The development site is identified in the Emu Creek Floodplain Risk Management Study and Plan as being within an area which is inundated by a 100 Year ARI flood event. The southern portion of the site is located within the intermediate floodplain. The location of the shed is on the northern portion of the allotment which is largely above the flood prone area, with the exception of a small portion of the south-east corner of the shed.

As the development is for a shed it is not required to achieve the flood planning level. However, Council must consider the impacts the development may have on flood waters. In this regards it is assessed that the due to the limited amount of water which will potentially inundate the site of the buildings, the development is not likely to significantly adversely affect flood behavior resulting in detrimental increase in the potential flood affectation of other development or properties. It is further assessed that the development will not adversely affect the environment or cause avoidable erosion, siltation, destruction of riparian vegetation or a reduction in the stability of river banks or watercourses.

The development will not result in unsustainable social or economic cost to the community as a consequence of flooding.

State Environmental Planning Policies

The following State Environmental Planning Policies are considered relevant to Council's consideration:

State Environmental Planning Policy (SEPP) No 55—Remediation of Land

Under SEPP 55 a consent authority must not consent to the carrying out of any development on land unless:

- (a) it has considered whether the land is contaminated, and
- (b) if the land is contaminated, it is satisfied that the land is suitable in its contaminated state (or will be suitable, after remediation) for the purpose for which the development is proposed to be carried out, and
- (c) if the land requires remediation to be made suitable for the purpose for which the development is proposed to be carried out, it is satisfied that the land will be remediated before the land is used for that purpose

There are no known prior land-uses on the development site that are likely to have resulted in the contamination of the land. A site inspection of the property did not reveal any evidence of contamination. The Statement of Environmental Effects submitted with the application does not mention any previous land use likely to have resulted in contamination of the site. It is assessed that no further investigation regarding land contamination is warranted.

State Environmental Planning Policy (Infrastructure) 2007

The proposed development is not within or immediately adjacent to an easement for electricity purposes or an electricity substation, and is not within 5 metres of an exposed overhead electricity power line. Therefore, the application is not required to be referred to the electricity supply authority.

State Environmental Planning Policy (Koala Habitat Protection) 2021

SEPP (Koala Habitat Protection) 2021 applies to the Weddin Shire. An assessment of the proposed development has been undertaken in accordance with the requirement of SEPP. It is assessed that the proposed development will not impact on any Koala habitat.

State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017

The development site is located within the R1 General Residential zone and therefore SEPP (Vegetation in Non-Rural Areas) 2017 applies to the land. The development does not propose the removal of any significant trees and therefore it is considered that the application complies with this SEPP.

S4.15 (1) (a) (ii) Any draft Environmental Planning Instrument

There are no draft Environmental Planning Instruments that apply to the development.

S4.15 (1) (a) (iii) Any Development Control Plan (DCP)

Weddin Shire Development Control Plan 2014

Chapter 4 – Flooding and Flood Affected Land

As previously discussed in this report the land is identified as being flood affected. An assessment of the proposed development has been undertaken in accordance with the requirements of Chapter 4 of DCP. The proposal is assessed as being suitable and will not significantly impact on flood waters.

Chapter 5 – Urban Residential Development

The proposed development has been assessed to comply with the applicable requirements of Chapter 5 of the DCP.

Chapter 15 – Public Consultation

The proposed shed has a floor area of 207m² and therefore was advertised and notified in accordance with the requirements of Chapter 15 of the Weddin DCP 2014. One (1) submission was received as a result of the public consultation process which will be discussed further in the proceeding parts of this report.

S 4.15(1)(a)(iiiia) provisions of any Planning Agreement(s)

There is no planning agreement that has been entered into under Section 7.4 of the Environmental Planning and Assessment Act 1979 by the applicant in relation to the development proposal. Similarly, the applicant has not volunteered to enter into a draft planning agreement for the development proposal.

S4.15(1)(a)(iv) The EP & A Regulations

Section 4.15(1) (a) (iv) requires the Council to also consider Clauses 92, 93, 94 and 94A of the Environmental Planning and Assessment Regulation. The following provides an assessment of

the relevant Clauses of the Regulation:

- Clause 92 – The Government Coastal Policy does not apply to the Weddin Shire and therefore Clause 92(1) (a) and (b) are not applicable to this development proposal. The proposal does not involve demolition work and therefore the requirements of Clause 92(2) are not applicable.
- Clause 93 – The proposal does not involve the change of a building use for an existing building, or the use of an existing building as a place of public entertainment and therefore the requirement to consider fire safety and structural adequacy of buildings in accordance with Clause 93 is unnecessary.
- Clause 94 – The proposal does not involve the rebuilding, alteration, enlargement or extension of an existing building or place of public entertainment and therefore the requirement to consider the upgrading of buildings into total or partial conformity with the Building Code of Australia is not applicable.
- Clause 94A – The proposal does not involve the erection of a temporary structure and therefore the requirements to consider fire safety and structural adequacy is unnecessary.

S4.15(1)(b) The likely impact on the natural and built environment(s) and the likely social and/or economic impact on the locality

Section 4.15(1)(b) requires the Council to consider the likely impacts of the development, including environmental impacts on both the natural and built environments as well as the social and economic impacts in the locality. The following provides an assessment of the likely impacts of the development:

Context and Setting

The development site is located within a residential area in Grenfell. The site is located on the corner of Sullivan, Makins and Star Streets, which are formed Council roads. The site is mainly surrounded by other residential properties. It is assessed that the proposed development is consistent with the character and setting of the area.

Access, Transport and Traffic

Vehicular access to the site is currently gained via Sullivan Street. It is anticipated that a new access will be provided to service the development from Makin Street. The location of the new entrance is considered to be appropriate subject to complying with Councils driveway entrance standards. A condition has been included in the recommendation to ensure that any new access is compliant with Council standards.

Public Domain

The proposal will not have a negative impact on public recreational opportunities or public spaces in the locality.

Heritage

The development site is not located within a heritage conservation area and does not contain any items of environmental heritage listed in schedule 5 of the Weddin Local Environmental Plan 2011. It is assessed that the proposed development will not impact on any heritage items in the vicinity.

Other Land Resources

The land does not contain any recorded mineral deposits and the proposal will not negatively impact any water catchment areas.

Water, Sewerage and Stormwater

The application will not impact on existing water, sewer or stormwater infrastructure. The application is unlikely to create any adverse impacts on surface water or groundwater.

Soils

The application will not have a negative impact on soils in the locality.

Air and Microclimate

Minimal amounts of dust may be generated during the construction period. Once construction works are complete the development will not impact on air quality.

Flora and Fauna

The proposal does not require the removal of any trees. The development is not expected to impact on any critical habitats or threatened species.

Waste

Any construction waste will be removed from the site and appropriately recycled or catered for at a licensed waste management facility.

Energy

The proposed buildings are not expected to greatly increase the use of energy. The development is not BASIX affected development and therefore a BASIX certificate is not required under the Environmental Planning and Assessment Regulation 2000.

Noise and Vibration

Some noise will occur during the construction period, but is not expected to adversely impact on any surrounding land uses. Council's standard condition regarding construction hours is recommended.

Natural Hazards

The land is not mapped as bushfire. The land is identified as being flood prone and an assessment has determined that the development will not impact on the flow of flood waters. There are no other identified natural hazards affecting the development.

Technological Hazards

There are no identified technological hazards.

Safety, Security and Crime Prevention

This development will not generate any activity likely to promote any safety or security problems to the subject land or surrounding area.

Social and Economic Impacts on the locality

The proposed development will not result in any negative social or economic impacts.

Site Design and Internal Design

The design of the development is satisfactory for the site and without any identified adverse impacts.

Construction

The proposed development will be built in accordance with the Building Code of Australia. No adverse impacts are anticipated to occur as a result of the development.

Cumulative impacts

The proposal is not expected to generate any ongoing negative cumulative impacts. A minimal increase in traffic activity on site will occur during the construction phase.

S4.15(1)(c) The Suitability of the Site for the Development

The development is consistent with the zone objectives and consideration has been given to the impacts the development will have within the locality. It is considered that the proposed development will not create adverse impacts within its local setting. It is assessed that the development will not impact upon any existing services. The development site is identified as flood prone and an assessment of the proposal has identified that the proposed building will not impact on the flow of water. The site is not otherwise constrained by natural features. The site is considered suitable for the development subject to the imposition of appropriate conditions of consent.

S4.15(1)(d) Any submissions made in accordance with the Act or Regulation(s)Public Consultation

The Development Application was advertised or notified in accordance with Council's Development Control Plan 2014, with one (1) submission being received. Below is a summary of concerns raised in the objection along with assessment comments:

Submission

Being a shed I would assume this will be a class 10 and not a 1a Dwelling?

Comment

The application is for a class 10a shed and not a dwelling. The development consent will refer to the development as a shed only.

Submission

My understanding was that once a toilet is applied the class needs to change to 1A, the fact that a vanity, toilet and shower are in the plans I suspect that that would be the plans.

Comment

The inclusion of amenities in a shed does not change the building classification of the structure under the Building Code of Australia. The proposed shed will only be capable of being used as a class 10a structure. Any change to the use of the building would require a further development application to be lodged in order to change the building use.

Submission

Hypothetically there is nothing stopping it being turned into a house once the plumbing internally is done as all that needs to be done is have walls erected internally to create rooms in future which leaves other people in the same situation confused as it appears to be a loop hole?

Comment

The application is for a class 10a shed and not a dwelling. Any change to the use of the building would require a further development application to be lodged. In the event that the building was being used for a purpose which was not in accordance with the approved use, Council could take action under the Environmental Planning and Assessment Act 1979 to require that use to cease.

Submission

I would also assume that there would be a septic tank or sewage line on the property.

Comment

Any plumbing fixtures in the building will be required to be connected to Council's sewerage system. This may be via the existing sewer connection servicing the dwelling on the property or via a new connection. A condition has been included in the recommendation requiring the

applicant to obtain a section 68 approval under the Local Government Act 1993 for plumbing and drainage works.

Public Authority Consultation:

The subject development application did not require any consultation with public authorities.

S4.15(1)(d) The Public Interest**Community Interest**

The proposed development has been considered in terms of the context and setting of the locality in previous sections to this report. The proposed development will not impose any identified adverse economic or social impacts on the local community.

Section 7.11 & 7.12 Contributions

Council does not have a Section 7.11 or Section 7.12 Contributions Policy and therefore such contributions are not applicable to the proposed development.

Conclusion

Development Application No. 1/2022 proposes a shed on Lot 1169 DP 754578, 2 Sullivan Street, Grenfell.

The application was supported by a Statement of Environmental Effects and development plans, which provide sufficient information to allow assessment of the proposal.

The proposed development has been assessed to be consistent with the requirements of the Weddin Local Environmental Plan 2011, relating to development in the R1 General Residential zone and is consistent with the existing land-use activities of the locality.

The application was notified and advertised in accordance with the requirements of the Weddin Shire Council DCP 2014. One (1) submission was received as a result of the public consultation process. An assessment of the submission has been completed.

Having considered the documentation supplied by the applicant, the findings of site inspection(s) and the comments made from consultation, it is assessed that the impacts of the proposal and the likely environmental interactions between the proposed development and the environment are such that Council should not refuse the development application. Accordingly, a recommendation of conditional approval is listed in the recommendation.

11.09 APPLICATION TO MODIFY DEVELOPMENT APPLICATION 60/2020 – 18 GEORGE STREET, GRENFELL, LODGED BY K & L ARMSTRONG

File Number:	DA 60/2020
Author:	Director Environmental Services
Authoriser:	Director Environmental Services
Attachments:	01. Original approved plans and supporting documentation. 02. Modified Site Plan, Plan of Management and Supporting Documents. 03. Requested Modification Letter
Precis:	Development Consent 60/2020
Budget:	\$ -

RECOMMENDATION:

- i) Council notes that the reason for the decision is that the proposal largely complies with Section 4.15 of the Environmental Planning and Assessment Act 1979.
- ii) Section 4.55 (1A) Modification Application No. 6/2020, being for the use of the outdoor areas in association with the entertainment facility, modifying the carpark layout and providing disabled access to the premises on Lot 16 DP 964560 and Lot 1 DP 1091878, 18 George Street Grenfell, be approved subject to the following conditions (amended conditions highlighted):

Cr Bembrick previously submitted a written declaration of interest and left the room. Cr Best took the Chair.

RESOLUTION 044/2022

Moved: Cr White
Seconded: Cr Diprose

- i) Council notes that the reason for the decision is that the proposal largely complies with Section 4.15 of the Environmental Planning and Assessment Act 1979.
- ii) Section 4.55 (1A) Modification Application No. 6/2020, being for the use of the outdoor areas in association with the entertainment facility, modifying the carpark layout and providing disabled access to the premises on Lot 16 DP 964560 and Lot 1 DP 1091878, 18 George Street Grenfell, be approved subject to the following conditions (amended conditions highlighted):

CARRIED

Cr Bembrick returned to the room and resumed the Chair.

Development Consent 60/2020 being for the change of use of half of building from laydown/storage to live music venue was approved by Council on 19 January 2021. A section 4.55(1A) modification application has been submitted seeking consent to modify the approval to relocate the car parking area, to construct disabled access to the building and for the use of outdoor areas in associated with the live music venue. The modification application is reported to Council due to the original

development application being determined by Council and two (2) submission being received in relation to the proposed modification.

1. MANDATORY GENERAL

- (1) Development is to be in accordance with approved plans. The development is to be implemented in accordance with the plans and supporting documents stamped and approved and set out in the following table except where modified by any conditions of this consent

Plan	Prepared by/Reference	Weddin Shire Council Reference
Site Plan	Applicant	Stamped 60/2020
Floor Plan	Applicant	Received 2/11/2020
Statement of Environmental Effects	Applicant	Received 2/11/2020
Amended Statement of Environmental Effects	Applicant	Received 23 December 2020
Plan of Management	Applicant	Stamped 60/2020
Statement supporting Modification Application	Applicant Undated	Stamped No. 60/2020
Statement Supporting Modified Application	Applicant Dated 9 February 2022	Stamped No. 60/2020

In the event of any inconsistency between conditions of this development consent and the plans/supporting documents referred to above, the conditions of this development consent prevail.

- (2) Prior to commencement of any works, a Construction Certificate is to be obtained and where Council is not the PCA, a copy is submitted to council.

Reason: Statutory requirement

- (3) Prior to the occupation or use of the building an Occupation Certificate is to be obtained and where council is not the PCA a copy is submitted to council.

Reason: Statutory requirement

- (4) Prior to the commencement of works, the applicant shall install and maintain adequate sediment and soil erosion controls.

Reason: Statutory requirement and Public interest

- (5) Provide a clearly visible sign to the site stating:
- a) Unauthorised entry is prohibited;
 - b) Builders name and licence number; or owner builders permit number;
 - c) Street number or lot number;
 - d) Contact telephone number/after hours number;
 - e) Identification of Principal Certifying Authority.

Reason: Statutory requirement

- (6) The building works are to be inspected during construction by the Council or by an “Accredited Certifier” (as applicable) and documentary evidence of compliance with the relevant terms of the approval/standards of construction detailed in the Building Code of Australia and Council’s established development standards (as listed under Advisory Conditions which form part of this consent), is to be obtained prior to proceeding to the subsequent stages of construction, encompassing not less than the following key stages:
- (i) Footings and Concrete Slabs: When the footings have been excavated and all steel reinforcement has been placed in position.
 - (ii) Structural framework: When complete, all external walls and roof cladding must be in place prior to inspection. Internal plumbing should be in place and under pressure.
 - (iii) Stormwater Drainage: When the stormwater and roofwater drainage system has been completed.
 - (iv) Completion: Upon compliance with all conditions of approval and prior to occupation.

Note: 48 Hours notice is required prior for all inspections

Reason: To comply with the Environmental Planning & Assessment Amendment (Quality of Construction) Act 2003.

- (7) Reinforced concrete footings are to comply with Australian Standard 2870-1996.

Reason: to ensure compliance with the relevant standard.

2. NOISE

- (1) Construction or demolition work must only be carried out within the following times:
- a) Monday to Friday – 7:00 am to 7:00 pm;
 - b) Saturday – 8:00 am to 1:00 pm if audible on other residential premises, otherwise 7:00 am to 5:00 pm;
 - c) No work to be carried out on Sunday or Public Holidays if it is audible on other residential premises.

Note: The principal contractor shall be responsible to instruct and control their sub-contractors regarding the hours of work.

Reason: Statutory requirement and Public interest

3. DEMOLITION

- (1) The demolition work is to be undertaken in accordance with the requirements of Australian Standards AS2601 – 1991 – ‘The Demolition of Structures’ and NSW Workcover requirements

Reason: Statutory requirement and Public interest

4. DRAINAGE - BUILDING

- (1) All roofed and paved areas are to be drained and the water from those areas and from any other drainage must be conveyed to:

(a) The gutter in George street
Storm water disposal drains shall be connected to all roof gutter down pipes within fourteen (14) days of installation of the down pipes and/or the construction of hard standing areas, as may be appropriate, to discharge roof water to the approved method of disposal.

Where kerb and gutter is constructed, an approved PVC or galvanised steel kerb adaptor (either roll over kerb adaptor or upright kerb adaptor) shall be installed in the kerb.

Note 1: Two copies of a plan showing the location of the storm water disposal system are to be submitted to Council before occupation.

Note 2: 'Pump-out' storm water drainage systems are not acceptable.

Reason: Statutory requirement and Public interest

5. POEO

- (1) The proposed use of the premises and the operation of all plant and equipment shall not give rise to an 'offensive noise' as defined in the Protection of the Environment Operations Act 1997 and Regulations.

Reason: to ensure that noise emissions from the development satisfy legislative requirements and maintain reasonable levels of amenity to the area.

- (2) In this regard, the operation of the premises and plant and equipment shall not give rise to a sound pressure level at any affected premises that exceeds the background (LA90), 15 min noise level, measured in the absence of the noise source/s under consideration by more than 5dB(A). The source noise level shall be assessed as an LAeq, 15 min and adjusted in accordance with the NSW Environmental Protection Authority's Industrial Noise Policy 2000 and Environmental Noise Control Manual (sleep disturbance).

Reason: to ensure that noise emissions from the development satisfy legislative requirements and maintain reasonable levels of amenity to the area.

6. PLANNING GENERAL

- (1) The loading and unloading of all vehicles must be done entirely within the property and not upon the road reserve or footpath.

Reason: Public interest

- (2) The development shall only be conducted maximum twice monthly on Wednesday to Sunday only between 12pm and 12 midnight.

Reason: Statutory requirement and Public interest

- (3) The outdoor areas of the premises may only be used in conjunction with a live music function.

Reason: Public interest

- (4) Live music may only be performed inside the building located on the development site. No live music performances are to be undertaken outdoors.

Reason: Public interest

- (5) A maximum of 100 patrons may be permitted in the entertainment facility at any one time.

Reason: Public interest

7. AMENITY

- (1) Spillage of light, if any, shall be controlled so as not to cause nuisance to the amenity of adjoining land.

Reason: Public Amenity

8. PARKING & MANOUEVERING

- (1) All parking and/or loading bays shall be permanently marked out on the pavement surface with loading bays and visitor parking facilities being clearly indicated by means of appropriate signs to facilitate the orderly and efficient use of on-site parking and loading/unloading facilities.

Note: If other hard standing, dust free and weather proof surfaces are proposed other than concrete, written approval is to be obtained from Council that the proposed alternative is acceptable.

Reason: Statutory requirement

- (2) That a minimum of one (1) spaces separately delineated and individually marked be provided for persons whom are access impaired. The car parking spaces together with continuous paths of travel to the main entry of the premises, or reasonable equivalent is to be constructed in accordance with AS 1428.
- (3) A total of five (5) car parking spaces, including the accessible space, must be provided on the property to service the development.

Advisory Note*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 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.

Telecommunications Act 1997 (Commonwealth)

Telstra (and its authorised 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 810443.

Assessment Report**Introduction**

Development Application 60/2020 for the change of use – half of building from laydown/storage to live music venue on Lot 16 DP 964560 and Lot 1 DP 1091878, known as 18 George Street Grenfell, was approved at Councils Ordinary meeting held on 18 February 2021. The original application was reported to Council due to submissions being received. A copy of the existing approved plans and supporting information are included in Attachment '1'.

An application to modify the development consent has been lodged by K & L Armstrong, who are the owners of the site. The modification application proposes the relocation of the car parking area, the construction of disabled access to the building and the use of the outdoor area in associated with the live music venue. A copy of the modified site plan, plan of management and supporting documents are included in Attachment '2' to this report.

Description of Site

The development site is described as Lot 16 DP 964560 and Lot 1 DP 1091878, 18 George Street Grenfell. The allotments have a combined area of approximately 655.32m². The allotments are located within the R1 – General Residential zone under Weddin Local Environment Plan (LEP) 2011.

The development site is boarded by an un-named laneway to the north, vacant land to the east, George Street to the south and a vehicle repair station business to the west. The Railway Hotel is located approximately 10 metres from the southern boundary of the development site, on the opposite side of George Street. An existing building on the property faces George Street, with vehicular access to the site being gained from the un-named laneway. An aerial photo showing the location of the development site in relation to nearby properties is shown in Figure 1.



Figure 1. Locality Map

Description of Proposal

The applicant seeks consent to modify the approved development in the following manner:

- Clarify that the approved area of use includes both Lot 16 DP 964560 and Lot 1 DP 1091878;
- Utilise the outdoor areas of the development site in conjunction with the live music hall;
- Modify the location of the carpark arrangement;
- Provide a continuous path of travel from the carpark area to the premises.

Environmental Planning & Assessment Act 1979

An application to modify a consent must be assessed in accordance with clause 4.55 of the Environmental Planning and Assessment Act 1979. The applicant has lodged an application under clause 4.55(1A). Below is an assessment of the application in accordance with clause 4.55(1A)

Clause 4.55 (1A) Modifications involving minimal environmental impact

A consent authority may, on application being made by the applicant or any other person entitled to act on a consent granted by the consent authority and subject to and in accordance with the regulations, modify the consent if—

- (a) it is satisfied that the proposed modification is of minimal environmental impact, and
- (b) it is satisfied that the development to which the consent as modified relates is substantially the same development as the development for which the consent was originally granted and before that consent as originally granted was modified (if at all), and
- (c) it has notified the application in accordance with –
 - (i) the regulations, if the regulations so require, or
 - (ii) a development control plan, if the consent authority is a council that has made a development control plan that requires the notification or advertising of applications for modification of a development consent, and
- (d) it has considered any submissions made concerning the proposed modification within any period prescribed by the regulations or provided by the development control plan, as the case may be.

The proposed modification is assessed to comply with the requirements (a) and (b) above, being substantially the same development as the original consent and of minimal environmental impact.

The modification application was both notified and advertised in accordance with Chapter 15 of the Weddin Shire Council Development Control Plan (DCP) 2014. It is considered that the requirements of (c) above have been satisfied.

A total of two (2) submissions were received in relation to the modification application. Consideration of these submissions has been made in the proceeding parts of this report. It is considered that (d) above has been satisfied.

Clause 4.55 (3)

In determining an application for modification of a consent under this section, the consent authority must take into consideration such of the matters referred to in section 4.15(1) as are of relevance to the development the subject of the application. The consent authority must also take into consideration the reasons given by the consent authority for the granting of the consent that is sought to be modified.

Environmental Impact Assessment

The following provides an assessment of the modification application in accordance with clause 4.15(1) of the Environmental Planning and Assessment Act 1979:

S4.15(1)(a)(i) Any Environmental Planning Instrument

Weddin Local Environmental Plan 2011

The development site is zoned R1 General Residential under the provisions of Weddin Local Environmental Plan 2011.

The original development consent referred to the development as a live music venue. A review of the definitions in the Weddin LEP 2011 has identified that the use would be best described as an entertainment facility, which is defined as:

entertainment facility means a theatre, cinema, music hall, concert hall, dance hall and the like, but does not include a pub or registered club.

An entertainment facility is permitted within the R1 - residential zone. The proposed development as modified is therefore assessed as being permissible on the development site.

Clause 2.3(2) of the Weddin Local Environmental Plan 2011 requires that "The consent authority must have regard to the objectives for development in a zone when determining a development application in respect of land within the zone". The objectives of the R1 General Residential zone are as follows:

Zone R1 - General Residential

Objectives of zone

- To provide for the housing needs of the community.
- To provide for a variety of housing types and densities.
- To enable other land uses that provide facilities or services to meet the day to day needs of residents.

While the development does not include a residential component, the development will provide facilities and services for the day to day needs of residents. The entertainment facility will provide a further opportunity for people to access entertainment and social facilities including live music.

It is important to note that the development has largely been approved as part of the existing consent. The modification only seeks approval to use outdoor areas in conjunction with the entertainment facility and the relocation of car parking facilities and the construction of disabled access to the facility.

It is assessed that the development as modified will be consistent with the objectives of the R1-residential zone.

Clause 5.10 Heritage Conservation

While the development site does not contain a listed heritage item, the site is located within a heritage conservation area. In accordance with clause 5.10(4) of the LEP, a consent authority must, before granting consent, consider the effect of the proposed development on the heritage significance of the item or area concerned.

It is assessed that the proposed development as modified will not have a detrimental impact on the heritage significance of the surrounding locality.

Clause 5.21 Flood Planning

The development site is identified in the Emu Creek Floodplain Risk Management Study and Plan as being within the low hazard flood fringe area and will potentially be inundated by flood water in a 100 Year ARI flood event.

It is assessed that due to the limited amount of water which may inundate the site, the proposed development as modified is not likely to significantly adversely affect flood behavior resulting in detrimental increase in the potential flood affectation of other development or properties. It is further assessed that the development as modified will not adversely affect the environment or cause avoidable erosion, siltation, destruction of riparian vegetation or a reduction in the stability of river banks or watercourses.

The modified development will not result in unsustainable social or economic cost to the community as a consequence of flooding. Occupants of the site will have considerable warning regarding flood water which will allow people to evacuate the area. Vehicles and the on-site service caravan will be able to be relocated from the site if flood waters pose a risk.

State Environmental Planning Policies

The following State Environmental Planning Policies are considered relevant to Council's consideration:

State Environmental Planning Policy (SEPP) No 55—Remediation of Land

Under SEPP 55 a consent authority must not consent to the carrying out of any development on land unless:

- (a) it has considered whether the land is contaminated, and
- (b) if the land is contaminated, it is satisfied that the land is suitable in its contaminated state (or will be suitable, after remediation) for the purpose for which the development is proposed to be carried out, and
- (c) if the land requires remediation to be made suitable for the purpose for which the development is proposed to be carried out, it is satisfied that the land will be remediated before the land is used for that purpose

There are no known prior land-uses on the development site that are likely to have resulted in the contamination of the land. A site inspection of the property did not reveal any evidence of contamination. Documents submitted in support of the modification application do not mention any previous land use likely to have resulted in contamination of the site. It is assessed that no further investigation regarding land contamination is warranted.

State Environmental Planning Policy (Infrastructure) 2007

The proposed development as modified does not propose any structures within or immediately adjacent to an easement for electricity purposes or an electricity substation, and is not within 5

metres of an exposed overhead electricity power line. Therefore, the application is not required to be referred to the electricity supply authority.

State Environmental Planning Policy (Koala Habitat Protection) 2021

SEPP (Koala Habitat Protection) 2021 applies to the Weddin Shire. An assessment of the proposed development as modified has been undertaken in accordance with the requirements of the SEPP. It is assessed that the proposal will not impact on any Koala habitat.

State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017

The development site is located within the R1 General Residential zone and therefore SEPP (Vegetation in Non-Rural Areas) 2017 applies to the land. The development as modified does not propose the removal of any trees and therefore it is considered that the application complies with this SEPP.

S4.15 (1) (a) (ii) Any draft Environmental Planning Instrument

There are no draft Environmental Planning Instruments that apply to the development.

S4.15 (1) (a) (iii) Any Development Control Plan (DCP)

Weddin Shire Council Development Control Plan 2014

Chapter 4 – Flood Affected Land

As discussed previously in this report the development site is identified in the Emu Creek Floodplain Risk Management Study and Plan as being within the low hazard flood fringe area and will potentially be inundated by flood water in a 100 Year ARI flood event. The proposed modification application does not propose changes to the existing building. It is assessed that the development as modified will be consistent with the requirements of chapter 4.

Chapter 10 – Commercial Development

While the development does not fall within the definition of commercial development under the Weddin LEP 2011, Chapter 10 – Commercial Development of the DCP, can be used as a basis for the assessment of the building. With regards to this chapter, the proposed modification only impacts

on car parking. Condition 8(1) of the current development consent does not stipulate a required number of car parking spaces with the exception of one (1) accessible space.

Clause 10.11 of the DCP stipulates the car parking rates for a variety of developments. It is considered that the parking rates stipulated for theatres, cinemas, concert halls and similar uses would best apply to the development. This would require 10 parking spaces to service the development.

The modification application proposes two (2) spaces including an accessible space with the required associated shared zone. An assessment of the proposal has identified an opportunity to provide a further three (3) parking spaces along the northern boundary of the site. This would bring the total number of spaces to five (5), including the accessible space.

It is assessed that five (5) spaces would be appropriate to service the development due to the following:

- the development site is located near the CBD area. Patrons can walk to the venue or utilise available parking in the surrounding area;
- there is insufficient space on the allotment to provide additional car parking spaces;
- the original car parking layout does not comply with the required circulation spaces of the Australian Standard;
- it is assessed that the development is unlikely to result in an unacceptable demand for car parking spaces in the locality or create significant traffic congestion; and
- a limit of only two (2) functions per month are permitted at the site.

The applicants for the development have verbally confirmed that they would be acceptable to providing the five (5) car parking spaces. As such, a condition has been included in the recommendation to require five (5) car parking spaces.

Chapter 15 – Public Consultation

As previously discussed the modification application was notified and advertised in accordance with Chapter 15 of the DCP. Two (2) submission were received as part of the public consultation process which will be discussed further in the proceeding parts of this report.

S 4.15(1)(a)(iiiia) provisions of any Planning Agreement(s)

There is no planning agreement that has been entered into under Section 7.4 of the Environmental Planning and Assessment Act 1979 by the applicant in relation to the development proposal. Similarly, the applicant has not volunteered to enter into a draft planning agreement for the development proposal.

S4.15(1)(a)(iv) The EP & A Regulations

Section 4.15(1) (a) (iv) requires the Council to also consider Clauses 92, 93, 94 and 94A of the Environmental Planning and Assessment Regulation. The following provides an assessment of the relevant Clauses of the Regulation:

- Clause 92 – The Government Coastal Policy does not apply to the Weddin Shire and therefore Clause 92(1) (a) and (b) are not applicable to this development proposal. The proposal does not involve demolition work and therefore the requirements of Clause 92(2) do not need to be considered.
- Clause 93 – The proposed modification application does not involve changes to the existing building and therefore the requirement to consider fire safety and structural adequacy of buildings in accordance with Clause 93 is unnecessary. This consideration was undertaken as part of the original development consent.
- Clause 94 – The proposal does not involve the rebuilding, alteration, enlargement or extension of an existing building or place of public entertainment and therefore the requirement to consider the upgrading of buildings into total or partial conformity with the Building Code of Australia is not applicable.
- Clause 94A – The proposal does involve the installation of a service caravan on the site to be used in conjunction with the entertainment facility therefore the requirements to consider fire safety and structural adequacy is necessary. The small caravan will be required to be serviced by a portable fire extinguisher.

S4.15(1)(b) The likely impact on the natural and built environment(s) and the likely social and/or economic impact on the locality

Section 4.15(1)(b) requires the Council to consider the likely impacts of the development, including environmental impacts on both the natural and built environments as well as the social and economic impacts in the locality. The following provides an assessment of the likely impacts of the development:

Context and Setting

The development site is located within a residential area in Grenfell, but is surrounded by a number of businesses. The proposed modification is consistent with the original approval and is assessed as being consistent with the context and setting of the locality.

Access, Transport and Traffic

Both pedestrian and vehicular access to the site will be gained from the un-named laneway at the rear of property. The modification application proposes a change to the on-site car parking arrangements to relocate the car parking spaces to the northern boundary of the site. A review of the car parking arrangement approved with the original consent revealed that the arrangement was not capable of complying with the requirements of the Australian Standard.

It is assessed that the proposed new location of the car parking spaces is appropriate. The development is not expected to significantly impact on traffic within the area. A condition has been included in the recommendation to require five (5) car parking spaces. Additional vehicles may legally park within the CBD and surrounding area.

Public Domain

The proposed modification will not have a negative impact on public recreational opportunities or public spaces in the locality. The development provides an additional entertainment facility for residents to access live music.

Heritage

As discussed previously in this report, the development site is located within a heritage conservation area. The proposed modification will not have a significant impact on any heritage items in the vicinity.

Other Land Resources

The land does not contain any recorded mineral deposits and the proposal will not negatively impact any water catchment areas. The modification application will not create any impacts on land resources.

Water, Sewerage and Stormwater

The modification application will not create any additional impacts on existing water, sewer or stormwater infrastructure. The application is unlikely to create any adverse impacts on surface water or groundwater.

Soils

The application will not have a negative impact on soils in the locality.

Air and Microclimate

Minimal amounts of dust may be generated during the construction period. Once construction works are complete the development will not impact on air quality.

Flora and Fauna

The proposal modification does not require the removal of any trees. The development is not expected to impact on any critical habitats or threatened species.

Waste

Any waste from the development will be removed from the site and appropriately recycled or catered for at a licensed waste management facility.

Energy

The proposed modification will not significantly increase the use of energy at the site. The development is not BASIX affected development and therefore a BASIX certificate is not required under the Environmental Planning and Assessment Regulation 2000.

Noise and Vibration

The modification aims to allow outside areas to be used in conjunction with the entertainment facility. Any noise generated from people outside is expected to be less than the noise generated from the live music inside the building.

Conditions included in the existing consent restrict noise from the site in accordance with the Protection of the Environment Operations Act 1979 and the use of the facility to a maximum of twice per month on Wednesday to Sunday only between the hours of 12pm and 12 midnight.

It is assessed that the proposed modification will not increase noise from the site to a degree that would warrant refusal of the application. An additional condition has been included in the recommendation to prevent live music being played in the outdoor area which will limit noise impacts.

Natural Hazards

The land is mapped as being flood prone. As discussed previously in this report the proposed modification will not impact on flood waters and users of the site will have sufficient notice to leave the site.

Technological Hazards

There are no identified technological hazards.

Safety, Security and Crime Prevention

The owners of the site have lodged an application with Liquor and Gaming NSW to have a liquor license to sell alcohol during events. This application is currently being assessed by Liquor and Gaming NSW and will be determined once the modification application has been determined. The liquor license will also be reviewed by NSW Police.

In the event that a liquor license is issued for the facility, the conditions of the development consent will still apply, which limit the use of the facility to a maximum of twice per month on Wednesday to Sunday only between the hours of 12pm and 12 midnight. The operators of the site will also be required to comply with all requirements of their liquor license including the responsible service of alcohol.

It is assessed that safety, security and crime risks can be adequately managed on the site via compliance with the conditions of consent and appropriate management practices. A limitation has been placed on the number of patrons permitted in the venue. The applicant has provided correspondence that most events held at the premises will be ticketed events.

Social and Economic Impacts on the locality

It is assessed that the proposed modified development will not create any significant social or economic impacts on the locality which would warrant refusal of the application. Further assessment of economic impacts will be considered as part of the assessment of the submissions received.

Site Design and Internal Design

The proposed modified design is considered to be satisfactory for the site and without any identified adverse impacts. The relocated carpark will ensure that compliant car parking spaces can be constructed. It has also been advised that Liquor and Gaming NSW have requested that the car parking areas be relocated further away from the building to limit the interaction of patrons and vehicles.

Construction

The modification application does not impact on any construction works. Any work will be required to comply with the requirements of the Building Code of Australia.

Cumulative impacts

The proposal is not expected to generate any ongoing negative cumulative impacts. A number of conditions of consent limit the permitted noise emitted from the site along with limiting the number of functions permitted on the site and the hours and days of operations.

S4.15(1)(c) The Suitability of the Site for the Development

The development as modified is assessed to be consistent with the zone objectives and consideration has been given to the impacts the development will have within the locality. It is considered that the proposed development as modified will not create adverse impacts within its local setting. It is assessed that the development will not impact upon any existing services. The development site is identified as flood prone, however the development will not impact on floodwater and patrons will have sufficient notice to evacuate the site if needed during a flood event. The site is considered suitable for the modified development subject to the imposition of appropriate conditions of consent.

S4.15(1)(d) Any submissions made in accordance with the Act or Regulation(s)

Public Consultation

The Development Application was advertised and notified in accordance with Council's Development Control Plan 2014. A total of two (2) submissions were received. The two submission are identical and therefore raise the same issues.

Below is a summary of concerns raised in the objections along with assessment comments:

Objection

An application to modify is relevant only to Lot 1 DP 1091878 as indicated by the approved plan which forms part of the consent as advised by council. Consent for Change of use was granted to the proposed "Change of Use – Half of building from laydown/storage to live music venue" in February 2021, where the "Half of Building" as stipulated on the approved plan that half situated on Lot 1 only. A change of use to Lot 16 DP 964560 would therefore require an independent development application for a change of use to 'Live Music Venue' which according to clause 2.8 of the Weddin Local Environmental Plan 2011, Part 2 Land use, prohibits commercial premises within R1 Zone General Residential in which BOTH lots are currently zoned. Also, the application to modify the development usage of 'live music venue' to extend beyond the approved plan to include BOTH lots 1 and 16 for the purpose of parking and storm water seems erroneous in this instance.

Comment

The original development consent stated the land to be developed as including both Lot 16 DP 964560 and Lot 1 DP 1091878. The description of the development was for the Change of Use- Half of building from laydown/storage to live music venue. The approved site plan indicated that both allotments would be utilised for car parking associated with the development.

It is considered that Lot 16 did form part of the original development consent. The modification application proposes to change the car parking layout and to confirm that outside areas can be used in conjunction with the entertainment facility. It is also noted that a modification application can request a development to extend over additional allotments where it is determined that the development is still substantially the same.

The development is best described as an entertainment facility under Weddin LEP 2011. An entertainment facility does not fall within the definition of a commercial premises. An entertainment facility is permissible in the R1- Residential Zone with consent.

Objection

In a letter received from Weddin Shire Council dated 18/01/2021 providing notification of the proposed modifications, the inclusion of 'use of outdoor area in association with live music venue', however, this request to modify seems to have been inadvertently omitted from the applicants' requested modifications? In this regard, I would like to express my strong opposition in extending the proposed change of use "live music venue" to include the surrounding outdoor area. Not only is the site located metres from an existing and established live music venue, which on days where live music conflicted, prove unacceptable and the subject of complaint by local residents; the application to allow the change of use to "live music venue" extend to the exterior of the building is

contradictory to the applicant's response to initial application submissions in which they not only apologised to adjoining concerned residents for the already identified amplified music and drums from the premises, but assured internal sound proofing of the building (as funds allowed) to reduce noise would be carried out. Allowing a change of use to extend outside of these parameters would render community engagement futile: exacerbating current strains between community and council; and sanctioning further action in the Land and Environment Court where precedent has been established.

Comment

The site plan and associated correspondence submitted with the modification application refers to the use of both lots. The applicant has provided further correspondence in response the objection to outline that the modification application is to use the outdoor area in conjunction with the entertainment facility.

The applicant has advised that in the event that a liquor license is approved by Liquor and Gaming NSW, there will be an obligation to provide food to patrons. The mobile service van is proposed to provide food and drinks. The use of the outdoor area will provide patrons with an area to socialise outside of the main venue while utilising the mobile service area.

It is considered appropriate that a condition be included in the modified consent to ensure that the outdoor area is only used in conjunction with the entertainment facility and not an independent use. A further condition has also been included in the recommendation which requires music to only be performed inside the building and not outdoors.

Council is required to consider the local economic impacts of proposed development in accordance with section 4.15(1)(b) of the Environmental Planning and Assessment Act, 1979.

It is necessary to define the type and extent of 'economic impacts' that are required to be considered. There are a number of examples within New South Wales Case Law that provide guidance in this regard. Such examples have consistently held that it is not part of the assessment of a proposal under the Environmental Planning and Assessment Act 1979 for a consent authority to examine and determine the economic viability of a particular proposal or the effect of any such proposal on the economic viability of a trade competitor.

It is generally accepted that Section 4.15(1)(b) does not require the consideration of economic impact on individual competitors, except to the extent that any impact upon individual competitors, or competition generally, demonstrates economic impact in the locality as an environmental or planning matter. This would require the demonstration of broader adverse economic impacts such as those that might pose a threat to the commercial success of the entire town centre. No such far-reaching impacts have been identified in association with the subject proposal.

Objection

It should be further noted that the updated plan submitted for assessment with modifications includes the positioning of a Retro Caravan / Mobile Service Area which I can only assume has more to do the applicants request for an on-premises liquor licence currently being assessed by liquor and gaming than it does for parking and disabled access and which has failed to be addressed on either the Development Application or Modification Request creating further questioning in regard to the transparency of the development and the consequential economic and social impacts to the community which is placed in a LGA with an incidence of alcohol related violence higher than the state average.

Comment

The applicants have provided a response to the submission to confirmed that an application for a liquor license has been applied for. As part of the liquor license application Council, the local police and property owners in the nearby area were notified of the application.

It is assessed that the addition of a liquor license does not substantially change the type of development which has been approved. The use of the proposed will remain restricted to two events per month and only on permitted days and operating hours. It should be noted that this modification application does not approve a liquor license for the property, as this will be determined by Liquor and Gaming NSW.

Economic and social impacts of the modified development has been considered previously in this report. It is assessed that there is no significant social or economic impacts which would warrant the application being refused.

Public Authority Consultation:

The subject development application did not require any consultation with public authorities.

Internal Referrals

The development application was referred to Councils Engineering Department for comment. NO objections were raised to the proposed changes to the car parking arrangement.

S4.15(1)(d) The Public Interest

Community Interest

The proposed modification application has been considered in terms of the context and setting of the locality in previous sections to this report. The proposed development will not impose any identified adverse economic or social impacts on the local community. In the event that a liquor license is issued for the premises, the operator will be required to comply with all applicable responsible service of alcohol and other restrictions imposed by Liquor and Gaming NSW.

Section 7.11 & 7.12 Contributions

Council does not have a Section 7.11 or Section 7.12 Contributions Policy and therefore such contributions are not applicable to the proposed development.

Conclusion

Section 4.55 (1A) Modification Application 60/2020 seeks consent to modify the approved Change of Use – Half building from laydown/storage to live music venue to utilise the outdoor areas in association with the entertainment facility, modify the car parking layout and provide disabled access to the premises. The application has been lodged by the owners of the site K & L Armstrong.

The application was supported by a modified site plan and associated information, which provide sufficient information to allow assessment of the proposal.

The development as modified has been assessed to be consistent with the requirements of the Weddin Local Environmental Plan 2011, relating to development in the R1 General Residential zone and is consistent with the existing land-use activities of the locality.

The modification application was advertised and notified in accordance with Weddin Shire Council's DCP 2014. Two (2) submissions objecting to the modification were received by Council and have been addressed in this report.

Having considered the documentation supplied by the applicant, the findings of site inspection(s) and the comments made from consultation, it is assessed that the impacts of the proposal and the likely environmental interactions between the proposed development and the environment are such that Council should not refuse the modification application. Accordingly, a recommendation of approval is listed in the recommendation subject to imposing additional conditions to the original consent.

11.10 WEDDIN LOCAL ENVIRONMENTAL PLAN 2011 – EMPLOYMENT ZONE REFORM

File Number:	T2.1.9
Author:	Director Environmental Services
Authoriser:	Director Environmental Services
Attachments:	nil
Precis:	Change of existing business and industrial zones in Weddin LEP 2011 to new employment zones, and renaming of environment zones to conservation zones.
Budget:	\$ -

RECOMMENDATION:

- i) Council note the preliminary translation of Weddin LEP 2011 prepared by DPIE and staff;
- ii) Council refer the preliminary land-use tables in this report to DPIE for use in the translation of Weddin LEP 2011.
- iii) Council note the change of the environment zones to conservation zones in Weddin LEP 2011.

RESOLUTION 045/2022

Moved: Cr Brown
Seconded: Cr White

- i) Council note the preliminary translation of Weddin LEP 2011 prepared by DPIE and staff;
- ii) Council refer the preliminary land-use tables in this report to DPIE for use in the translation of Weddin LEP 2011.
- iii) Council note the change of the environment zones to conservation zones in Weddin LEP 2011.

CARRIED**Introduction**

A Local Environmental Plan (LEP) is the legal instrument that sets out the local planning rules that development and land use activities must satisfy. In NSW, local environmental plans are prepared in accordance with a standard template known as the Standard Instrument Order. The Standard Instrument Order sets standard zones that councils must apply to land within their local government area.

Employment Zone Reform

The Standard Instrument (Local Environmental Plans) Order 2006 (SI LEP Order) has been amended to give effect to the employment zones reform that, on completion, will replace the existing Business and Industrial zones with five (5) new employment zones and three (3) new supporting zones. The new zones are:

Zones

- E1 Local Centre
- E2 Commercial Centre
- E3 Productivity Support
- E4 General Industrial
- E5 Heavy Industrial

Supporting zones

- MU1 Mixed Use
- W4 Working Waterfront
- SP4 Enterprise

The reform is being implemented as a result of a recommendation made by the NSW Productivity Commission to rationalise the number of employment zones in NSW and to increase flexibility within the new zones to expand the land uses that are permitted.

All Standard Instrument LEP' in NSW must be made in accordance with the SI LEP Order. This means that a translation amendment to Weddin LEP 2011 is proposed. The Department of Planning, Industry and Environment is coordinating the translation of LEPs amendments and is proposing a centralised public exhibition of all LEP amendments in April 2022.

To progress the translation to the new zones DPIE has provided a preliminary translation of Council's LEP including prepared land use tables. Council is required to provide direction to DPIE on a number of land-uses to determine if they should be "Permitted without consent" or "Permitted with consent". Below is the draft land use tables for the E1 and E4 zones. The land-uses shown in blue have been stipulated by DPIE while the land-uses in green have been stipulated by staff.

Zone E1 Local Centre

1 Objectives of zone

- To provide a range of retail, business and community uses that serve the needs of people who live, work or visit the area.
- To encourage investment in local commercial development that generates employment opportunities and economic growth.
- To enable residential development that contributes to a vibrant and active local centre and is consistent with the Council's strategic planning for residential development in the area.
- To encourage business, retail, community and other non-residential land uses on the ground floor of buildings.

2 Permitted without consent

Environmental protection works; Home occupations; Home-based childcare

3 Permitted with consent

Amusement centres; Boarding houses; Building identification signs; Business identification signs; Centre based child care facilities; Commercial premises; Community facilities; Educational establishments; Entertainment facilities; Function centres; Home businesses; Home industries; Hostels; Hotel or motel accommodation; Information and education facilities; Light industries; Local distribution premises; Medical centres; Oyster aquaculture; Passenger transport facilities; Places of public worship; Public administration buildings; Recreation areas; Recreation facilities (indoor); Registered clubs; Respite day care centres; Restricted premises; Roads; Self storage units; Semi-detached dwellings; Seniors housing; Service stations; Shop top housing; Tank based aquaculture; Tourist and visitor accommodation; Veterinary hospitals; Waste or resource transfer stations; Water recycling facilities; Any other development not specified in item 2 or 4

4 Prohibited

Agriculture; Air transport facilities; Airstrips; Animal boarding or training establishments; Boat building and repair facilities; Boat launching ramps; Boat sheds; Camping grounds; Caravan parks; Cemeteries; Charter and tourism boating facilities; Correctional centres; Crematoria; Eco-tourist facilities; Exhibition homes; Exhibition villages; Extractive industries; Farm buildings; Farm stay accommodation; Forestry; Freight transport facilities; Heavy industrial storage establishments; Highway service centres; Industrial training facilities; Industries; Jetties; Marinas; Mooring pens; Moorings; Open cut mining; Pond-based aquaculture; Port facilities; Recreation facilities (major); Research stations; Residential accommodation; Residential care facilities; Rural industries; Sewerage systems; Storage premises; Vehicle body repair workshops; Waste or resource management facilities; Water treatment facilities; Wharf or boating facilities

Zone E4 General Industrial

1 Objectives of zone

- To provide a range of industrial, warehouse, logistics and related land uses.
- To ensure the efficient and viable use of land for industrial uses.
- To minimise any adverse effect of industry on other land uses.
- To encourage employment opportunities.
- To enable limited non-industrial land uses that provide facilities and services to meet the needs of businesses and workers.

2 Permitted without consent

Environmental protection works

3 Permitted with consent

Animal boarding or training establishments; Building identification signs; Business identification signs; Depots; Freight transport facilities; Funeral homes; Garden centres; General industries; Goods repair and reuse premises; Hardware and building supplies; Heliports; Industrial retail outlets; Industrial training facilities; Kiosks; Landscaping material supplies; Light industries; Local distribution premises; Neighbourhood shops; Oyster aquaculture; Pond-based aquaculture; Places of public worship; Roads; Rural supplies; Take away food and drink premises; Tank-based aquaculture; Timber yards; Vehicle sales or hire premises; Warehouse or distribution centres; Any other development not specified in item 2 or 4

4 Prohibited

Agriculture; Air transport facilities; Airstrips; Amusement centres; Boat launching ramps; Boat sheds; Camping grounds; Caravan parks; Cemeteries; Centre-based child care facilities; Charter and tourism boating facilities; Commercial premises; Eco-tourist facilities; Entertainment facilities; Exhibition homes; Exhibition villages; Extractive industries; Farm buildings; Forestry; Function centres; Health services facilities; Home businesses; Home occupations; Home occupations (sex services); Home-based child care; Information and education facilities; Jetties; Marinas; Mooring pens; Moorings; Open cut mining; Port facilities; Public administration buildings; Registered clubs; Residential accommodation; Respite day care centres; Schools; Tourist and visitor accommodation; Wharf or boating facilities

Council can review the translation of the zones alongside the broader suite of employment zones to find a zone that best fits councils' strategic planning. There may be some scope to make changes to align with endorsed employment strategies however a zone selection that generally changes the intent of the existing zone or range of permitted uses may be better dealt with as part of future planning proposal. A savings and transitional provision will be made which means councils can make changes to other documents incrementally including DCPs, Local Strategic Planning Statements, council strategies, policies, plans and forms.

A review of the preliminary translation of Weddin LEP 2011 prepared by DPIE along with the zones set by staff has been undertaken. It is considered that proposed land use tables above are consistent with the current B2 and IN2 zones.

A self-repealing State Environmental Planning Policy (SEPP) Explanation of Intended Effect (EIE) will be exhibited by DPIE in April 2022. The SEPP EIE will outline each council's proposed LEP amendment. DPIE is building a web platform so that communities can readily identify their local changes and make a specific submission on the proposed translation and associated detail relevant to their local areas.

Submissions in their entirety as well as summaries will be shared with councils following exhibition to enable finalisation of the policy between DPIE and Council in the second half of 2022. It is intended to amend all LEPs before December 2022.

Renaming of Environmental Zones

The environment zones in Councils LEP have been re-named conservation zones by the NSW Government. The change has occurred across all standardised local environmental plans that are in place across New South Wales. The change relates to the four environment zones that currently exist under the standard instrument local environmental plans.

Current Name	New Name
Zone E1 – National Parks and Nature Reserves	Zone C1 – National Parks and Nature Reserves
Zone E2 – Environmental Conservation	Zone C2 – Environmental Conservation
Zone E3 – Environmental Management	Zone C3 – Environmental Management
Zone E4 – Environmental Living	Zone C4 – Environmental Living

Note: Weddin LEP 2011 does not contain all zones.

The change rectifies concerns that the name 'environment zone' is too broad with an unclear intent and purpose of the zone. The above changes took effect on 1 December 2021. All references to the environment zones is now taken to be a reference to the equivalent conservation zones.

11.11 WEDDIN LOCAL ENVIRONMENTAL PLAN 2011 – AGRITOURISM REFORMS

File Number:	T2.1.9
Author:	Director Environmental Services
Authoriser:	Director Environmental Services
Attachments:	nil
Precis:	Proposed changes to Weddin LEP 2011 to include new land use terms 'agritourism', 'farm gate premises' and 'farm experience premises' and changes to the definition of 'farm stay accommodation'.
Budget:	\$ -

RECOMMENDATION:

- i) Council note the proposed agritourism reforms;
- ii) Council write to the Department of Planning, Industry and Environment to request the two optional clauses relating to 'farm stay accommodation' and 'farm gate premises' being included in the Weddin LEP 2011;
- iii) Council write to Department of Planning, Industry and Environment to request that the new land use terms of 'agritourism', 'farm gate premises' and 'farm experience premises' along with the changes to the definition of 'farm stay accommodation' be permissible on land zoned RU1-Primary Production under Weddin LEP 2011.

Cr Cook and Cr Diprose previously submitted a written declaration of interest and left the room.

RESOLUTION 046/2022

Moved: Cr McClelland
Seconded: Cr Brown

- i) Council note the proposed agritourism reforms;
- ii) Council write to the Department of Planning, Industry and Environment to request the two optional clauses relating to 'farm stay accommodation' and 'farm gate premises' being included in the Weddin LEP 2011;
- iii) Council write to Department of Planning, Industry and Environment to request that the new land use terms of 'agritourism', 'farm gate premises' and 'farm experience premises' along with the changes to the definition of 'farm stay accommodation' be permissible on land zoned RU1-Primary Production under Weddin LEP 2011.

CARRIED

Cr Cook and Cr Diprose returned to the room.

Introduction

The Department of Planning, Industry and Environment (DPIE) prepared a draft of the Standard Instrument (Local Environmental Plans) Amendment (Agritourism) Order 2021 (LEP Order). This is the first step to rolling out the proposals outlined in the agritourism and small-scale agriculture explanation of intended effect (EIE) that was exhibited for public comment in March-April 2021. The LEP Order is intended to be made in early 2022.

Agritourism LEP Reforms

The changes to the planning system in the LEP Order include introducing new land use terms into the Standard Instrument – Principal Local Environmental Plan (SI LEP) for ‘agritourism’, ‘farm gate premises’ and ‘farm experience premises’ and changes to the definition of ‘farm stay accommodation’.

There are also two optional clauses that will be introduced for ‘farm stay accommodation’ and ‘farm gate premises’.

The changes will provide farmers with additional income sources to allow them to be more resilient, enable them to better recover from natural disasters and the economic impacts of the COVID-19 pandemic and provide opportunities for sustainable tourism outlined in regional plans.

Councils are invited to nominate to adopt the optional clauses and identify zones to permit the new land uses in their LEPs. Council nominations will be included in a state environmental planning policy that will amend relevant LEPs without the need for individual planning proposals. This process will cut red tape and save council time in making amendments to the LEP.

It is recommended that Council write to DPIE requesting the optional clauses mentioned above be included in the Weddin LEP 2011. It is also recommended that Councils advise DPIE that the new land use terms of ‘agritourism’, ‘farm gate premises’ and ‘farm experience premises’ along with the changes to the definition of ‘farm stay accommodation’ be permissible within land zoned RU1-Primary Production under Weddin LEP 2011.

12 INFRASTRUCTURE SERVICES REPORTS

12.01 ROADWORKS REPORT

File Number:	N/A
Author:	
Authoriser:	Acting Director – Infrastructure Services
Attachments:	nil
Precis:	Works undertaken on road network during the period 01/11/21 – 31/01/22
Budget:	\$ -

a) Highways: Capital and Maintenance Works

Routine maintenance such as rest area maintenance, bitumen patching, guide posting and tree maintenance has continued on major highways.

- SH06 (Mid Western Highway)
 - Heavy Patching
 - Pothole Maintenance
 - Guidepost Maintenance
- SH17 (Newell Highway)
 - Heavy Patching
 - Pothole Maintenance
 - Guidepost Maintenance

b) Regional Roads: Capital and Maintenance Works

Routine maintenance such as rest area maintenance, bitumen patching, guide posting and tree maintenance has continued on regional roads.

- MR236 (Henry Lawson Way/Forbes Road)
 - Heavy Patching
 - Pothole Maintenance
 - Guidepost Maintenance
- MR237 (Gooloogong Road)
 - Heavy Patching
 - Pothole Maintenance
 - Guidepost Maintenance
- MR239 (Henry Lawson Way/Young Road)
 - Heavy Patching
 - Pothole Maintenance
 - Guidepost Maintenance
- MR398 (Mary Gilmore Way)
 - Pothole Maintenance
 - Guidepost Maintenance

c) Rural Local Roads: Capital Works

- Culvert upgrades:
 - Back Piney Range Road
 - Hancock-Flinns Road

d) Rural Local Roads: Maintenance

Routine maintenance such as slashing, bitumen patching, guide posting and tree maintenance has continued on rural local roads.

- Maintenance Grading:
 - New Forbes Road
 - Rumbles Lane
 - Bembricks Lane
 - Adelargo Road
- Shoulder Maintenance:
 - New Forbes Road
- Signs/Guidepost Maintenance:
 - As required
- Culvert/Drainage Maintenance:
 - Caragabal- Quandialla Road
 - Yambira Road
- Tree Maintenance:
 - New Forbes Road
 - Goodes Lane
 - Mittons Road
 - Hoctors Lane
 - Gooloogong Road
 - Kangaroooby Road
 - Bald Hill Road
 - Old Forbes
 - Mortray Road
 - Back Piney Range Road
 - Pinnacle Road

12.02 OTHER WORKS REPORT

File Number: N/A

Author:

Authoriser: Acting Director – Infrastructure Services

Attachments: nil

Precis: Other works undertaken during the period 01/11/21 – 31/01/22

Budget: \$ -

a) Urban Area: Maintenance

Routine maintenance such as slashing, patching, guide posting and tree maintenance has continued.

b) Parks & Ovals

- Parks: routine mowing, whipper snipping, edging, weeding, furniture maintenance
- Irrigation systems maintenance
- Parks: soft fall maintenance around swings
- General mowing and whipper snipping carried out

c) Cemeteries

The following graves have been prepared:

Grenfell Lawn	- 6
Grenfell	- 2
Bimbi	- 0
Caragabal	- 0
Ashes Internment	- 0
Private Property	- 0

The following maintenance has been carried out:

- General maintenance
 - Mowing/slashing
 - Facilities maintenance
 - Weed spraying/removal
- Topped up graves
- Plaques fitted
- Sprinkler repairs

d) Sewer Mains

Seven (7) sewer chokes have been attended to. The cause of all chokes was root intrusion. The chokes have been noted and will be prioritised in future sewer relining programs.

e) Private Works

Nil private works has been carried out.

f) Vandalism

Rural - Nil

Urban - Nil

Progressive Cost Rural \$0.00

Progressive Cost Urban \$0.00

12.03 UPCOMING ROADWORKS PROGRAM

File Number:	N/A
Author:	
Authoriser:	Acting Director – Infrastructure Services
Attachments:	nil
Precis:	Roadworks scheduled to be undertaken during the period 01/11/21 – 31/01/22
Budget:	\$ -

a) Highways: Capital and Maintenance Works

Routine maintenance such as rest area maintenance, bitumen patching, guide posting and tree maintenance has continued on major highways.

b) Regional Roads: Capital and Maintenance Works

Routine maintenance such as rest area maintenance, bitumen patching, guide posting and tree maintenance has continued on regional roads.

- MR239 (Henry Lawson Way/Young Road)
 - Hunters Bridge repair works

c) Rural Local Roads: Capital Works

- Culvert upgrades:
 - Back Piney Range Road
 - Hancock-Flinns Road

d) Rural Local Roads: Maintenance

Routine maintenance such as slashing, bitumen patching, guide posting and tree maintenance has continued on rural local roads.

- Maintenance Grading:
 - Kangarooby Road
 - Major West Road
 - Mogongong Springs Road
 - Adams Lane
 - Watts Lane
 - Sunnyside Lane
 - Stanifords Lane
 - Wilsons Lane
 - Greenethorpe-Wirega Road
- Signs/Guidepost Maintenance:
 - Kangarooby Road
 - Major West Road
 - Mogongong Springs Road
 - Adams Lane
 - Watts Lane
 - Sunnyside Lane
 - Stanifords Lane
 - Wilsons Lane
 - Greenethorpe-Wirega Road
- Culvert/Drainage Maintenance:
 - Kangarooby Road
- Tree Maintenance:
 - Kangarooby Road

12.04 TRANSPORT FOR NEW (TFNSW) RMCC WORKS

File Number: R2.54.4
Author: Contracts Engineer
Authoriser: Acting Director – Infrastructure Services
Attachments: nil
Precis: RMCC works undertaken during the period 01/11/21 – 31/01/22
Budget: \$ -

Ordered Works

Newell Highway & Mid Western Highway (Heavy Patching Program) - 31,400 m2

12.05 WORKSHOP OPERATIONS

File Number: P6.1.1
Author: Workshop Supervisor
Authoriser: Acting Director – Infrastructure Services
Attachments: nil
Precis: Workshop staff’s activities during the period 01/11/21 – 31/01/22
Budget: \$ -

The following plant and vehicle maintenance was carried out: -

PLANT NO	PLANT	DETAILS
4115	FORKLIFT	REPAIRS TO HORN
3962	TRUCK	REPLACE WORN KINGPINS AND SERVICE AIR CONDITIONER, REPLACE FAN SHROUD, CHECKED AND BLED BRAKE SYSTEM
4105	GRADER	STRAIGHTEN STEERING LINKAGE
2101	HILUX UTE	SERVICE UTE
3962	TRUCK	REPAIRS TO DOOR WINDOW
4107	PATCH TRUCK	REPLACED FAULTY AIR TANK AND SWITCH
1132	HILUX UTE	110,000KM SERVICE
3961	ISUZU TRUCK	WINDOW REPLACEMENT
3964	WATER CART	REPAIRS TO BROKEN EXHAUST
4108	ROLLER	REPAIRS TO AIR CONDITIONER
4113	ROLLER	REPAIRS TO AIR CONDITIONER
3229	DAIHATSU TRUCK	REPLACE WORN CLUTCH
2965	GARBAGE TRUCK	SERVICE TRUCK
4102	GRADER	REPLACE DOOR AND REAR WIPER SWITCHES, REPLACE STEER CYLINDER BALL JOINT CAP, REPLACED ROCKER COVER SEALS AND GASKETS
2099	HILUX UTE	SERVICE UTILITY
4116	TORO MOWER	500 HOUR SERVICE

12.06 BIOSECURITY OPERATIONS

File Number: C2.8.12
Author: Biosecurity Officer
Authoriser: Acting Director – Infrastructure Services
Attachments: nil
Precis: Biosecurity staff’s activities during the period 01/11/21 – 31/01/22
Budget: \$ -

<u>Activity</u>	<u>Location</u>
Administration	Monthly reporting
	Mapping
	BIS uploads
	Email replies to relevant emails
	DPI weeds scan app trial and review
Publicity	Handouts for Blue heliotrope
Mapping	BIS compliance - all fields working well & uploads completed each month
Meeting	Central West Regional Committee meeting - landra Castle, Macquarie Valley meeting - Narmin
Training	Four Wheel Drive Training
Parish Area Inspections & Reactive Treatment of Weeds if required	Marsden Berrigan Caragabal Pullabooka Barbingal Bolungerai Yuline Bogolong Brundra Bungalong Bumbaldry
Other High Risk Weed Sites Inspections	Grenfell Showground Grenfell Racecourse Campgrounds Rest areas Tourist parking areas Sporting grounds Cemeteries Grain storage areas
Council Owned Land Inspections	Rest areas Dog Park Bogolong Dam Company Dam Cemeteries (Grenfell, Caragabal and Bland) O’Brians Hill Park
TSR Inspection	Stock Route Road, Mary Gilmore Way, SH6 and SH17.
Weeds Treated	St Johns Wort, Silver leaf nightshade, spiny burr grass, blue heliotrope, black berry, african boxthorn.
Sucker Control	Continuous sucker control, guard rails, sign posts & culverts on sightings

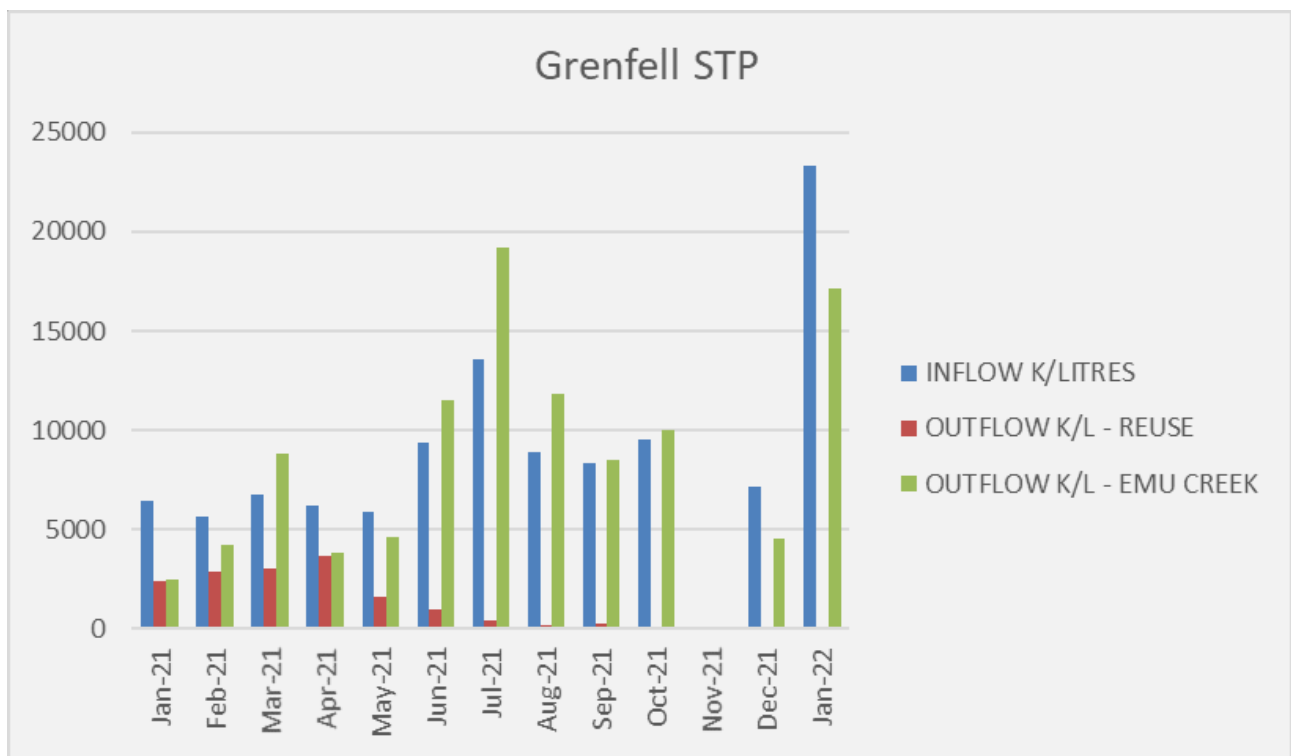
12.07 WASTEWATER TREATMENT WORKS OPERATIONS

File Number: S1.1.1
Author: Wastewater Treatment Works Operator
Authoriser: Acting Director – Infrastructure Services
Attachments: nil
Precis: WTW operations during the period 01/11/21 – 31/01/22
Budget: \$ -

Total inflow through the Works was 7162kL and 23327kL with a daily average of 448kL and 752kL. Outflow for irrigation for reuse was 0kL and 0kL and discharge to Emu Creek was 4562kL and 17109kL respectfully.

The highest daily recording of 624 kL and 2270kL occurred for the 24 hours ending 6:30am on 20 December 2021 and 7 January 2022 and the lowest of 392kL and 396kL for the 24 hours ending 6:30am on 29 December 2021 and 1 January respectfully.

A total rainfall of 25mm and 135mm was recorded for December and January respectfully.



12.08 GRENFELL MAIN STREET RENEWAL

File Number: R2.4.19
Author: Contract Engineer - Uminex
Authoriser: Acting Director – Infrastructure Services
Attachments:
Precis: An update on the Grenfell Main Street Renewal project
Budget: \$ -

[Cr Best previously submitted a written declaration of interest and left the room.](#)
[Cr Best returned to the room.](#)

Project Status Summary

Project Phase	% Complete*	Overall Project Status ●	
Initiation	100%		
Planning	55%	Schedule ●	Budget ●
Implementation	45%	Health & Safety ●	Environment ●
Closure	0%	Quality ●	Community ●

* indicative %'s only

Progress this month

- Progressed demolition of Stage 1 road surface and excavation.
- Progressed Geotech testing to confirm suitability of subgrade at design depth and bridging layer in preparation for road construction. Proof roll testing failed.
- Sought advice from geotechnical specialists to confirm methods to ensure road subgrade is suitable for road construction.
- Progressed variation with Coopers Civil & Crushing based on geotechnical advice to rectify subgrade.
- WSC engaged UMINEX to assist with delivery of the Grenfell Main Street Renewal Project.

Upcoming Activities

- Progress Stage 1 subgrade preparation and testing as per geotechnical advice.
- Progress Stage 1 road construction.
- Progress Stage 1
- Progress procurement of remaining packages of work, including Landscaping and Signage and Line marking.
- Progress liaising with the Community on the progress of the project, i.e., good news stories.

Incidents

- Nil.

Comments / Recommendations

- Nil.

Photos



WSC determining what unknown service is at Stage 1, service not shown on DBYD or WSC GIS



Geotechnical technician completing a proof roll test on subgrade layer, test failed...



Geotechnical technician marking out locations that failed proof roll test



Geotechnical technician requested test pit to observe ground conditions below bridging layer



Geotechnical technician advised material under bridging layer unsuitable, additional Geotech advice sought

12.09 FIXING LOCAL ROADS PROGRAM ROUND 1

File Number:	R2.52.1
Author:	Special Projects Engineer
Authoriser:	Acting Director – Infrastructure Services
Attachments:	nil
Precis:	An update on projects funded under Round 1 of the Fixing Local Roads Program.
Budget:	\$ -

Council has secured \$4.83 million under the Fixing Local Roads program which will see a positive impact on tourism and heavy vehicle routes. The projects which received funding under this program are:

- \$3,898,702 for Pullabooka Road Rehabilitation
 - work have commenced
 - 70% of the drainage works (culvert pipes replacement and extension) has been completed
- \$504,800 for Nowlans Road Resheeting
 - project is complete
- \$213,410 for Back Piney Range Road Sealing
 - project is complete

12.10 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE (LRCI) PROGRAM

File Number:	R2.78
Author:	Special Projects Engineer
Authoriser:	Acting Director – Infrastructure Services
Attachments:	nil
Precis:	An update on projects funded under the LRCI Program.
Budget:	\$ -

Council has received \$635,335 under the Local Roads and Community Infrastructure (LRCI) Program. The program aims to assist a community-led recovery from COVID-19 by supporting local jobs, firms, and procurement.

The projects which received funding under this program are as follows: -

- \$117,655 for the Replacement of Back Piney Range Road Culvert (ID: CU0084)
 - precast box culvert installation has been completed; one lane of the road has been opened for residents and traffic; remaining works (wing walls and aprons) will commence once the flow of water in creek bed reduces.
- \$117,655 for the Replacement of Hancock-Flinns Road Culvert (ID: CU0532)
 - precast box culvert installation has been completed; one lane of the road has been opened for residents and traffic; remaining works (wing walls and aprons) will commence once the flow of water in creek bed reduces.
- \$21,000 for the Geometry Rectification through Stabilisation of Hancock-Flinns Road
 - works completed.
- \$259,025 to go toward the Main Street Renewal
 - works currently in progress.
- \$120,000 to go toward the Grenfell Signage Rollout
 - contractor has been engaged; works to commence.

12.11 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE (LRCI) PROGRAM EXTENSION

File Number: R2.78

Author:

Authoriser: Acting Director – Infrastructure Services

Attachments: nil

Precis: An update on projects funded under the LRCI Program Extension.

Budget: \$ -

Council has secured a further \$518,531 in funding under the Local Roads and Community Infrastructure (LRCI) Program Extension. The projects which received funding under this program are as follows: -

- \$518,531 to go toward the Main Street Renewal Project
 - works are currently in progress

12.12 2018-2019 BIMBI FLOODPLAIN MANAGEMENT PROGRAM

File Number: T1.6.75

Author:

Authoriser: Acting Director – Infrastructure Services

Attachments: nil

Precis: An update on the 2018-2019 Bimbi Floodplain Management Program project.

Budget: \$ -

The project timeline and status report is shown on the following page.

Milestone number	Milestone	Activities	Outputs	Projected completion date	Status
1	Data collection review	Hydrologic and hydraulic data collection, inception meeting, field inspection	Progress Report Stage 1	20-08-20	Completed
2	Hydrologic and hydraulic modelling, community survey	Model for different design storm events on existing conditions, hydrographs, flood mapping, hazard assessment, community survey submissions assessed, submit draft Flood Study, initial FRMC meeting	Initial community consultation, draft Flood Study	21-05-21	Completed
3	Flood damages, hazard category and FRM options assessment	Assessment of floodplain risk management options	Draft Flood Risk Management Study (FRMS) report completed, progress on Flood Risk Management Plan (FRMP)	30-07-21	Completed
4	Public exhibition of draft FRMS	Community consultation, FRMC meeting, public exhibition of draft FRMS	Final Flood Study report and draft Flood Risk Management Study publically exhibited	01/05/2022	
5	Final FRMS and draft FRMP	Assessment of exhibition comments, FRMC meeting, final assessments of future management options, preparation of final FRMP, prepare files for handover	Public submissions assessed and FRMP finalised based on submissions, final FRMS&P completed	30/082022	
6	Completion of Flood Study, Flood risk Management study and plan	Submit final plan to Council for adoption. Handover Study Material	Flood Risk Management Study & Plan adopted by Council, handover materials submitted to Council and uploaded to NSW DPIE portal	01/10/2022	
7		Final Report	Grant acquitted	01/10/2022	

RESOLUTION 047/2022

Moved: Cr Brown

Seconded: Cr Liebich

Except where otherwise dealt with, sections 12.01 – 12.12 of the Acting Director Infrastructure Services’ Report be adopted.

CARRIED

12.13 MASTERPLAN DEVELOPMENT FOR BOGOLONG DAM PRECINCT

File Number:	E3.6.4/T1.6.101
Author:	Project Engineer
Authoriser:	Acting Director – Infrastructure Services
Attachments:	01. Public Consultation Submissions 02. Public Consultation Feedback
Precis:	An update on the Bogolong Dam Precinct Masterplan project
Budget:	\$ -

RECOMMENDATION:

Option 1) that the proposed Masterplan be adopted as presented.

Option 2) Review the Masterplan based on the submissions received from residents.

RESOLUTION 048/2022

Moved: Cr Best

Seconded: Cr Liebich

Option 1) that the proposed Masterplan be adopted as presented.

CARRIED

Cr Cook requested that her vote against the above motion be recorded

Council has engaged Civile Pty Ltd to develop a Masterplan for the Bogolong Dam Precinct that outlines the direction Council aims to take to improve and enhance this community space as a recreational tourist destination.

The proposed DRAFT Masterplan of Bogolong Dam were submitted in the October 2021 Council meeting whereby Council resolved as follows:

Council endorse the Bogolong Dam Precinct Committee's recommendation that Council: -

- (i) place the DRAFT Bogolong Dam Precinct Masterplan on public exhibition for a period of 28 days before being resubmitted to Council for consideration
- (ii) hold a community consultation session at the Community Hub that addresses the DRAFT Masterplan.

Four (4) submissions were received. The comments contained therein summarised below:

Resident 1:

Inflow and outflow points need to have fish ladders to ensure a healthy environment for people and aquatic flora and fauna.

Resident 2:

Idea of development of Bogolong Dam as a passive recreational sight.

Resident 3:

Consider the Masterplan a very worthwhile project that has huge scope and upside for not only destination tourism in the Shire, but also as a recreational asset with our local community.

Resident 4:

several threats to the natural environment, particularly native fauna. With the re-introduction of boats and greater human use of the site for water skiing, fishing, cycling and walking, native fauna at the site including birds, amphibians, fish and mammals may be significantly impacted.

Additionally a consultation session was held on 1st December 2021 with two residents attending. The comments are summarised for Councillors' information.

12.14 MASTERPLAN DEVELOPMENT FOR WEDDIN SHIRE CEMETERIES

File Number:	T3.6.103
Author:	Project Engineer
Authoriser:	Acting Director – Infrastructure Services
Attachments:	nil
Precis:	An update on the development of Masterplans for all cemeteries in the Shire
Budget:	\$ -

RECOMMENDATION:

The proposed Masterplans be adopted as presented, given the Memorial Walk & Park section be amended in the Bimbi and Caragabal Cemeteries Masterplans as per the included Concept Plan.

RESOLUTION 049/2022

Moved: Cr Liebich
Seconded: Cr Diprose

The proposed Masterplan for Grenfell Cemetery be adopted as presented with the Grenfell toilet facility to be prioritised. Further consultation to be held on the Bimbi and Caragabal Cemetery plan.

CARRIED

As Councillors are aware, Moir Landscape Architecture Pty Ltd has been engaged to undertake the Grenfell Cemetery Masterplan Development as well as that of the Bimbi and Caragabal Cemeteries.

The proposed DRAFT Masterplans were submitted in the November 2021 Council meeting whereby Council resolved as follows:

“(i) The DRAFT Masterplans for Grenfell, Bimbi and Caragabal Cemeteries be placed on public exhibition for a period of 28 days.

(ii) A consultation session be held at the Community Hub that addresses the DRAFT Masterplans.

(iii) The DRAFT Masterplans be resubmitted to Council along with an analysis of feedback received for consideration and formal adoption. “

One written submission was received. And no residents came to the consultation session held at the Community Hub.

Written submission has been taken into consideration at the time of preparing the FINAL Masterplans.

RECOMMENDATION: that the proposed Masterplans be adopted as presented.

12.15 GRENFELL MAIN STREET RENEWAL - LANDSCAPING

File Number: R2.4.19
Author: Project Engineer
Authoriser: Acting Director – Infrastructure Services
Attachments: nil
Precis: Grenfell Main Street Renewal - landscaping
Budget: \$ -

RECOMMENDATION:

- i) Council endorse the mass plantation be populated with *Buxus mivrophylla* (Japanese Box) as a low level fence centurial core be planted with *Gardenia augusta*.
- ii) Grenfell, Main Street Landscaping be modified to reflect above stated change.
- iii) Above stated Plantation theme to be incorporated in the Local Area Traffic Management islands and roundabouts within Grenfell Township.

Cr Bembrick and Cr Best previously submitted a written declaration of interest and left the room.

RESOLUTION 050/2022

Moved: Cr Diprose
Seconded: Cr Brown

That Cr McKellar take the Chair.

CARRIED

Cr McKellar took the Chair

RESOLUTION 051/2022

Moved: Cr Diprose
Seconded: Cr Liebich

- i) Council endorse the mass plantation be populated with *Buxus mivrophylla* (Japanese Box) as a low level fence centurial core be planted with *Gardenia augusta*.
- ii) Grenfell, Main Street Landscaping be modified to reflect above stated change.
- iii) Above stated Plantation theme to be incorporated in the Local Area Traffic Management islands and roundabouts within Grenfell Township.

CARRIED

Cr Bembrick and Cr Best returned to the room. Cr Bembrick resumed the Chair.

The Council in its Meeting held on 16th July 2020 Resolved to adopt Grenfell Main Street Renewal Plan. Since then it has been brought to the attention of the Council that the Recommended Mass Planting Species *Nandina domestica* (*Nandina domestica*) which produces berries and seeds and if ingested are poisonous specially for children and pets. This is the same species at present established within the island at the intersection of Camp and Forbes Streets.

Grenfell Main Street Renewal Landscape working Drawing indicated on Drawing Number S18-0050 LA05.06 species to be planted for mass planting is Nan dom, NANDINA DOMESTICA “Nana”.

PLANT SCHEDULE - Grenfell Main Street Renewal						
CODE	BOTANICAL NAME	COMMON NAME	Mature Height	Pot Sizes	Indicative densities (p/m ²)	TOTALS
TREES						
Ace fre	<i>Acer freemanii 'Jeffersred'</i>	Autumn Blaze	13m	200L	As Shown	21
Pyr cal	<i>Pyrus calleryana 'Chanticleer'</i>	Ornamental Pear	11m	200L	As Shown	38
MASS PLANTING						
Nan dom	<i>Nandina domestica 'Nana'</i>	Sacred Bamboo	600mm	150mm	6	5,670
Turf						
Bou dac	<i>Bouteloua dactyloides</i>	Buffalo Grass		Turf Roll		530 sqm

Subject was discussed with consultants from Closton Associates and advice received was that if the Council is determined to keep a comparable theme then mass planting species can be changed to Nandina Blush, which has a similar appearance to the Nandina domestica ‘Nana’. It is recommended safe, as Nandina Blush will only rarely produce berries that are poisonous to small animals and children.

In terms of risk management it would be advisable that the Council stray away from Nandina species thus the Consultant was requested to provide alternative species.

It is proposed now that the mass plantation be populated with Buxus microphylla (Japanese Box) as a low level fence centurial core be planted with Gardenia augusta.

Figure 1: Buxus microphylla (Japanese Box)



Figure 2: Gardenia augusta.



12.16 ASSISTANCE FOR COUNTRY CLUB

File Number: C1.2.2
Author: Acting Director – Infrastructure Services
Authoriser: Acting Director – Infrastructure Services
Attachments: 01. Assistance for Country Club - Mower
 02. Assistane for Country Club - Equipment
Precis: Assistance for the Grenfell Country Club
Budget: \$ -

RECOMMENDATION:

- Option 1) Council to donate the use of a Council mower on weekends for a period of up to four (4) months, to be reviewed in June 2022. The Country Club would need to be inducted on to Council’s plant and provide Council with their \$20M public liability insurance;
- Option 2) Decline any assistance due to the current shortage of Council plant and resources to carry out the works.
- Option 3) Council place the purchase of a new mower for use at the Grenfell Country Club on Council’s plant replacement program. The budget to replace the existing Toro 4000D rough mower with cab is upwards of \$120,000.00.

Cr McKellar previously submitted a written declaration of interest and left the room.

RESOLUTION 052/2022

Moved: Cr Diprose
 Seconded: Cr Best

- Option 1) Council to donate the use of a Council mower on weekends for a period of up to four (4) months, to be reviewed in June 2022. The Country Club would need to be inducted on to Council’s plant and provide Council with their \$20M public liability insurance. Taken on notice to use COVID funding.

CARRIED

RESOLUTION 053/2022

Moved: Cr Best
 Seconded: Cr Diprose

To amend resolution 052 to include “when not in use by Council staff”

- Option 1) Council to donate the use of a Council mower on weekends or when not in use by Council staff for a period of up to four (4) months, to be reviewed in June 2022. The Country Club would need to be inducted on to Council’s plant and provide Council with their \$20M public liability insurance.

CARRIED

Cr McKellar returned to the room.

The Grenfell Country Club has requested assistance from Council to provide equipment to mow the Grenfell Golf Course fairways as their large Toro 4000D rough mower with cab mower has broken down and is at its end of useful life.

They have advised that due to the current growing conditions they are having to mow the fairways once a week which is putting a strain on their old mower which is resulting in continued break downs.

The Country Club have been actively seeking government grants to purchase a new mover however, have been unsuccessful.

12.17 REQUEST FOR ADDITIONAL PARKING SPACES AND EXTENSION OF PAVEMENT**File Number:****Author:** Acting Director - Infrastructure Services**Authoriser:** Acting Director – Infrastructure Services**Attachments:** 01. Additional Parking Spaces & Extension of Walk Way
02. Heritage attachment of Preschool additional parking request
03. Forbest St WW2 Ave Trees Plaques**Precis:** Request for additional parking spaces and extension of pavement - Grenfell Preschool**Budget:** \$ -**RECOMMENDATION:**

Council reject the formal request from the Grenfell Preschool and Long Day care centre for additional car parking spaces in the central island on Forbes Street, the extension of concrete pathway and the painting of the disabled car parking space.

Advise the Preschool that they require a section 138 application form to be submitted to Council for the concrete pathway and painting of the disabled car parking space.

RESOLUTION 054/2022**Moved:** Cr McClelland**Seconded:** Cr McKellar

Council reject the formal request from the Grenfell Preschool and Long Day care centre for additional car parking spaces in the central island on Forbes Street, the extension of concrete pathway and the painting of the disabled car parking space.

Advise the Preschool that they require a section 138 application form to be submitted to Council for the concrete pathway and painting of the disabled car parking space..

CARRIED

The Grenfell Preschool and Long day care centre have requested Council to provide additional parking spaces within the central island in Forbes Street, the extension of the existing concrete pathway and the painting of the disabled parking space adjacent to the Grenfell Preschool.

Council has sought feedback from Council's heritage adviser as the centre island along Forbes Street is in the Grenfell Conservation area.

Council's heritage adviser has advised that *"the central island is a recorded 'War Memorial', on the 'Avenue of Trees' inventory and is integral to the setting and context of the Conservation Area". "The trees were planted to respect a Weddin resident who was lost in military conflict".* Such a proposal would have a negative impact on the sustainability of the vegetation and as such they do not support this proposal. (see attached).

From a road safety perspective to keep children safe when dropping off and picking them up, crossing the road must be kept at a minimum, they should where possible always be dropped off and picked up on the school side of the road.

From an on site inspection carried out, there is parallel parking available along Dagmar Street adjacent to the Preschool which would allow for the safe drop off and pick up of children.

With regards to the request for the extension of the concrete pathway and the painting of the disabled parking area on Forbes Street; these works are not part of Council's operational plan and because this is to the benefit of a private business, the Preschool would be required to submit a section 138 application form to Council for approval to carry out works within the road reserve and such works would be at their cost.

12.18 ANZAC DAY SERVICES

File Number:	C1.3.26
Author:	Acting Director Infrastructure Services
Authoriser:	Acting Director Infrastructure Services
Attachments:	01. Request for placement of significant items in Roundabouts 02. Request for unlocking of Electrical Distribution Box
Precis:	The Grenfell ANZAC Day Services be approved as per previous years
Budget:	\$ -

RECOMMENDATION:

- i) The ANZAC Day Dawn Service, Procession and Main Service events be approved.
- ii) Council provide the following in-kind support:
 - a) traffic management
 - b) unlock the electrical distribution box at Memorial Park
 - c) the placement of memorial items at the two Grenfell roundabouts.

RESOLUTION 055/2022

Moved: Cr Liebich

Seconded: Cr White

Amendment: Cr Brown

- i) The ANZAC Day Dawn Service, Procession and Main Service events be approved.
- ii) Council provide the following in-kind support:
 - a) traffic management
 - b) unlock the electrical distribution box at Memorial Park
 - c) the placement of memorial items at the two Grenfell roundabouts.
 - d) Council purchase a comemorative wreath with the inscription “ Weddin Shire Council Lest we Forget” to be held by the Grenfell RSL Sub Branch for all comemorative services, for purchase prior to the ANZAC Day comemorative service – Source General Working Funds.

CARRIED

As per previous years Grenfell RSL-Sub Branch has requested the use of Memorial Park for the 2022 comemorative services, including the unlocking of the electrical distribution box and the placement of significant items in the two Grenfell roundabouts.

Details of times/dates and the request details are attached.

The matter has also been considered by the Weddin Local Traffic Committee and the resolution was that this this event be endorsed.

12.19 PARTICIPATION IN A REGIONAL CONTRACT FOR THE SUPPLY AND DELIVERY OF BULK FUEL

File Number:	C1.3.26
Author:	Acting Director Infrastructure Services
Authoriser:	
Attachments:	01. CNSWJO Participation Form
Precis:	Regional contract for supply and delivery of bulk fuel through CNSWJO
Budget:	\$ -

RECOMMENDATION:

Council agree to participate in a regional contract for the supply and delivery of bulk fuel and advise Central NSW Joint Organisation accordingly.

RESOLUTION 056/2022

Moved: Cr Best
Seconded: Cr McClelland

Council agree to participate in a regional contract for the supply and delivery of bulk fuel and advise Central NSW Joint Organisation accordingly.

CARRIED

This report seeks Council's resolve to participate in a regional procurement process for the supply and delivery of bulk fuel through Central NSW Joint Organisation (CNSWJO).

Council has participated in regional contracts for bulk fuel through CNSWJO and previously Centroc for approx. 10 years, and interest has been expressed by member councils to conduct a new procurement process for a contract to commence on or after 1 July 2022.

The following report provides more background advice regarding both CNSWJO's Inter-Council Co-Operation Priority and the regional procurement of bulk fuel.

Background on the CNSWJO Inter-Council Co-Operation Priority

Central NSW Joint Organisation (CNSWJO) represents over 157,000 people covering an area of more than 47,000sq kms comprising Bathurst, Blayney, Cabonne, Cowra, Forbes, Lachlan, Oberon, Orange, Parkes, and Weddin Councils and Central Tablelands Water.

The Central NSW Joint Organisation provides strong cohesive leadership that aligns all tiers of government to deliver our region's community derived strategic priorities. The Joint Organisation has the following principal functions:

- to establish strategic regional priorities for the joint organisation area and to establish strategies and plans for delivering those strategic regional priorities
- to provide regional leadership for the joint organisation area and to be an advocate for strategic regional priorities

- to identify and take up opportunities for inter-governmental co-operation on matters relating to the joint organisation area.

Please go to the CNSWJO website for more advice on CNSWJO's activities – www.centraljo.nsw.gov.au

To support member operations, the Inter-Council Co-Operation Priority aims to deliver cost savings and other value to member councils through aggregated procurement.

In addition to bulk fuel, there are currently regional supply contracts for road signs, bitumen emulsion and linemarking services, and CNSWJO members are continuously looking at ways that purchasing regionally can benefit the members and save money.

In conjunction with three neighbouring Joint Organisation, CNSWJO recently worked on a project titled the Best Practice in Aggregated Procurement which aimed to find further efficiencies and opportunities for the Joint Organisation and its member councils.

Background on the Bulk Fuel Contract

The Supply Management Team first decided to explore a regional contract for bulk fuel in 2010 culminating in a three-year regional contract. This process has been repeated a number of times with the most current contract due to expire in June 2022. As the conclusion of the current contract nears, CNSWJO seeks to repeat the procurement process on behalf of its participating member councils. The CNSWJO Roads Technical Committee now has carriage of this contract.

The annual spend by CNSWJO members procuring under this arrangement from 1 July 2019 to 31 December 2021 is as follows:

<u>SPEND</u>	2019/2020	2020/2021	2021/2022 (YTD)	Total (exc. GST)
Bathurst	\$791,610	\$767,533	\$250,398	\$1,809,541
Blayney	\$449,677	\$337,561	\$76,626	\$863,864
Cabonne	\$819,800	\$623,088	\$306,099	\$1,748,987
Central Tablelands Water	\$0	\$0	\$0	\$0
Cowra	\$691,492	\$514,957	\$372,846	\$1,579,295
Forbes	\$316,115	\$313,021	\$74,007	\$703,143
Lachlan	\$732,703	\$645,139	\$448,035	\$1,825,876
Oberon	\$371,361	\$393,409	\$248,994	\$1,013,763
Orange	\$383,431	\$353,999	\$67,040	\$804,470
Parkes	\$510,947	\$519,790	\$310,800	\$1,341,537
Weddin	\$167,119	\$198,601	\$201,673	\$567,393
Total	\$5,234,255.00	\$4,667,098.00	\$2,356,518.00	\$12,257,869.00
Bland	\$211,126	\$161,652	\$0	\$372,778.00
Mid-Western	\$1,237,480	\$1,137,365	\$647,318	\$3,022,163.00
Upper Lachlan	\$763,610	\$618,216	\$524,023	\$1,905,849.00

At its meeting on 25 November 2021, the CNSWJO Board resolved to:

“ ...

2. *approve the JO to conduct a new procurement process for the supply and delivery of bulk fuel for participating member councils;*
3. *note the analysis of the income to the JO via the bulk fuel contract which recognises the cost savings and shared value of procurement and approve the increase of the management fee for bulk fuel from 0.15% to 0.7%;*

...”

Should Council agree to participate in the process, CNSWJO will put out a Request for Tender (RFT) to identify suitable providers for the supply and delivery of bulk fuel for the period 1 July 2022 to 30 June 2024 with an option for a 12-month extension.

Benefits of a regional approach include:

- cost savings to members through bulk procurement;
- time saved by Council staff through centralised coordination; and
- income stream to CNSWJO from the Service Provider with a view to reducing fees

Member councils have the opportunity to be involved in the procurement process, where the Evaluation Panel consists of representatives from member councils, with CNSWJO staff acting as the procurement facilitator.

Council Contribution

CNSWJO manages the process including all costs of advertising, evaluation and ongoing contract management and receives a management fee from the service provider/s to cover these costs. As detailed above, the CNSWJO Board resolved at its November 2021 meeting to increase the management fee for the bulk fuel contract to 0.7%.

Through the Best Practice in Aggregated Procurement Program, CNSWJO and the other participating JOs, are reviewing ways to generate income for the JO conducting aggregated procurement. Outcomes of this review will be provided to CNSWJO member councils in due course.

Recommendation

That Council agree to participate in a regional contract for the supply and delivery of bulk fuel and advise Central NSW Joint Organisation accordingly.

13 DELEGATE(S) REPORTS

Nil

14 MINUTES OF COMMITTEE MEETINGS

14.01 AUSTRALIA DAY EXECUTIVE COMMITTEE MEETING HELD 16/11/21

File Number: C2.6.34
Author: Economic Development Officer
Authoriser: Executive Assistant
Attachments: 01. MINUTES_AusDay_16November2021

RECOMMENDATION:

The Minutes of the Australia Day Executive Committee meeting held 16 November 2021 be adopted including the resolutions therein.

RESOLUTION 057/2022

Moved: Cr McKellar
Seconded: Cr Brown

The Minutes of the Australia Day Executive Committee meeting held 16 November 2021 be adopted including the resolutions therein.

CARRIED

14.02 AUSTRALIA DAY EXECUTIVE COMMITTEE MEETING HELD 21/12/21

File Number: C2.6.34
Author: Economic Development Officer
Authoriser: Executive Assistant
Attachments: 01. MINUTES_AusDay_21December2021

RECOMMENDATION:

The Minutes of the Australia Day Executive Committee meeting held 21 December 2021 be adopted including the resolutions therein.

RESOLUTION 058/2022

Moved: Cr McKellar
Seconded: Cr Best

The Minutes of the Australia Day Executive Committee meeting held 21 December 2021 be adopted including the resolutions therein.

CARRIED

14.03 FESTIVAL EXECUTIVE COMMITTEE MEETING HELD 05/01/22

File Number: C2.6.32
Author: Committee Secretary
Authoriser: Executive Assistant
Attachments: 01. MINUTES_FestivalExec_5January2022

RECOMMENDATION:

The Minutes of the Festival Executive Committee meeting held 5 January 2022 be adopted including the resolutions therein.

RESOLUTION 059/2022

Moved: Cr Diprose
Seconded: Cr Brown

The Minutes of the Festival Executive Committee meeting held 5 January 2022 be adopted including the resolutions therein.

CARRIED

14.04 AUSTRALIA DAY EXECUTIVE COMMITTEE MEETING HELD 18/01/22

File Number: C2.6.34
Author: Economic Development Officer
Authoriser: Executive Assistant
Attachments: 01. MINUTES_AusDay_18January2022

RECOMMENDATION:

The Minutes of the Australia Day Executive Committee meeting held 18 January 2022 be adopted including the resolutions therein.

RESOLUTION 060/2022

Moved: Cr Diprose
Seconded: Cr Best

The Minutes of the Australia Day Executive Committee meeting held 18 January 2022 be adopted including the resolutions therein.

CARRIED

14.05 WEDDIN LOCAL TRAFFIC COMMITTEE MEETING HELD 03/02/22

File Number: C2.6.3
Author: Executive Assistant
Authoriser: Executive Assistant
Attachments: 01. MINUTES_Traffic_3February2022

RECOMMENDATION:

The Minutes of the Weddin Local Traffic Committee meeting held 3 February 2022 be adopted including the resolutions therein.

RESOLUTION 061/2022

Moved: Cr McKellar
Seconded: Cr White

The Minutes of the Weddin Local Traffic Committee meeting held 3 February 2022 be adopted including the resolutions therein.

CARRIED

15 CLOSED COUNCIL**RECOMMENDATION**

The meeting now be closed to the public under section 10 of the *Local Government Act 1993* to consider the items following because of their confidential nature:

15.01 Recruitment of General Manager

This matter is considered to be confidential under section 10A(2)(d)(i) of the *Local Government Act 1993*, and Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information.

15.02 Entering into Contracts for Linemarking Services

This matter is considered to be confidential under section 10A(2)(d)(i) of the *Local Government Act 1993*, and Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information.

15.03 Website Development

This matter is considered to be confidential under section 10A(2)(d)(i) of the *Local Government Act 1993*, and Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information.

RESOLUTION 062/2022

Moved: Cr Liebich
Seconded: Cr McKellar

The meeting now be closed to the public under Section 10 of the Local Government Act 1993 to consider the items following because of their confidential nature.

15.01 Recruitment of General Manager

This matter is considered to be confidential under section 10A(2)(d)(i) of the Local Government Act 1993, and Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information.

15.02 Entering into Contracts for Linemarking Services

This matter is considered to be confidential under section 10A(2)(d)(i) of the Local Government Act 1993, and Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information.

15.03 Website Development

This matter is considered to be confidential under section 10A(2)(d)(i) of the Local Government Act 1993, and Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information.

CARRIED

16 RETURN TO OPEN COUNCIL**RESOLUTION 063/2022**

Moved: Cr Diprose

Seconded: Cr Brown

The meeting return to Open Council.

CARRIED**17 REPORT ON CLOSED COUNCIL****17.01 Recruitment of General Manager****RESOLUTION 064/2022**

Moved: Cr Diprose

Seconded: Cr Liebich

- i. Council accept the proposal by Local Government Management Solutions (LGMS) to facilitate the recruitment process for the position of General Manager at a cost of \$14,000 + GST as presented.
- ii. Council nominated a Selection Committee comprising of the Mayor and Deputy Mayor, Cr Brown and Cr Cook to participate in all key recruitment activities and agree on the final shortlist of candidates for final interview with all Councillors.

CARRIED

17.02 Entering into Contracts for Linemarking Services**RESOLUTION 065/2022**

Moved: Cr Liebich

Seconded: Cr Brown

- i. Council accept and sign contracts with Avante Linemarking, Central West Linemarking, Complete Linemarking and Oz Linemarking for linemarking services.
- ii. Council advise the Central NSW Joint Organisation of its decision.

CARRIED

17.03 Website Development**RESOLUTION 066/2022**

Moved: Cr Liebich
Seconded: Cr Diprose

The late report be received and dealt with because of the urgency of the matter.

CARRIED

RESOLUTION 067/2022

Moved: Cr Brown
Seconded: Cr McKellar

RECOMMENDATION

Council engage OpenCities to provide website development services under contract LGP115: IT&C Products, Services and Consulting for a total initial cost of \$25,000 (EXC GST) and an annually recurring fee of \$15,000 (EXC GST).

CARRIED

RESOLUTION 068/2022

Moved: Cr McKellar
Seconded: Cr Best

RECOMMENDATION

Move a motion to extend time

CARRIED

18 CLOSURE**RESOLUTION 071/202**

Moved: Cr Best
Seconded: Cr Brown

There being no further business, the meeting now close at 8.16pm.

CARRIED
