



14 December 2016

NOTICE OF ORDINARY COUNCIL MEETING

Your attendance is respectfully requested at the Ordinary Meeting of Cabonne Council convened for **Tuesday 20 December, 2016** commencing at **2.00pm**, at the Cabonne Council Chambers, Bank Street, Molong to consider the undermentioned business.

Yours faithfully

Stephen J Harding
ACTING GENERAL MANAGER

ORDER OF BUSINESS

- 1) Open Ordinary Meeting
- 2) Consideration of Mayoral Minute
- 3) Consideration of Acting General Manager's Report
- 4) Resolve into Committee of the Whole
 - a) Consideration of Called Items
 - b) Consideration of Closed Items
- 5) Adoption of Committee of the Whole Report

ATTENDEES – DECEMBER 2016 COUNCIL MEETING

2.00pm

Audrey Meehan – Daroo Award Winner Recognition



COUNCIL'S MISSION

“To be a progressive and innovative Council which maintains relevance through local governance to its community and diverse rural area by facilitating the provision of services to satisfy identified current and future needs.”

COUNCIL'S VISION

Cabonne Council is committed to providing sustainable local government to our rural communities through consultation and sound financial management which will ensure equitable resource allocation.

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CONFIDENTIAL ITEMS

Clause 240(4) of the Local Government (General) Regulation 2005 requires Council to refer any business to be considered when the meeting is closed to the public in the Ordinary Business Paper prepared for the same meeting. Council will discuss the following items under the terms of the Local Government Act 1993 Section 10A(2), as follows:

ITEM 1 CARRYING OF COUNCIL RESOLUTION INTO CLOSED COMMITTEE OF THE WHOLE MEETING

Procedural

ITEM 2 ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL MATTERS CONSIDERED AT COMMITTEE OF THE WHOLE MEETING

Procedural

ITEM 3 DEBT RECOVERY REPORT OF OUTSTANDING DEBTS

(b) matters in relation to the personal hardship of a resident or ratepayer

ITEM 4 WATER ACCOUNT 4228000008 REQUEST FOR CONSIDERATION OF COSTS

(b) matters in relation to the personal hardship of a resident or ratepayer

**ITEM 5 WATER ACCOUNT 4227000009 REQUEST FOR
CONSIDERATION OF COSTS**

(b) matters in relation to the personal hardship of a resident or ratepayer

ITEM 6 CANOWINDRA RETIREMENT VILLAGE

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business

ITEM 7 MOLONG LIMESTONE QUARRY

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business

ITEM 8 CANOWINDRA CARAVAN PARK MANAGEMENT

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business

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ITEM 1 - APPLICATIONS FOR LEAVE OF ABSENCE

REPORT IN BRIEF

Reason For Report	To allow tendering of apologies for Councillors not present.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g - Code of Meeting Practice adopted and implemented.
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\COUNCIL MEETINGS\\COUNCIL - COUNCILLORS LEAVE OF ABSENCE - 796341

RECOMMENDATION

THAT any apologies tendered be accepted and the necessary leave of absence be granted.

ACTING GENERAL MANAGER'S REPORT

A call for apologies is to be made.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 2 - DECLARATIONS OF INTEREST

REPORT IN BRIEF

Reason For Report	To allow an opportunity for Councillors to declare an interest in any items to be determined at this meeting.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g - Code of Meeting Practice adopted and implemented.
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\COUNCIL MEETINGS\\COUNCIL - COUNCILLORS AND STAFF DECLARATION OF INTEREST - 2016 - 796342

RECOMMENDATION

THAT the Declarations of Interest be noted.

ACTING GENERAL MANAGER'S REPORT

A call for Declarations of Interest.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 3 - DECLARATIONS FOR POLITICAL DONATIONS

REPORT IN BRIEF

Reason For Report	To allow an opportunity for Councillors to declare any Political Donations received.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g - Code of Meeting Practice adopted and implemented.
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\COUNCIL - COUNCILLORS DECLARATION OF POLITICAL DONATIONS - 796344

RECOMMENDATION

THAT any Political Donations be noted.

ACTING GENERAL MANAGER'S REPORT

A call for declarations of any Political Donations.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 4 - MAYORAL MINUTE - APPOINTMENTS

REPORT IN BRIEF

Reason For Report	To allow noting of the Mayoral appointments plus other Councillors' activities Reports.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g - Code of Meeting Practice adopted and implemented.
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\MAYORAL MINUTES - 796345

RECOMMENDATION

THAT the information contained in the Mayoral Minute be noted.

ACTING GENERAL MANAGER'S REPORT

A call for the Mayoral appointments and attendances as well as other Councillors' activities reports to be tabled/read out.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 5 - COMMITTEE OF THE WHOLE

REPORT IN BRIEF

Reason For Report	Enabling reports to be considered in Committee of the Whole to be called.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g. Code of Meeting Practice adhered to
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\GROUPING OF REPORT ADOPTION and BUSINESS PAPER ITEMS FOR NOTING REPORTS - 796346

RECOMMENDATION

THAT Councillors call any items that they wish to be debated in Committee of the Whole.

ACTING GENERAL MANAGER'S REPORT

Council's Code of Meeting Practice allows for the Council to resolve itself into "committee of the whole" to avoid the necessity of limiting the number and duration of speeches as required by Clause 250 of the Local Government (General) Regulation 2005.

This item enables councillors to call any item they wish to be debated in "committee of the whole" at the conclusion of normal business.

The debate process during a 'normal' Council meeting limits the number and duration of speeches as required by Clause 250 of the Local Government (General) Regulation 2005.

Items should only be called at this time if it is expected that discussion beyond the normal debate process is likely to be needed.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 6 - GROUPING OF REPORT ADOPTION

REPORT IN BRIEF

Reason For Report	Enabling procedural reports to be adopted.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.a - Provide quality administrative support and governance to councillors and residents.
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\COUNCIL MEETINGS\\GROUPING OF REPORT ADOPTION and BUSINESS PAPER ITEMS FOR NOTING REPORTS - 796347

RECOMMENDATION

THAT:

1. Councillors call any items they wish to further consider
2. Items 7 to 13 be moved and seconded.

ACTING GENERAL MANAGER'S REPORT

Items 7 to 13 are considered to be of a procedural nature and it is proposed that they be moved and seconded as a group. Should any Councillor wish to amend or debate any of these items they should do so at this stage with the remainder of the items being moved and seconded.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 7 - CONFIRMATION OF THE MINUTES

REPORT IN BRIEF

Reason For Report	Adoption of the Minutes
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g - Code of Meeting Practice adopted and implemented.
Annexures	1. November 22 2016 Ordinary Council Minutes ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\COUNCIL MEETINGS\\COUNCIL - MINUTES - 2016 - 796348

RECOMMENDATION

THAT the minutes of the Ordinary meeting held 22 November 2016 be adopted.

ACTING GENERAL MANAGER'S REPORT

The following minutes are attached for endorsement.

1. Minutes of the Ordinary Council meeting held on 22 November 2016;

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 8 - AUSTRALIA DAY AWARDS COMMITTEE MEETING

REPORT IN BRIEF

Reason For Report	Adoption of Australia Day Awards Committee Recommendations.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.f - Code of Meeting Practice adopted and implemented.
Annexures	1. November 22 2016 Australia Day Awards Committee Minutes ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\RECREATION AND CULTURAL SERVICES\\EVENTS MANAGEMENT\\AUSTRALIA DAY 2017 - 797296

RECOMMENDATION

THAT the report and recommendations of the Australia Day Awards Committee Meeting of Cabonne Council held on 22 November, 2016 be adopted.

ADMINISTRATION MANAGER'S REPORT

Attached is the report of the Australia Day Awards Committee Meeting of Cabonne Council held on 22 November, 2016 for Council's adoption.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 9 - VILLAGE ENHANCEMENT RESERVE

REPORT IN BRIEF

Reason For Report	For Council to resolve to transfer \$700,000 from the Plant Reserve to Village Enhancement Reserve.
Policy Implications	Nil

Budget Implications	Yes - Transfer of funds between reserves
IPR Linkage	4.5.1.c - Provide appropriate mechanisms for democracy and participation for Cabonne residents
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\FINANCIAL MANAGEMENT\BUDGETING\QBRs - QUARTERLY BUDGET REVIEWS - 797263

RECOMMENDATION

THAT Council resolve to transfer \$700,000 to the Village Enhancement Reserve from the Plant Reserve.

ACTING DIRECTOR OF FINANCE & CORPORATE SERVICES' REPORT

At the councillor workshop held in Canowindra on Tuesday 6 December 2016 councillors discussed the need for an additional \$700,000 to be transferred from the Plant Reserve to the Village Enhancement Reserve.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. The funds that are being transferred are from an internal reserve and at this stage no details of the proposed expenditure in the Village Enhancement Reserve have been resolved.

ITEM 10 - ITEM 4 CONFIDENTIAL - 22 NOVEMBER 2016 ORDINARY COUNCIL MEETING

REPORT IN BRIEF

Reason For Report	For Council to approve expenditure as per details in report.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.c - Provide appropriate mechanisms for democracy and participation for Cabonne residents
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\FINANCIAL MANAGEMENT\DEBTORS\DEBT RECOVERY - 797271

RECOMMENDATION

THAT:

1. Council approve the write-off of charges as detailed in the confidential report to Council on 22 November 2016; and
2. Resolve that the expenditure is required and warranted to enable the matter to be finalised.

ACTING DIRECTOR OF FINANCE & CORPORATE SERVICES' REPORT

At the November Ordinary Council meeting in the Confidential paper, the following was resolved: -

- "1. Council waive the amount of three months' rent, being equivalent to \$1,320 due to flooding issues;*
- 2. The tenant enter into a payment arrangement agreement with Council for the balance of the arrears that is suitable to both parties;*
- 3. Should the tenant break this arrangement, Council take debt recovery action to recover the full amount outstanding and take the necessary action to evict the tenant from the premises; and*
- 4. A further report be provided to Council."*

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. Under the guidelines funding that was not included in council's original budget must be considered in open council and the resolution voting the funds must state the reason why council considered the expenditure is required and warranted.

ITEM 11 - 2016 NATIONAL LOCAL ROADS AND TRANSPORT CONGRESS

REPORT IN BRIEF

Reason For Report	To inform Council in a report of the congress.
Policy Implications	Consistent with Payment of expenses and provision of facilities and Mayors Policy.
Budget Implications	Conferences and Seminars budget
IPR Linkage	1.4.1.e. Roads to Recovery federal local roads program undertaken
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - 796883

RECOMMENDATION

THAT Council continue to support the National Local Roads and Transport Congress.

ACTING DIRECTOR OF ENGINEERING & TECHNICAL SERVICES' REPORT

Council sent two delegates to the annual National Local Roads and Transport Congress that was held at Toowoomba, Queensland during 9 – 11 November 2016. The venue for the congress was the Empire Theatre Toowoomba.

The congress was attended by 181 delegates from across Australia and its theme was “Local Infrastructure – Developing Regions”.

The congress was preceded by a welcoming reception held at the Cobb and Co. Museum, a fitting venue that showcases the history of road transport from a bygone era.

The congress was opened by the newly elected Australian Local Government Association (ALGA) President David O'Loughlin, who stated that the aims at this year's congress is to continue work with governments and advocate for funding for local roads and bridges to meet the needs of local communities across Australia. For local road networks to thrive, all three levels of government must remain committed to working collaboratively on transport planning.

The keynote address was given by Martin Matthews, former Ministry of Transport Chief Executive, New Zealand, who spoke about innovation and modern technologies that are available and being applied to transport delivery and distribution.

The remainder of the morning and the first part of the afternoon session focused on Partnership for Improved Infrastructure and Regional Road Planning Initiatives. This was a panel session and was represented by Jeremy Parkinson from Infrastructure Australia, Sal Petrocchio from National Heavy Vehicle Regulator, Dr Andrew Higgins from CSIRO and Nicole Spencer from Department of Infrastructure and Transport. The final session for the day was a workshop titled “How to prepare your Council to engage in Regional Road Planning.”

The second day commenced with a government address from The Honorable Darren Chester MP, the Minister for Infrastructure and Transport, who reinforced the present Federal Government's support for the continuance and commitment to the Roads to Recovery Program. He was followed later in the morning by The Honorable Anthony Albanese MP, the Shadow Minister for Infrastructure, Transport, Cities and Regional Development. He spoke about his long term association with Local Government in Australia and his continued support of the current Federal Government Programs.

The remaining sessions on the day related to Road Safety Strategies, Towards Zero Program and Data Harmonisation. Local Governments are being encouraged by Federal and State Governments to employ strategies to address

the impact of catastrophic crashes by means of vehicle separation and run off road protection.

The congress was a rewarding success for the delegates that attended and it gave an opportunity to meet and network with their peers in the Local Government sector and bring back to Council the focus of the Federal funding providers.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "*Council decision making during merger proposal periods*". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 12 - NOVEMBER 2016 LOCAL TRAFFIC COMMITTEE

REPORT IN BRIEF

Reason For Report	For Council to ratify the recommendations of the Local Traffic Committee meeting of November 2016
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.a. Provide quality administrative support and governance to councillors and residents
Annexures	1. November 24 2016 Traffic Committee Minutes↓
File Number	\\OFFICIAL RECORDS LIBRARY\\CORPORATE MANAGEMENT\\MEETINGS\\TRAFFIC COMMITTEES - 797536

RECOMMENDATION

THAT Council ratify the recommendations of the Local Traffic Committee meeting held 24 November 2016.

ACTING TECHNICAL SERVICES MANAGER'S REPORT

Attached are the minutes of the Local Traffic Committee meeting held 24 November 2016. The items addressed and their associated recommendations are as follows:

Item 3. Newcrest Orange Challenge 2017

THAT Council approve the event subject to:

1. Amendment of the Traffic Management Plan to account for the timing of the event.
2. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport

Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event

3. NSW Road Rules being observed by participants at all times
4. Written approval being obtained from the NSW Police Regional Commander under Section 115 of the Roads Transport Act (2013)
5. Written approval being obtained from all affected Local Government Authorities
6. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
7. The event organiser notifying all emergency services of the event
8. The event organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

Item 4. NSW Masters Road Cycling Championships

THAT Council approve the request subject to:

1. Amendment of the Traffic Management Plan to account for the timing of the event.
2. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
3. NSW Road Rules being observed by participants at all times
4. Written approval being obtained from the NSW Police Regional Commander under Section 115 of the Roads Transport Act (2013)
5. Written approval being obtained from all affected Local Government Authorities
6. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
7. The event organiser notifying all emergency services of the event
8. The event organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

Item 5. Orange Mountain Bike Club – Change of Dates

THAT Council approve the application subject to:

1. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
2. NSW Road Rules being observed by participants at all times
3. Written approval being obtained from NSW Police
4. Written approval being obtained from all affected Local Government Authorities
5. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event

6. The event organiser notifying all emergency services of the event
7. The organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

Item 6. Pig Push

THAT Council approve the application subject to:

1. No reasonable obstruction caused to vehicular traffic
2. Queues of traffic not exceeding 50m
3. A 4th vehicle placed immediately behind the participants (Pig)
4. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
5. NSW Road Rules being observed by participants at all times
6. Written approval being obtained from NSW Police
7. Written approval being obtained from all affected Local Government Authorities
8. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
9. The event organiser notifying all emergency services of the event
10. The organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

Item 7. Speed Zone Review for Boree Lane, McDonald Road and Bowan Park Road

That Council forward the request to RMS

Item 8. Manildra Flour Mill – Change 'No Stopping' sign to 'Loading Zone' sign

THAT more information is received and the matter put forward in an electronic Local Traffic Committee.

Item 9. Mirror on Nancarrow Lane

THAT the Committee advise Council to undertake a site investigation to assess road geometry and the necessity for advanced road signage.

Item 10. Bus Route Extension along Bowens Lane

THAT Council support the change in route provided the vehicle follows a clockwise route, turning Right onto Yellowbox Road from The Escort Way and turning Left onto The Escort Way from Bowens Lane.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 13 - DECEMBER 2016 LOCAL TRAFFIC COMMITTEE

REPORT IN BRIEF

Reason For Report	For Council to ratify the recommendations of the Local Traffic Committee of December 2016
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.a. Provide quality administrative support and governance to councillors and residents
Annexures	1. December Traffic Committee Minutes ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\CORPORATE MANAGEMENT\\MEETINGS\\TRAFFIC COMMITTEES - 797516

RECOMMENDATION

THAT Council ratify the recommendations of the Local Traffic Committee of December 2016.

ACTING TECHNICAL SERVICES MANAGER'S REPORT

Attached are the minutes of the Electronic Local Traffic Committee meeting held December 2016. The items addressed and their associated recommendations are as follows:

Item 1. 100 Mile Dinner Canowindra

THAT Council approve the request subject to:

1. The Sale of Alcohol being subject to a licence being obtained
2. Water filled road barriers being used for the road closures
3. The applicant notify impacted businesses of the road closure
4. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
5. NSW Road Rules being observed by participants at all times
6. Written approval being obtained from NSW Police
7. Written approval being obtained from all affected Local Government Authorities

8. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
9. The event organiser notifying all emergency services of the event

Item 2. Manildra Flour Mill – Change 'No Stopping' sign to 'Loading Zone' sign
That Council advise the applicant to investigate the implementation of an on-site loading zone.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 14 - COUNCIL'S POLICY REGISTER - AMENDMENT OF "HIRE OF ITEMS - MOLONG CUDAL COMMUNITY CENTRES AND S355 OPERATED HALLS POLICY"

REPORT IN BRIEF

Reason For Report	To seek Council's approval to amend this policy.
Policy Implications	Yes - will update Council's Policy Register if approval to amend the policy is given
Budget Implications	Nil
IPR Linkage	4.5.1.a - Provide quality administrative support and governance to councillors and residents
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\CORPORATE MANAGEMENT\\POLICY\\POLICY CORRESPONDENCE - 797748

RECOMMENDATION

THAT the "Hire of Items - Molong Cudal Community Centres and s355 Operated Halls Policy" be amended to permit the hire of items for events of significance such as Anzac Day or Australia Day.

ACTING GENERAL MANAGER'S REPORT

Council's current policy relating to the hire of items prohibits hiring items such as chairs to community groups who are holding community events. When the hire of chairs for events such as Anzac Day or Australia Day have been

requested previously it has been necessary to obtain permission from the Mayor to amend an existing policy.

It is suggested the policy be amended to permit the hire of items from community centres and s355 operated halls for events of significance such as Anzac Day or Australia Day.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "*Council decision making during merger proposal periods*". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing administrative nature and it is considered it complies with the guidelines.

ITEM 15 - ORANA HOUSE (LOT 126 DP 1105484 FERGUSON STREET, CANOWINDRA), FORMER COURT HOUSE (LOT 321 DP 820931 GASKILL STREET, CANOWINDRA AND 70 GASKILL STREET, CANOWINDRA (LOT 1 DP 108962)

REPORT IN BRIEF

Reason For Report	For Council to determine the future of Orana House, former Court House and 70 Gaskill Street, Canowindra
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	3.3.6.a - Maintain sporting, recreational, council and community facilities
Annexures	1. Councillor Workshop Minutes 8 November 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\COUNCIL PROPERTIES\\MAINTENANCE\\BUILDINGS - 797339

p

RECOMMENDATION

THAT Council:

1. Advertise its intention to sell Lot 126 DP 1105484, Ferguson Street, Canowindra, known as Orana House;
2. Agree to the sale of Lot 126 DP 1105484, Ferguson Street, Canowindra, known as Orana House, subject to any submissions received;
3. Negotiate if possible the return of the Lot 321 DP 820931, Gaskill Street, Canowindra, known as the former Court House, Canowindra to the Crown;

4. Engage a suitably qualified consultant to draft designs for the entire building on Lot 1 DP 108962, 70 Gaskill Street, Canowindra, known as the HACC Office, Library and 70A Gaskill Street, Canowindra; and
5. Fund the design from the current budget allocation.

ACTING DIRECTOR OF FINANCE & CORPORATE SERVICES' REPORT

At the councillor workshop held in Canowindra on Tuesday 6 December 2016 councillors discussed the future uses of Orana House, former Court House and the HACC, Library and 70A Gaskill Street, Canowindra building. The workshop notes are attached for councillors' information.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. The expenditure requested is in the current 2016/2017 budget.

ITEM 16 - LOCAL GOVERNMENT REMUNERATION TRIBUNAL - REVIEW FOR THE 2017 ANNUAL DETERMINATION

REPORT IN BRIEF

Reason For Report	For Council to consider whether it wishes to make a submission
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.b - Maintain strong relationships and liaise effectively with all relevant Government agencies and other councils
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\LOCAL GOVERNMENT REMUNERATION TRIBUNAL - 795954

RECOMMENDATION

THAT Council determine whether it wishes to make a submission and, if so, put forward suggestions for what the point(s) of the submission should be.

ADMINISTRATION MANAGER'S REPORT

The Local Government Remuneration Tribunal has commenced its review for the 2017 annual determination.

Pursuant to s.241 of the Local Government Act 1993 (LG Act), the Tribunal is required to make an annual determination, by no later than 1 May 2017, on the fees payable to Councillors and Mayors to take effect from 1 July 2017.

The Tribunal notes that the NSW Government has published proclamations under the LG Act to amalgamate a number of council areas and constitute a total of 20 new councils commencing from the date of publication on the NSW legislation website. The Tribunal's 2017 determination will place each of these 20 new councils into a new or existing category. The Tribunal notes that the 20 new councils are currently being run by an Administrator and an interim General Manager until council elections are held in September 2017.

A number of other merger proposals are on hold as a consequence of legal action taken by councils covered by these proposals. The Tribunal may also need to consider the categorisation of further new councils following the conclusion of legal action.

Whether any further councils can be considered during the 2017 annual review will depend on the timing and outcomes of the legal process.

The Tribunal notes that the NSW Electoral Commissioner has advised that for any councils created after the end of November 2016, the earliest an election may be held is March 2018. If there is insufficient time for the Tribunal to consider the categorisation of further new councils for 2017, the Minister for Local Government may direct the Tribunal to make a special determination to address these matters prior to the making of the 2018 determination.

Categorisation

The Tribunal has examined the list of existing and new councils and intends to revise the existing categorisation model for the purposes of determining fees.

The proposed model provides for metropolitan and non-metropolitan councils to be categorised into different groups as follows:

Metropolitan

Five metropolitan categories are proposed. The existing *Principal City* category is proposed to be retained for Sydney City Council and renamed Principal CBD. *Major City* is proposed to be abolished and a new category created for Parramatta City Council. The Tribunal's preliminary thinking is that this category will be titled Major CBD. The existing *Metropolitan Major*, *Metropolitan Centre* and *Metropolitan* categories will be retained for the new and remaining existing councils.

Category	Council	Criteria for inclusion
Principal CBD	Sydney	To be defined
Major CBD	Parramatta	To be defined

Metropolitan Major	To be determined	To be defined
Metropolitan Centre	To be determined	To be defined
Metropolitan	To be determined	To be defined

Non Metropolitan

Four non metropolitan categories are proposed. A new *Regional City* category will be created for Newcastle and Wollongong City Councils. A new *Regional Strategic Centre* category will be created for Central Coast and Lake Macquarie Councils. The existing *Regional Rural* and *Rural* categories will be retained for other new and remaining councils.

Category	Council	Criteria for inclusion
Regional City	Newcastle Wollongong	To be defined
Regional Strategic Centre	Central Coast Lake Macquarie	To be defined
Regional Rural	To be determined	To be defined
Rural	To be determined	To be defined

County Councils

The Tribunal does not intend to make any change to the categorisation of county councils and will retain the existing categories of *Water* and *Other*.

Criteria for Categorisation

The Tribunal is yet to finalise the criteria for classifying councils into the proposed metropolitan and non-metropolitan categories.

The Tribunal's 2009 annual determination outlines the characteristics for the existing categories. At this stage the Tribunal intends to adopt a similar approach and will determine descriptors for the proposed categories for the purposes of classifying councils into the categories. Population is likely to remain a determining factor for differentiating categories of councils. The Tribunal will also have regard to the matters prescribed in section 240 of the LG Act.

The Tribunal would welcome submissions from councils on the proposed classification model and the criteria to which the Tribunal should have regard to when determining the categories.

Submissions may also address the proposed titles of each of the categories and suggest alternative titles if appropriate.

The Tribunal would also welcome submissions from councils on the appropriate classification for their individual council.

Fees

The Tribunal will also determine the minimum and maximum fee levels for each category in the categorisation structure.

In accordance with s.242A of the LG Act the Tribunal is required to apply the Government's public sector wages policy to the determination of ranges of fees for Councillors and Mayors. The public sector wages policy currently provides for a cap on increases of 2.5 per cent.

Section 242A of the LG Act was amended on 30 August 2016 to insert sub-sections (3) and (4), to clarify the intent of the impact of the wages policy on a determination which may change the category of a council. Those amendments make clear that the minimum and maximum fees applicable to the existing categories cannot be increased by more than 2.5 per cent. The Tribunal is however able to determine that a council can be placed in another category with a higher range of remuneration without breaching the government's wage policy. These changes provided the Tribunal with greater flexibility in reviewing fees for existing and new councils.

Any submission you wish to make in regard to the range of fees payable to each category should be made having regard to the Tribunal's obligations under section 242A of the LG Act.

Submissions

The Tribunal calls for submissions from individual councils in respect to the proposed categorisation structure and fees, as outlined above, and any general matters as part of this annual review.

It is important to note that the Tribunal has a limited period of time to undertake the annual review and the determination is required to be made before 1 May. For that reason, any comments the Council may wish to make should be received by the Tribunal no later than 30 January 2017.

As part of the annual review the Tribunal will seek to meet with Local Government NSW, as it does each year, to receive a sector wide view on the future direction for local government in NSW.

ITEM 17 - REQUESTS FOR DONATIONS

REPORT IN BRIEF

Reason For Report	For Council to consider the requests for donations received.
Policy Implications	Nil
Budget Implications	To be funded from budget allocation for this purpose.
IPR Linkage	4.4.1.c - Provide assistance to community groups
Annexures	1. CWA Request for Sponsorship for 2017 Public Speaking Competition ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\COMMUNITY RELATIONS\\SPONSORSHIP - DONATIONS\\SPONSORSHIP - DONATIONS - 2016 - 797416

RECOMMENDATION

THAT Council donate:

1. \$300 to the CWA Public Speaking Competition to be held in May 2017; and
2. \$300 to the Leukemia Foundation to add to Bronte Chown's fundraising efforts.

COMMUNITY SERVICES MANAGER'S REPORT

Borenore CWA have written to Council seeking a donation towards their annual public speaking contest for schools to be held at Kinross Wolaroi School, Orange in May, 2017.

The contest involves 60 schools and approximately 250 students from year 3 to year 12 from the Central West including Cabonne.

The day is run by volunteers from the CWA and is well regarded by the participants and schools. The donation is sought to go towards the running of the event.

Council has made donations towards the running of this event for many years and local schools participate in it. In May 2016 Council made a donation of \$300 to this event.

Miss Bronte Chown is a primary school student at Molong Central School and is raising funds for the Leukemia Foundation by participating in the World's Greatest Shave.

Bronte had her head shaved at recess on the last day of school for the year and so far has raised \$3,120 towards this worthy cause.

Bronte feels strongly about this cause and has made a big sacrifice in giving her hair to support leukemia research.

Should Council wish to make a donation there remains \$4,390 out of a budget of \$8,390 for donations. The following donations have been made this financial year.

\$300	Cumnock Progress Association Website
\$500	Cudal Public School P&C robotics program
\$500	Nashdale Public School P&C to match grant (if successful)
\$500	MADIA – Manildra Christmas Fireworks
\$300	Cudal Cricket Club
\$350	Cudal Preschool
\$300	Cudal Swimming Club to upgrade equipment
\$200	Cargo Public School P&C for their Christmas function.
\$1050	School Presentation Ceremonies (Student Prizes)

Please note that guidelines have been issued under Section 23A of the Local Government Act titled “Council decision making during merger proposal periods”. Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and is included in Council’s Operational Plan 4.4.1.c Provide assistance to community groups.

ITEM 18 - HIDDEN TREASURES HONOUR ROLL 2016

REPORT IN BRIEF

Reason For Report	To inform Council that three Cabonne residents have been included in the Hidden Treasures Honour Roll for 2016
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	0.0.0 - Item without specific IPR action
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\ECONOMIC DEVELOPMENT\REPORTING\COUNCIL REPORTS - 797184

RECOMMENDATION

THAT Council congratulate Marion Gosper OAM, Glenda Gibson and Jenny Middleton for being included in the NSW Government’s Hidden Treasures Honour Roll for 2016 and thank them for their contribution to their communities and Cabonne Shire in general.

ACTING ECONOMIC DEVELOPMENT MANAGER'S REPORT

Three Cabonne residents have been named in the NSW Government's Hidden Treasures Honour Roll for 2016, which celebrates women volunteers who have made a big difference to rural communities.

Marion Gosper OAM has been recognised for her work in the Cudal community, Glenda Gibson has been included on the honour roll for her dedication to the Manildra community and Jenny Middleton has been honoured for her volunteer service at Canowindra.

Marion, Glenda and Jenny were among 50 women in NSW who were added to the roll this year. The Hidden Treasures Honour Roll recognises and pays tribute to those women who give their time, expertise and energy to wide-ranging social and community organisations and initiatives.

In addition to being involved in many organisations within their communities, both Marion and Glenda have been long serving members of Cabonne Council's Small Towns Development Committee and have made an invaluable contribution to that committee and to Cabonne Council over many years.

Marion, Glenda and Jenny were nominated by members of their communities and the following tributes have been published on the Hidden Treasures website:

Marion Gosper OAM

Marion moved to Cudal in the 1970s to take up a role as a primary school teacher at Cudal Central School. She met and married a local fellow and fortunately this kept Marion in the district. Today, she is a mother to two children and a very helpful grandmother to four little ones.

Over the years, Marion has been involved in and volunteered her time with a number of groups and committees such as the school P&C and children's sports clubs. Marion has worked tirelessly as a member of Australian Red Cross and holds the position of treasurer.

She was a key founder of the Cabonne Food, Wine & Cultural Centre, which opened in 2001 in Cudal's old General Store and operates on Fridays, Saturdays and Sundays using volunteer labour.

The store prides itself on selling local produce and products, as well as hosting a meeting space, free lending library and café. Marion is secretary of this organisation.

Marion spent many years researching her book Servicemen from the Cudal District. Along with Rev Jeanette, she re-established our ANZAC service. This is now a huge district event attracting visitors from far and wide.

For more than 10 years Marion has produced the Cudal News, sourcing and compiling news and arranging printing and distribution. She is a volunteer driver for Cabonne Community Transport, organiser of the Cudal Anzac Day celebrations and Toogong dawn service.

In 2009 Marion was awarded an OAM for service to the community.

Marion is an outstanding hidden treasure. The Cudal community feels very fortunate to have such a generous, hard working person in our district.

Glenda Gibson

Glenda was born in the Manildra district and is married to a local farmer. She is the mother of six and grandmother of 20.

An active member of the Bocobra Rural Fire Brigade Glenda organises brigade meetings, coordinates food for the fire ground and mans the radio when necessary.

Glenda has been very involved with the local school where their children attended for more than 20 years.

She has been, and still is, a very active exhibitor of the Manildra Pastoral Association Show, especially in the floral and photography sections.

She has been a canteen worker at local football matches and a fashion parade model for various fundraisers over the years.

Glenda has been a very capable day care mum for more than 15 years and is currently working two days a week at a local childcare centre.

Glenda is a founding member of the Manildra & District Improvement Association, our local progress association, and at present is our very capable secretary. She has been able to source many grants for the beautification of our village.

A hands on person, if you need a job done, ask Glenda for assistance. A quiet achiever, Glenda is a valued member of our community – the town and district is a much better place for having her as a resident.

Jenny Middleton

I have had the pleasure of knowing Jenny Middleton since moving to Canowindra three years ago.

Jenny is an integral part of this wonderful little community. She, as the saying goes, "keeps the motor running".

She heads the Country Women's Association (CWA) in Canowindra, which has just totally renovated its kitchen and rooms, with most of the fundraising done by Jenny and her crew of workers. The CWA does lots of catering at the Canowindra Bowling Club.

She and I got together last year to save this club, and with a lot of fundraising we put a new dishwasher, tables, new carpet/curtains, spruced the club up and made it into a going concern.

She organises Christmas lunch for all the battlers every year on Christmas day and provides a wonderful atmosphere. She does countless hours of volunteer work – Meals on Wheels and CWA to name a few – a wonderful lady who is respected and loved by the whole town and a lady I am proud to call a great friend.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 19 - ADDITIONAL BACKLOG PROJECTS FOR 2016/2017

REPORT IN BRIEF

Reason For Report	Council to approve the additional backlog projects for 2016/2017
Policy Implications	Nil
Budget Implications	Backlog projects
IPR Linkage	1.1.1.a - Complete the annual rural and urban roads maintenance program
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\ROADS and BRIDGES\REPORTING\OPERATION MANAGER ROAD - BRIDGES REPORTS - 797133

RECOMMENDATION

THAT Council;

1. Approve the additional projects as listed in the report to be included in the Heavy Patching and Backlog Programs for 2016/2017;
2. Advertise the proposed expenditure; and
3. Resolve that the expenditure is required and warranted to enable council's heavy patching and backlog programs to be completed.

ACTING DIRECTOR OF ENGINEERING & TECHNICAL SERVICES' REPORT

At the September meeting, Council revoted funds to complete the 2015/2016 Heavy Patching and Backlog programs due to unseasonal weather events.

Those programs are now complete and there is a balance of saved funds.

Council's engineering staff have reviewed the road infrastructure network to identify locations where the saved expenditure of \$490,000 in the Heavy Patching Program and \$685,000 in the Backlog Program can be expended to reduce Council's current backlog and undertake additional heavy patching.

The proposed works listed below has been compiled using asset management principles, maintenance history and customer service requests in addition to projects recommended by councillors.

Backlog Projects	
Description	Project Estimated Cost
Kents Road Gravel Re-sheeting and Drainage	\$ 130,000
Dedarang and Carlisle Streets Manildra	\$ 90,000
Belgravia Road Gravel Re-sheeting and Drainage	\$ 150,000
Strathmore Lane Pavement Rehabilitation	\$ 150,000
Fish Fossil Drive Gravel Re-sheeting	\$ 52,000
Davys Plains Road Pavement Rehabilitation	\$ 113,000
TOTAL	\$ 685,000

The backlog program includes a number of pavement rehabilitation and re-sheeting projects that will address localised issues on Council's road network, in addition to a table drainage maintenance program that has been identified through asset inspections.

Heavy Patching Projects	
Road	Project Estimated Cost
Cadia Road	\$ 100,000

Clergate Road	\$	100,000
Bowan Park Road	\$	100,000
Obley Road	\$	190,000
TOTAL	\$	490,000

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. Expenditure not included in council's original budget and exceeding \$250,000 during a proposal period must be advertised and Council must resolve in open council why the expenditure is required and warranted.

ITEM 20 - PURCHASE OF OUTREACH MOWER ATTACHMENTS

REPORT IN BRIEF

Reason For Report	For Council approval to purchase 2 outreach mower attachments.
Policy Implications	Nil
Budget Implications	\$140,000 from the Plant Reserve Fund
IPR Linkage	4.5.1.a - Provide quality administrative support and governance to councillors and residents
Annexures	1. Outreach Mower ↓
File Number	\\OFFICIAL RECORDS LIBRARY\PLANT EQUIPMENT AND STORES\PLANT - EQUIPMENT\PURCHASE - 797448

RECOMMENDATION

THAT Council;

1. Approve the expenditure for purchase of two (2) power arm outreach mower attachments 6.4m and length 1500mm width cut for \$140,000 from the Plant Reserve fund.
2. Resolve that the expenditure is required and warranted to enable vegetation to be continually controlled on council's road network.

ACTING DIRECTOR OF ENGINEERING & TECHNICAL SERVICES' REPORT

Council currently utilises two John Deere 5083 Tractors fitted with Howard HD 180 Slashers to undertake vegetation control on council's road network that includes, a Hazard Reduction Program prior to the commencement of the Bush Fire Season.

Due to the unseasonal weather conditions during Winter and Spring, it has been necessary to engage a contractor to supplement council's plant in an

endeavour to remain on target levels of service. However, the type of slashing implement fitted to the tractor restricts the cutting capability to be carried out, to level ground only, with minimum gradient. It prevents vegetation control to be undertaken in an effective manner.

Council staff have recently researched the availability of options that could maximise the effectiveness of mowing operations. The staff found that the best option to suit council's requirements and allow greater versatility to control most types of low growth vegetation on roadsides is the power arm outreach mower attachment 6.4m and length 1500mm width cut (see annexure for picture). This attachment would replace the Howard Slashers on Council's John Deere Tractors, and would require no upgrade of their hydraulic systems.

These machines also provide the versatility of mowing along road shoulders up to roadside furnishings and across steep batters not normally accessible by slashers.

Council have received an indicative pricing schedule for these attachments which is approximately \$70,000 per item.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. Under the guidelines funding that was not included in council's original budget must be considered in open council and the resolution voting the funds must state the reason why council considered the expenditure is required and warranted.

ITEM 21 - DEVELOPMENT APPLICATION 2017/0055 FOR FARM STAY ACCOMMODATION UPON LOT 100 DP 1122908 BEING 299 NANCARROW LANE, NASHDALE.

REPORT IN BRIEF

Reason For Report	To obtain council resolution to refuse the development application as the application does not comply with the relevant planning provisions.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a - Assess and determine development applications, construction certificate applications and Onsite Sewerage Management Systems (OSMS) to meet agreed service levels
Annexures	Nil
File Number	\\Development Applications\\DEVELOPMENT APPLICATION\\2017\\03-2017-0055 - 794514

RECOMMENDATION

THAT:

1. Development Application 2017/0055 for farm stay/bed and breakfast accommodation upon Lot 100 DP 1122908 being 299 Nancarrow Lane, Nashdale be refused as the use is not consistent with the approved purpose of the allotment as a rural industry; and
2. The applicant and landowner be advised that condition 6 of the development consent for DA 2007/161 prohibits the use of the subject building for any form of residential use.

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

ADVISORY NOTES

Record of voting

In accordance with s375A of the Local Government Act 1993, a division is required to be called when a motion for a planning decision is put at a meeting of Council or a Council Committee. A division under s375A of the Act is required when determining this planning application.

Political Disclosures

In accordance with s147(4) of the Environmental Planning and Assessment Act 1979, a person making a planning application to Council is required to disclose political donations and gifts made within 2 years prior to the submission of the application and concluding when the application is determined.

In accordance with s147(5) of the Environmental Planning and Assessment Act 1979, a person making a public submission to Council in relation to a planning application made to Council is required to disclose political donations and gifts made within 2 years prior to the submission being made and concluding when the application is determined.

Political donations and gifts (if any) to be disclosed include:

- All reportable political donations made to any local councillor or Council,
- All gifts made to any local councillor or employee of the Council.

Nil planning application disclosures have been received.

Nil public submission disclosures have been received.

SUMMARY

The following report provides an assessment of the development application submitted for use of a 'dwelling' as farm stay/bed and breakfast accommodation on land described as Lot 100 in DP 1122908 being 299 Nancarrow Lane, Nashdale.

The application has been referred to the Council for determination as proposal is inconsistent with the Cabonne Local Environmental Plan 2012.

It is recommended that the application be refused.

Applicant: DC (Partners)Nominees Pty Ltd c/- Mark Smith
Owner: Andrew B Gartrell
Application signed by Mark Smith as Power of Attorney
Proposal: Farm stay accommodation
Location: Lot 100 DP 1122908, 299 Nancarrow Lane, Nashdale
Zone: RU2 Rural Landscape

Background

Lot 100 in DP 1122908 was registered in February 2008, and had been approved by council (DA 2007/161) as an allotment for the purpose of rural industry.

Condition 6 of the development consent for DA 2007/161 states that the dwelling located upon Lot 100 was to be used only as an office and that no residential use of the building was permitted. Lot 100 was approved under clause 15 of the Cabonne Local Environmental Plan 1991 for the purpose of a rural industry.

THE PROPOSAL

It is proposed to use an existing building (former dwelling) situated on a 2ha rural industrial allotment for the purpose of farm stay accommodation.

The proponent indicated in his Statement of Environmental Effects that the subject building (approved by development consent DA 2007/ 161) for office use only) is being used as a manager's / worker's residence.

It is proposed to utilize the building to provide four (4) bedrooms, with shared access to a kitchen, lounge, bathroom, laundry, library and workshop. A small office area is proposed. The building has access to a single carport.

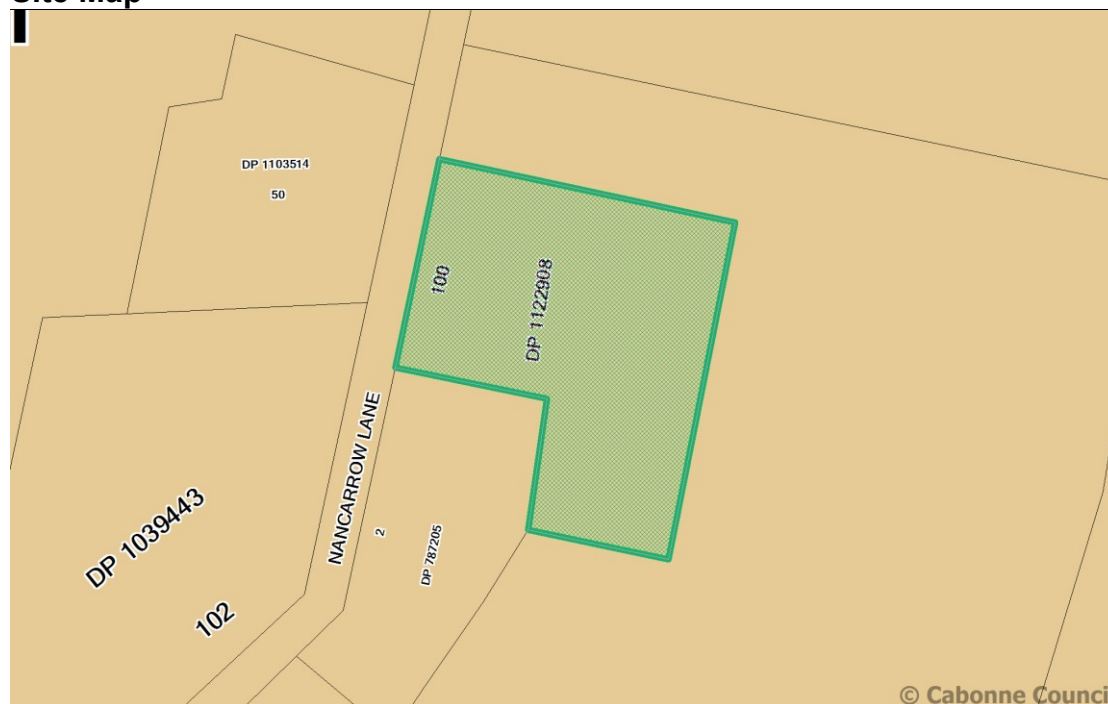
Vehicular access to the property is from Nancarrow Lane.

The proponent states that the business would operate 7 days per week and indicates the hours of operation are 10am to 6pm daily. (As the aim of the business is farm stay accommodation it is assumed however that the proposed activity would actually operate daily, most likely being in use 24 hours a day).

The proponent also alludes to future site development in a range of intensive horticulture, rural industrial uses as well as further dwellings / accommodation, extensive areas of car and bus parking, on-site water storage and a camping ground. It should be noted that separate application would be required for intensification and variation to the current approved use of the land.

Subsequent to the lodgment of the Development Application on 10 October 2016 and correspondence issued by council on 24 October 2016, the proponent provided further correspondence dated 29 November 2016 in which he requested that the application be altered to a proposed use as a 'mixture of tourist accommodation (B&B and/or Farmstay) together with a more limited rural industry but now viable administrative office (and start-up agronomic operation including support for glass house protected cropping).

Site Map



MATTERS FOR CONSIDERATION

Section 79C of the *Environmental Planning and Assessment Act 1979* requires Council to consider various matters, of which those pertaining to the application are listed below.

PROVISIONS OF ANY ENVIRONMENTAL PLANNING INSTRUMENT s79C(1)(a)(i)

Clause 1.2 Aims of the Plan

The broad aims of the LEP are as follows:

a) to encourage development that complements and enhances the unique character and amenity of Cabonne, including its settlements, localities, and rural areas,
(b) to provide for a range of development opportunities that contribute to the social, economic and environmental resources of Cabonne in a manner that allows present and future generations to meet their needs by implementing the principles of ecologically sustainable development,
(c) to facilitate and encourage sustainable growth and development that achieves the following:

- (i) contributes to continued economic productivity, including agriculture, business, tourism, industry and other employment opportunities,
- (ii) allows for the orderly growth of land uses while minimising conflict between land uses within the relevant zone and land uses within adjoining zones,
- (iii) encourages a range of housing choices and densities in planned urban and rural locations that is compatible with the residential and rural environment and meets the diverse needs of the community,
- (iv) promotes the integration of land uses and transport to improve access and reduce dependence on private vehicles and travel demand,
- (v) protects, enhances and conserves agricultural land and the contributions that agriculture makes to the regional economy,
- (vi) avoids or minimises adverse impacts on drinking water catchments to protect and enhance water availability and safety for human consumption,
- (vii) protects and enhances places and buildings of environmental, archaeological, cultural or heritage significance, including Aboriginal relics and places,
- (viii) protects and enhances environmentally sensitive areas, ecological systems, and areas that have the potential to contribute to improved environmental, scenic or landscape outcomes.

Clause 1.9A Suspension of covenants, agreements and instruments

This clause provided that covenants, agreements or other similar instruments that restrict the carrying out of development upon the subject land do not apply unless such are:

- Covenants imposed or required by council
- Prescribed instruments under s183A of Crown Lands Act 1989

- Any conservation agreement under National Parks and Wildlife Act 1974
- Any trust agreement under the Nature Conservation Trust Act 2003
- Any property vegetation plan under the Native Vegetation Act 2003
- Any biobanking agreement under Part 7A of the Threatened Species Conservation Act 1995
- Any planning agreement made under Division 6 of Part 4 of the Environmental Planning & Assessment Act 1979

Mapping

The subject site is identified on the LEP maps in the following manner:

Land zoning map	Land zoned RU2 Rural Landscape
Lot size map	Minimum lot size N/A
Heritage map	Not a heritage item or conservation area
Terrestrial Biodiversity Map	No biodiversity sensitivity on the subject land
Flood planning map	Not within a flood zone
Natural resource – karst map	Not within a karst area
Drinking water catchment map	Is within a drinking water catchment area
Riparian land and watercourse map, groundwater vulnerability map	Groundwater vulnerable
Land reservation acquisition map	N/A

These matters are addressed in the report following.

Cabonne Local Environmental Plan 2012

The subject land is zoned RU2 Rural Landscape by the Cabonne Local Environmental Plan 2012. Farm stay accommodation is permissible within this zone, subject to Council's development consent. Bed and breakfast accommodation is permissible land use.

Farm stay accommodation is defined in the Cabonne Local Environmental Plan 2012 as follows:

farm stay accommodation means a building or place that provides temporary or short-term accommodation to paying guests on a working farm as a secondary business to primary production.

Bed and breakfast accommodation is defined by the Cabonne Local Environmental Plan 2012 as:

bed and breakfast accommodation means an existing dwelling in which temporary or short-term accommodation is provided on a commercial basis by the permanent residents of the dwelling and where:

- (a) meals are provided for guests only, and

- (b) cooking facilities for the preparation of meals are not provided within guests' rooms, and
- (c) dormitory-style accommodation is not provided.

Note. See clause 5.4 for controls relating to the number of bedrooms for bed and breakfast accommodation. Bed and breakfast accommodation is a type of ***tourist and visitor accommodation***—see the definition of that term in this Dictionary.

Clause 5.4 Controls relating to miscellaneous permissible uses provides as follows:

Bed and breakfast accommodation

If development for the purposes of bed and breakfast accommodation is permitted under this Plan, the accommodation that is provided to guests must consist of no more than 5 bedrooms.

Note. Any such development that provides for a certain number of guests or rooms may involve a change in the class of building under the *Building Code of Australia*.

The definition for bed and breakfast accommodation relates to ancillary use associated with a lawfully occupied residence.

Objectives of the RU2 Rural Landscape zone

The proposal is not inconsistent with the aims of the LEP or the objectives of the RU2 zone. The development relates to and is consistent with the zone objectives which seek to

- To encourage sustainable primary industry production by maintaining and enhancing the natural resource base.
- To maintain the rural landscape character of the land.
- To provide for a range of compatible land uses, including extensive agriculture.
- To encourage diversity in primary industry enterprises and systems appropriate for the area.
- To provide for a range of tourism-related uses that support the agricultural industry or are compatible with agricultural uses.
- To protect drinking water catchments from the impacts of development by minimising impacts on the quality and quantity of water entering drinking water storages.

The proposal however does not satisfy the definition for 'farm stay accommodation' and is inconsistent with the provisions of former Cabonne LEP 1991 which established the subject land for a specific land use being a rural industry.

The proposal does not satisfy the definition for 'bed and breakfast accommodation' and is inconsistent with the current approved land use of the

site, established via the former Cabonne LEP 1991 for a specific land use being a rural industry.

The use of the building as an office in association with the approved rural industry conforms with the development consent issued at the time the allotment was created by subdivision.

Any alteration to the approved use as a rural industry for packaging and marketing cherries would require a separate development application for determination. It is noted that the proponent indicates a future use of the site for intensive horticulture including greenhouse construction, and a double storey industrial building incorporating viewing areas, restaurant, meeting rooms and underground parking. An assessment has not been undertaken on these activities as the current development application is specifically for tourism accommodation within an existing building.

Part 4 – Principal development Standards

There are no principal development standards that apply to the proposed development.

Part 5 – Miscellaneous provisions

There are no miscellaneous provisions that apply to the proposed development.

Part 6 – Additional local provisions

Clause 6.4 Groundwater vulnerability

The objectives of this clause are as follows:

- (a) to maintain the hydrological functions of key groundwater systems,
- (b) to protect vulnerable groundwater resources from depletion and contamination as a result of development.

The subject land is within an area of mapped moderately high – high groundwater vulnerability. The development as proposed is unlikely to have an adverse impact upon environmental issues relating to groundwater.



Clause 6.5 Drinking water catchments

The objective of this clause is to protect drinking water catchments by minimising the adverse impacts of development on the quality and quantity of water entering drinking water storages.

Council is required to consider:

- (a) whether or not the development is likely to have any adverse impact on the quality and quantity of water entering the drinking water storage, having regard to the following:
 - (i) the distance between the development and any waterway that feeds into the drinking water storage,
 - (ii) the on-site use, storage and disposal of any chemicals on the land,
 - (iii) the treatment, storage and disposal of waste water and solid waste generated or used by the development,
- (b) any appropriate measures proposed to avoid, minimise or mitigate the impacts of the development.

The proposal is unlikely to have an adverse impact upon drinking water catchments as no additional building works are proposed.



Clause 6.8 Essential services

Council is satisfied the following essential services that are essential for the development are available:-

- a. The supply of water
- b. The supply of electricity
- c. The disposal and management of sewerage
- d. Stormwater drainage, &
- e. Suitable vehicle access

REGIONAL ENVIRONMENTAL PLANS

There are no Regional Environmental Plans that apply to the subject land.

STATE ENVIRONMENTAL PLANNING POLICIES

State Environmental Planning Policy 44 – Koala Habitat

Cabonne Council is identified within the SEPP 44 schedule as having koala habitat. The applicant has not addressed the SEPP; however, the subject land is generally cleared and the proposed development will not impact upon any existing vegetation. There are no known sightings of koalas in the locality, or sources of koala habitat.

State Environmental Planning Policy (Rural Lands) 2008

The Rural Lands SEPP applies to the Cabonne Council area. The SEPP requires Council to consider the existing and approved uses of land in the vicinity of the development (when it involves subdivision or dwellings), and whether or not the development is likely to have a significant impact on predominant or preferred land uses. The surrounding area consists of agricultural land that is predominantly used for horticulture.

PROVISIONS OF ANY DRAFT ENVIRONMENTAL PLANNING INSTRUMENT THAT HAS BEEN PLACED ON EXHIBITION s79C(1)(a)(ii)

There are no draft environmental plans that relate to the subject land or proposed development.

PROVISIONS OF ANY DEVELOPMENT CONTROL PLAN s79C(1)(a)(iii)

Development Control Plan No 5 – General Rural Zones applies to this development. The development is not inconsistent with the DCP.

PROVISIONS PRESCRIBED BY THE REGULATIONS s79C(1)(a)(iv)

The proposal does not contravene the relevant provisions of the regulations.

THE LIKELY IMPACTS OF THE DEVELOPMENT s79C(1)(b)

Should the development proceed it is considered that additional traffic movements will be generated, as guests arrive and depart, and for the servicing of the building.

The likely minor increase in traffic along Nancarrow Lane can be accommodated within the existing road infrastructure.

THE SUITABILITY OF THE SITE s79C(1)(c)

Physical Attributes and Hazards

There are no known technological or natural hazards that would affect the proposed development.

DEVELOPMENT CONTRIBUTIONS

No contributions apply to the development.

ANY SUBMISSIONS MADE IN ACCORDANCE WITH THE ACT s79C(1)(d)

The proposed development is not advertised development. The proposed development was not neighbourhood notified.

PUBLIC INTEREST s79C(1)(e)

The proposed development is considered to be of minor interest to the wider public due to the relatively localised nature of potential impacts.

CONCLUSION

The proposed development does not comply with the relevant land use permissibility for the RU2 zone of the LEP. A section 79C assessment of the development indicates that the development is unacceptable in this instance. It is recommended that the application be refused.

It should also be noted that no residential occupation of the building is permissible and that site's lawfully approved purpose is for a rural industry with ancillary office.

'Section 23A of the Local Government Act 'Council decision making merger proposal periods' requires council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for refusal is not contrary to the guidelines.'

ITEM 22 - DEVELOPMENT APPLICATION 2017/0012 TWO LOT SUBDIVISION (BOUNDARY ADJUSTMENT), LOT 263 DP 750162 AND LOT 1 DP 1114093, ORANGE ROAD, MANILDRA

REPORT IN BRIEF

Reason For Report	To obtain council's refusal of the development application as it is inconsistent with clause 5.10 and 6.8 of the Cabonne LEP 2012.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a - Assess and determine development applications, construction certificate applications and Onsite Sewerage Management Systems (OSMS) to meet agreed service levels
Annexures	Nil
File Number	\\Development Applications\\DEVELOPMENT APPLICATION\\2017\\03-2017-0012 - 794594

RECOMMENDATION

THAT Development Application 2017/0012 for a two (2) lot subdivision (boundary adjustment) of Lot 263 DP 750162 and Lot 1 DP 1114093, Orange Road, Manildra be refused as the development is inconsistent with clause 5.10 and clause 6.8 of the Cabonne Local Environmental Plan 2012.

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

ADVISORY NOTES

Record of voting

In accordance with s375A of the Local Government Act 1993, a division is required to be called when a motion for a planning decision is put at a meeting of Council or a Council Committee. A division under s375A of the Act is required when determining this planning application.

Political Disclosures

In accordance with s147(4) of the Environmental Planning and Assessment Act 1979, a person making a planning application to Council is required to disclose political donations and gifts made within 2 years prior to the submission of the application and concluding when the application is determined.

In accordance with s147(5) of the Environmental Planning and Assessment Act 1979, a person making a public submission to Council in relation to a planning application made to Council is required to disclose political donations and gifts made within 2 years prior to the submission being made and concluding when the application is determined.

Political donations and gifts (if any) to be disclosed include:

- All reportable political donations made to any local councillor or Council,
- All gifts made to any local councillor or employee of the Council.

Nil planning application disclosures have been received.

Nil public submission disclosures have been received.

SUMMARY

The following report provides an assessment of the development application submitted for the subdivision (boundary adjustment) on the land described as Lot 263 DP750162 and Lot 1 DP 1114093, Orange Road, Manildra.

It is recommended that the application be refused as RMS have declined to issue concurrence for additional vehicular access to Orange Road.

Applicant: Oliver Bennie

Owner: Oliver Clive Bennie and Sonya Maree Thornberry

Proposal: Two lot subdivision (boundary adjustment)

Location: Lot 263 DP750162 and Lot 1 DP 1114093,
Orange Road, Manildra
Zone: R5 – Large Lot Residential

THE PROPOSAL

It is proposed to adjust the boundary between two existing allotments having areas currently of 1.297ha and 7,480m². The subject land is located on the eastern outskirts of Manildra. The Orange Road (MR 61) runs along the northern boundary of the land. The site is undulating and drains towards Flash Jacks Creek and the Mandagery Creek.

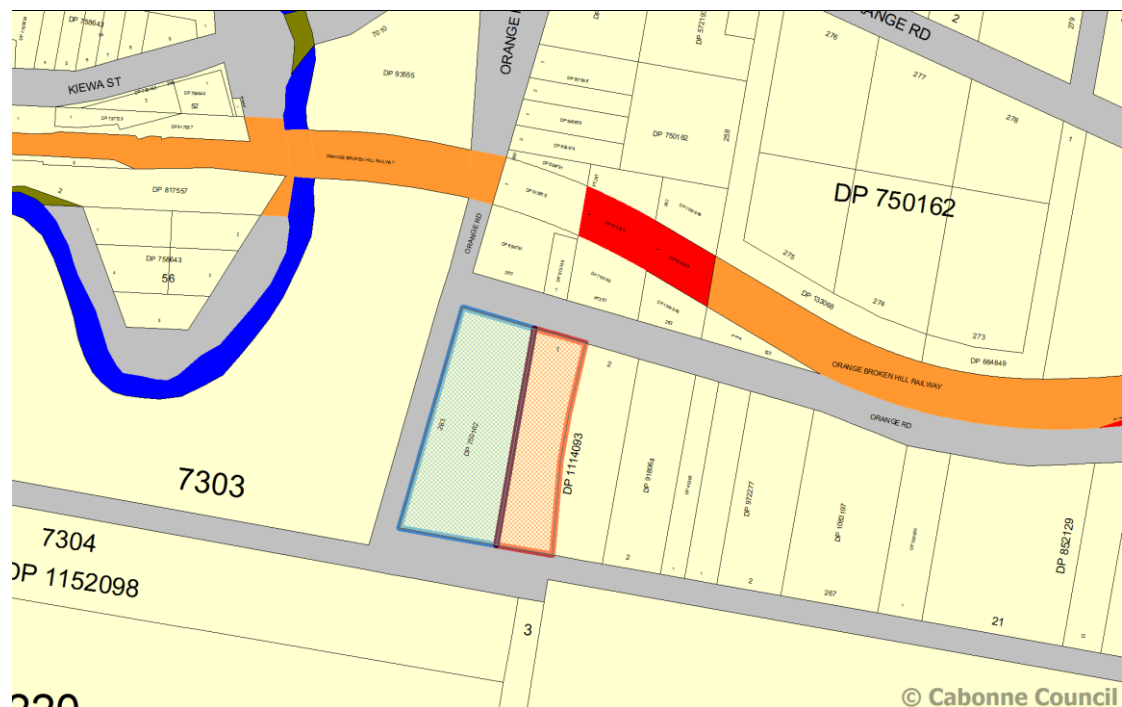
The area is largely cleared of native vegetation, with several isolated trees remaining. A new dwelling is located towards the southern boundary of Lot 1 DP 1114093. Lot 263 DP 750162 contains a new shed approved for use as an animal breeding facility (rodents for pet food). A heritage item is identified on the allotment, being the former Manildra Police Station building (item i152 schedule 5 Cabonne Local Environmental Plan 2012).

It is proposed to realign the property boundaries to provide the following allotments:

Lot	Area	Purpose
3	4,006m ²	Large lot residential (includes former police station / heritage item)
4	1.65ha	Large lot residential (includes existing dwelling, storage sheds and animal breeding business)

The development application was lodged on 18 July 2016 and was referred to council's Heritage Advisor and the RMS for comment. The proposal was neighbourhood notified for 14 days and comments sought.

Site Map





Proposed subdivision layout

MATTERS FOR CONSIDERATION

Section 79C of the *Environmental Planning and Assessment Act 1979* requires Council to consider various matters, of which those pertaining to the application are listed below.

PROVISIONS OF ANY ENVIRONMENTAL PLANNING INSTRUMENT s79C(1)(a)(i)

Clause 1.2 Aims of the Plan

The broad aims of the LEP are as follows:

- (a) to encourage development that complements and enhances the unique character and amenity of Cabonne, including its settlements, localities, and rural areas,
- (b) to provide for a range of development opportunities that contribute to the social, economic and environmental resources of Cabonne in a manner that allows present and future generations to meet their needs by implementing the principles of ecologically sustainable development,
- (c) to facilitate and encourage sustainable growth and development that achieves the following:

- (i) contributes to continued economic productivity, including agriculture, business, tourism, industry and other employment opportunities,

- (ii) allows for the orderly growth of land uses while minimising conflict between land uses within the relevant zone and land uses within adjoining zones,
- (iii) encourages a range of housing choices and densities in planned urban and rural locations that is compatible with the residential and rural environment and meets the diverse needs of the community,
- (iv) promotes the integration of land uses and transport to improve access and reduce dependence on private vehicles and travel demand,
- (v) protects, enhances and conserves agricultural land and the contributions that agriculture makes to the regional economy,
- (vi) avoids or minimises adverse impacts on drinking water catchments to protect and enhance water availability and safety for human consumption,
- (vii) protects and enhances places and buildings of environmental, archaeological, cultural or heritage significance, including Aboriginal relics and places,
- (viii) protects and enhances environmentally sensitive areas, ecological systems, and areas that have the potential to contribute to improved environmental, scenic or landscape outcomes.

Clause 1.9A Suspension of covenants, agreements and instruments

This clause provided that covenants, agreements or other similar instruments that restrict the carrying out of development upon the subject land do not apply unless such are:

- Covenants imposed or required by council
- Prescribed instruments under s183A of Crown Lands Act 1989
- Any conservation agreement under National Parks and Wildlife Act 1974
- Any trust agreement under the Nature Conservation Trust Act 2003
- Any property vegetation plan under the Native Vegetation Act 2003
- Any biobanking agreement under Part 7A of the Threatened Species Conservation Act 1995
- Any planning agreement made under Division 6 of Part 4 of the Environmental Planning & Assessment Act 1979

Mapping

The subject site is identified on the LEP maps in the following manner:

Land zoning map	Land zoned R5 Large Lot Residential
Lot size map	4,000m ²
Heritage map	Contains a heritage item (i152 – former Manildra Police Station c1890s building)
Terrestrial Biodiversity Map	Has biodiversity sensitivity on the subject land
Flood planning map	Not within a flood zone
Natural resource – karst map	Not within a karst area

Drinking water catchment map	Not within a drinking water catchment area
Riparian land and watercourse map, groundwater vulnerability map	Not affected by riparian, watercourse or groundwater vulnerability
Land reservation acquisition map	NA

These matters are addressed in the report following.

Cabonne Local Environmental Plan 2012

The subject land is zoned R5 Large Lot Residential by the Cabonne Local Environmental Plan 2012. The proposed development is permissible within this zone, subject to Council's development consent.

Objectives of the R5 Large Lot Residential zone

The proposal is not contrary to the aims of the LEP or the objectives of the R5 zone. The development relates to and is consistent with the zone objectives which seek to

- To provide residential housing in a rural setting while preserving, and minimising impacts on, environmentally sensitive locations and scenic quality.
- To ensure that large residential lots do not hinder the proper and orderly development of urban areas in the future.
- To ensure that development in the area does not unreasonably increase the demand for public services or public facilities.
- To minimise conflict between land uses within this zone and land uses within adjoining zones.

Part 4 – Principal development Standards

Clause 4.1 Minimum lot size

The minimum lot size permissible for subdivision of land within the R5 zone east of Manildra is 4,000m². The proposed allotments comply with the minimum lot size standard as the proposed lots will have areas of 4,006m² and 1.65ha.

Part 5 – Miscellaneous provisions

Clause 5.10 Heritage Conservation

An item of heritage significance is located upon the subject land being identified in schedule 5 of the Cabonne Local Environmental Plan 2012 as i152 – former Manildra Police Station.

The Cabonne LEP 2012 specifies the consent authority must, before granting consent under clause 5.10 in respect of a heritage item or heritage conservation area, consider the effect of the proposed development on the heritage significance of the item or area concerned. This applies regardless of whether

a heritage management document is prepared or a heritage conservation management plan is submitted.

The development application was referred to council's Heritage Advisor for comment. The comments are provided below:

'In view of the impacts on the significance of the LEP Listed heritage item, the subdivision is recommended for refusal in the present form. A strategy for resolving the issues was prepared for presentation to the applicant.'

The proposal as submitted does not provide a conservation management strategy or adequate assessment of the future use of the identified heritage building.

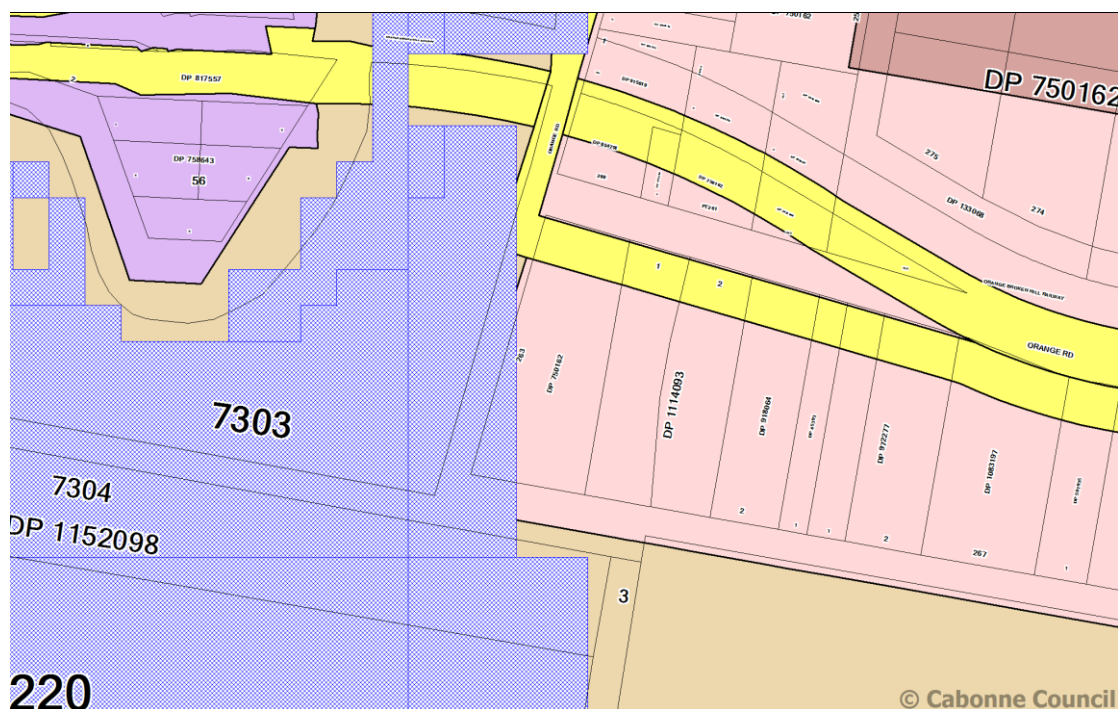
A search of the National Library of Australia Trove web site indicates that this building is possibly the only surviving building of the early Manildra settlement that was established east of Mandagery Creek and pre dates the current village area. The early Manildra settlement located east of the creek included a hotel, church, and store. This information is supported by local history included in the book 'Manildra on the Mandagery'.

Initially constructed as a general store, the subject building became the police station and residence, replacing an earlier police station that had been located at nearby Meranburn. The east Manildra police station and residence remained in use until the 1930s when the current police station was constructed at the corner of Orange and Derowie streets.

Part 6 – Additional local provisions

Clause 6.3 Terrestrial biodiversity

The lot is mapped as being biodiversity sensitive land containing Mulga ironbark woodland on hills. The proposed subdivision does not require the removal of any trees.



Clause 6.8 Essential services

Council must be satisfied that the following essential services are available to the development: -

- a. The supply of water
- b. The supply of electricity
- c. The disposal and management of sewerage
- d. Stormwater drainage, &
- e. Suitable vehicle access

Utility services are available to the existing dwelling and buildings located upon proposed Lot 4. Utility services can be provided to proposed Lot 4.

The RMS has not issued its concurrence to vehicular access arrangements for proposed Lot 3. A significant safety issue affects the proposed access point due to its proximity to a 90-degree bend in the Orange Road (MR 61).

REGIONAL ENVIRONMENTAL PLANS

There are no Regional Environmental Plans that apply to the subject land.

STATE ENVIRONMENTAL PLANNING POLICIES

State Environmental Planning Policy 55 – Remediation of land

This SEPP applies to the land. No soil contamination testing has been undertaken for the proposed Lot 3. A detailed history of the use of the subject land, other than as a store and a police station, is unknown. Based on the two known land uses it is considered unlikely that site contains contaminated land.

The matter may be considered further should additional development be proposed for the holding.

**PROVISIONS OF ANY DRAFT ENVIRONMENTAL PLANNING
INSTRUMENT THAT HAS BEEN PLACED ON EXHIBITION s79C(1)(a)(ii)**

There are no draft environmental plans that relate to the subject land or proposed development.

PROVISIONS OF ANY DEVELOPMENT CONTROL PLAN s79C(1)(a)(iii)

Development Control Plan 6 – *Rural Small Holdings* applies to this land. The subdivision is not inconsistent with the DCP.

PROVISIONS PRESCRIBED BY THE REGULATIONS s79C(1)(a)(iv)

The proposal does not contravene the relevant provisions of the regulations.

THE LIKELY IMPACTS OF THE DEVELOPMENT s79C(1)(b)

Siting /location

The proposed subdivision is located on the eastern approach to the village of Manildra and is set within an area of established large lot residential allotments.

The proposal seeks to effect a boundary adjustment between two allotments. The future use of proposed Lot 3 has not been specified. Proposed Lot 4 contains a dwelling, storage sheds and animal breeding business.

Access and traffic

The development proposal was referred to the RMS for comments as lawful access to proposed Lot 3 is sought off a classified road being Orange Road (MR62). The proposed vehicular access point is in close proximity to a 90-degree bend and does not achieve the minimum safe intersection sight distance necessary to provide a high level of safety between turning and through traffic on Orange Road.

The RMS in correspondence dated 31 August 2016 requested that the proponent amend the subdivision plans to show all vehicular access to the development obtained via the existing vehicular access from Orange Road (and servicing Lot 1 DP 1114093 being the location of continued access for proposed Lot 4. The RMS comments have been referred to the proponent however amended plans have not been forthcoming.

The RMS has not provided its concurrence to the development proceeding, therefore council is unable to consider a determination of the application for approval.

THE SUITABILITY OF THE SITE s79C(1)(c)

Physical Attributes and Hazards

There are no known technological or natural hazards that would affect the proposed development.

DEVELOPMENT CONTRIBUTIONS

No contributions apply to the development.

ANY SUBMISSIONS MADE IN ACCORDANCE WITH THE ACT s79C(1)(d)

The proposed development was neighbourhood notified and no submissions were received during the notification phase.

PUBLIC INTEREST s79C(1)(e)

The proposed development is considered to be of minor interest to the wider public due to the relatively localised nature of potential impacts.

CONCLUSION

The proposed development is permissible with the consent of Council. The development complies with the relevant aims, objectives but is inconsistent with clause 5.10 and 6.8 of the LEP. A section 79C assessment of the development indicates that the development is not acceptable in this instance. The application is recommended for refusal.

Section 23A of the Local Government Act '*Council decision making merger proposal periods*' requires council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for refusal is not contrary to the guidelines.

ITEM 23 - DEVELOPMENT APPLICATION 2016/0128 FOR PROPOSED OPEN CUT MINE (LIMESTONE MINE) AND ANCILLARY PROCESSING - PROPOSED LOTS 100 & 101 IN SUBDIVISION OF LOT 2 DP 590034, LOT 136 DP 664861 AND LOT 137 DP 652082, BEING LAND KNOWN AS 115 CANOMODINE LANE, CANOWINDRA.

REPORT IN BRIEF

Reason For Report	For determination of council due to submissions received
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a - Assess and determine development applications, construction certificate applications

	and Onsite Sewerage Management Systems (OSMS) to meet agreed service levels
Annexures	1. Notice of Consent ↓ 2. Westlime Pty Ltd document to support ↓
File Number	\\Development Applications\\DEVELOPMENT APPLICATION\\2016\\03-2016-0128 - 797079

RECOMMENDATION

THAT Development Application 2016/0128 for an open cut mine (limestone mine) and ancillary processing upon land describes as proposed Lots 100 & 101 in a subdivision of Lot 2 DP 590034, Lots 136 DP 664861 and Lot 137 DP 652082, known as 115 Canomodine Lane, Canowindra, be granted consent subject to the conditions attached.

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

ADVISORY NOTES

Record of voting

In accordance with s375A of the Local Government Act 1993, a division is required to be called when a motion for a planning decision is put at a meeting of Council or a Council Committee. A division under s375A of the Act is required when determining this planning application.

Political Disclosures

In accordance with s147(4) of the Environmental Planning and Assessment Act 1979, a person making a planning application to Council is required to disclose political donations and gifts made within 2 years prior to the submission of the application and concluding when the application is determined.

In accordance with s147(5) of the Environmental Planning and Assessment Act 1979, a person making a public submission to Council in relation to a planning application made to Council is required to disclose political donations and gifts made within 2 years prior to the submission being made and concluding when the application is determined.

Political donations and gifts (if any) to be disclosed include:

- All reportable political donations made to any local councillor or Council,
- All gifts made to any local councillor or employee of the Council.

No planning application disclosures have been received. No public submission disclosures have been received.

Introduction

The following planning assessment report was included in the council's November business paper. The proponent addressed the council at its meeting

and requested the item be deferred and invited the councillors to carry out a site inspection prior to consideration of the application. Council resolved accordingly. A site inspection was undertaken on 6 December 2016.

The proponent has submitted correspondence seeking variation to three draft conditions of consent (copy attached). Variation is sought to the following conditions:

Condition 10 – Biodiversity Offset area

The proponent seeks approval for a Biodiversity offset area of 41.3 ha rather than the requirement for a minimum area of 55ha as previously recommended by the NSW Department of Environment and Heritage.

Condition 20 – Road design and construction (Canomodine Lane)

The proponent seeks a reduction in the road surface seal from 10m down to 8m)

Condition 28 – Road upgrades

The proponent seeks approval to commence mining and processing activity onsite prior to completion of road system upgrade works, to enable road base to be provided from the site for the roadworks.

Planning assessment report

The following report provides an assessment of the development application 2016/128 submitted for an open cut mine (limestone mine) upon proposed Lots 100 and 101 in a subdivision of Lot 2 DP 590034, Lot 136 DP 664861 and Lot 137 DP 652082, being land known as 115 Canomodine Lane, Canowindra.

Section 23A of the Local Government Act '*Council decision making merger proposal periods*' requires council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for support is not contrary to the guidelines.

Applicant:	Westlime Quarries Pty Ltd (Aidan, Andrew and Nick Commins)
Owner:	Phillip Wythes
Proposal:	Open cut mine
Location:	Proposed Lots 100 and 101 in a subdivision of Lot 2 DP 590034, Lot 136 DP 664861 and Lot 137 DP 652082, being land known as 115 Canomodine Lane, Canowindra.
Zone:	RU1 Primary Production
Capital Value:	\$4,500,000

It is recommended that the application be approved subject to the attached conditions of consent.

Summary

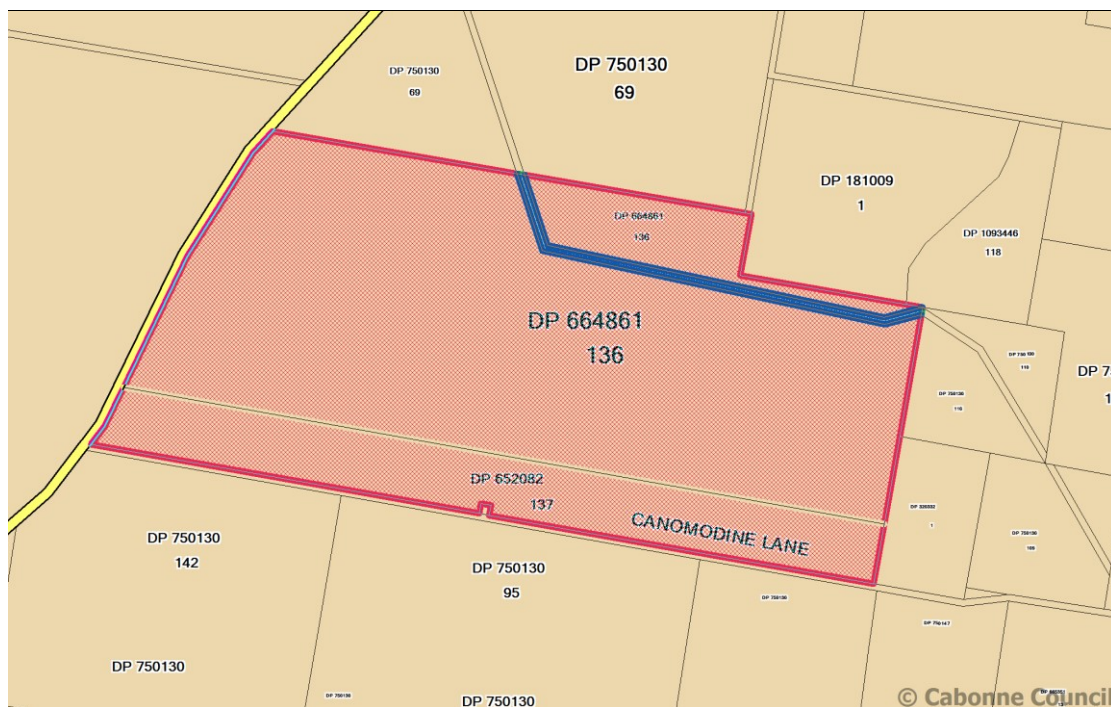
Westlime Quarries Pty Ltd proposes to establish and operate an open cut limestone mine upon part of a rural holding located approximately half way between Cargo and Canowindra, accessed off Canomidine Lane. Westlime proposes to extract and process on-site up to 250,000 tonnes per annum of limestone over a period of 27 years, for sale and distribution locally and regionally.

Description of site

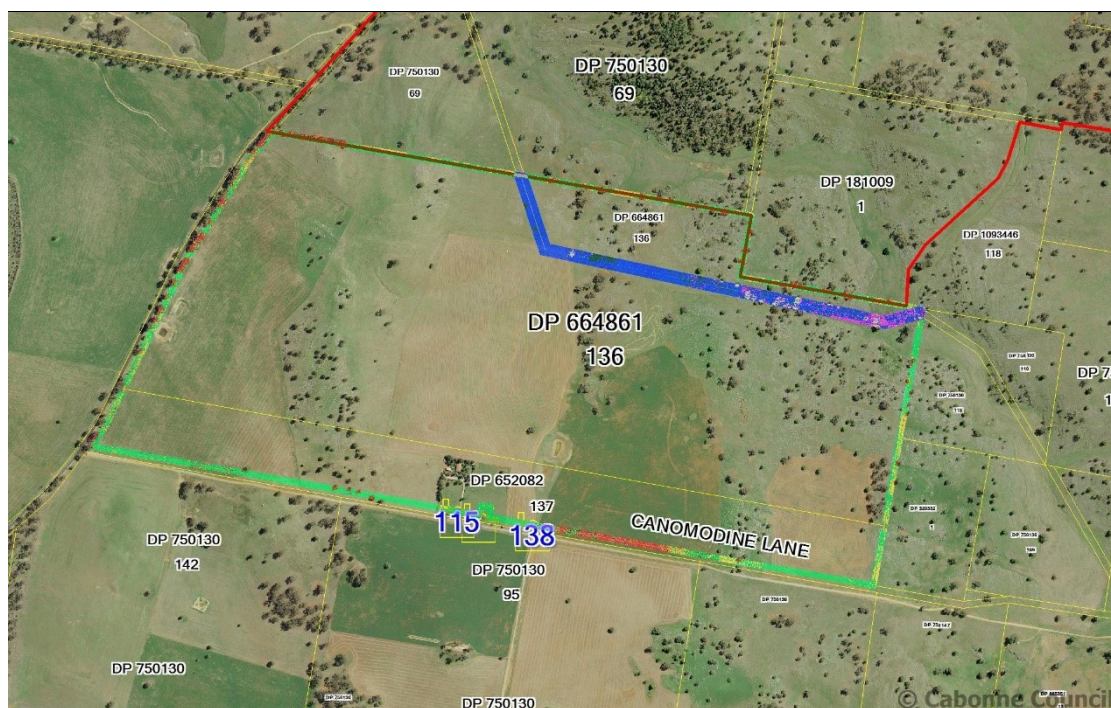
The development is located 13km north east of Canowindra and is described as proposed Lots 100 and 101 in a subdivision of Lot 2 DP 590034, Lot 136 DP 664861 and Lot 137 DP 652082, being land known as 115 Canomidine Lane, Canowindra. The subject holding has an area of 218.3ha, of which the project area for the mine occupies an irregular shaped area of 12.3ha at the eastern end of the property, with a 43ha Biodiversity Offset area generally located along the northern section of the holding.

Surrounding land is typically utilized for grazing and cropping activities (extensive agriculture). The nearest dwelling to the proposed mine is located within the property approximately 1,150m to the south west. The nearest dwelling not associated with the proposed mine is located 1,450m to the south west of the mine.

The subject property has been used for agriculture, grazing and cropping. The site contains cleared farm land, limestone outcrops and remnant native vegetation. The remnant vegetation areas are classified as Endangered Ecological Community under the NSW Threatened Species Act 1995 and the Commonwealth Environmental Protection and Biodiversity Conservation Act 1999. An item of Aboriginal cultural significance has been identified upon the holding. A section of the proposed mine area has previously been subject to a small scale bauxite mine, the former mine now collapsed.



Site map



Aerial view of site

THE PROPOSAL

The applicant seeks development consent for an open cut mine (limestone mine) upon land currently known as 115 Canomodine Lane, Canowindra. The area of the proposed mine has extensive outcrops of limestone and is subject to karst development with sinkholes and solution features located throughout the site.

Laboratory testing of the limestone indicated the purity of the limestone observed at surface level extends at least to a depth of 21m and that the material is generally high purity and likely to be suitable for the following uses:

- Agricultural lime
- Concrete aggregate
- Cement manufacture
- Plastics filler
- Steel making flux
- Soda ash manufacture

Further site drilling indicated clay filled cavities within the limestone with no groundwater intercepted in any of the drill holes.

The proposal involves the extraction and processing of limestone with an annual maximum production of 250,000 tonnes with an average annual production of 150,000 tonnes. The extraction process will be by blast and drill techniques within an open cut mine operation. Material would be extracted by an excavator or front end loader and transported to the processing plant using off-road trucks.

The proposal would provide:

- extraction of up to 250,000 tonnes per annum of limestone and related material from the site for a period of 27 years
- processing on-site of the extracted material to produce a range of products including agricultural lime
- transportation of that material via the existing network of public roads
- ancillary activity including construction and use of site infrastructure

The development would comprise of:

- Construction of internal haul road, site clearing and infrastructure establishment
- Construction of an access road intersection off Canomodine Lane and into the mine site
- Upgrade and sealing of Canomodine Lane from the site access road west to the intersection with Cargo Road, including construction within the Canomodine Lane road reserve of a truck holding area and a school bus stopping area. A designated area, located either within the Canomodine Road reserve or upon the land owner's holding is to be established as a sealed truck holding bay to accommodate traffic arriving prior to the 6am opening time of the mine. Canomodine Lane is to be upgraded and sealed, with a pavement life of 27 years. It is noted that currently Canomodine Lane is not an authorized B-Double truck route.
- Upgrade of the intersection of Canomodine Lane and Cargo Road (MR237)
- Upgrade of Cargo Road (MR237) to the south west of its intersection with Canomodine Lane, including construction of vehicle turn lanes and road works to improve sight distance. The road in the vicinity of an

existing rise is to be lowered approximately 1.9m to facilitate adequate sight distance for traffic

- Extraction of limestone and weathered material within a 12.7ha area over a span of 27 years to a maximum extraction rate of 250,000 tonnes per annum
- On-site crushing, screening, grinding and stockpiling of extracted materials for uses including road base, agricultural lime, industrial carbonate, horticultural products and general fill. The processing operation requires establishment of crushing and screening plant, 500 tonne silo, associated hopper and conveyor, ball mill and associated classifier and lime shed with a fine grinding circuit within the lime shed.
- Transportation of product from the site using rigid trucks, truck and dog, semi-trailers and B-Double trucks
- Establishment of ancillary infrastructure including water management structures, workshop, weighbridge and on-site offices
- Construction and rehabilitation of final landform that would be geotechnical stable and suitable for grazing land use

The mine site is proposed to operate between 6am and 6pm Monday to Friday with product grinding operations to occur 24 hours daily. Between 8 and 12 persons will be employed at the mine, with additional employment to truck drivers and other contractors. Traffic generation from transport of limestone product from the site is estimated at an average of 15 truck (30 vehicle movements) per day reaching a maximum of 60 trucks (120 vehicle movements) per day. At maximum operation truck movements are calculated as 10 trucks (20 vehicle movements) per hour.

The proponent indicates that all laden trucks leaving the site would make left hand turns from Canomodine Lane onto Cargo Road travelling towards the Cudal – Canowindra Road. At the Cudal - Canowindra Road an estimated 80% of truck traffic would travel south through Canowindra with 20% of trucks travelling north towards Cudal. The proponent further indicates that unladen trucks would approach the site from the Canowindra approach with access from the northern approach denied. Light vehicles would enter Canomodine road from both approach directions.

The proponent has indicated that they are prepared to enter into an agreement with council for the payment of monetary contributions to the council for the ongoing maintenance of the local road system impacted by the mine traffic (Cargo Road between Canomodine Lane and the Canowindra-Cudal road intersection) for the life of the mine. The proponent proposes to upgrade Canomodine Lane from its intersection with Cargo Road to the eastern side of the mine access road, and to maintain that section of road pavement for the life of the mine.

The extraction operation would be implemented in the following stages:

- Initial 12 months – site establishment
- Years 1-5 eastern extraction area cleared, temporary processing and stockpile areas constructed, installation of mobile processing plant,

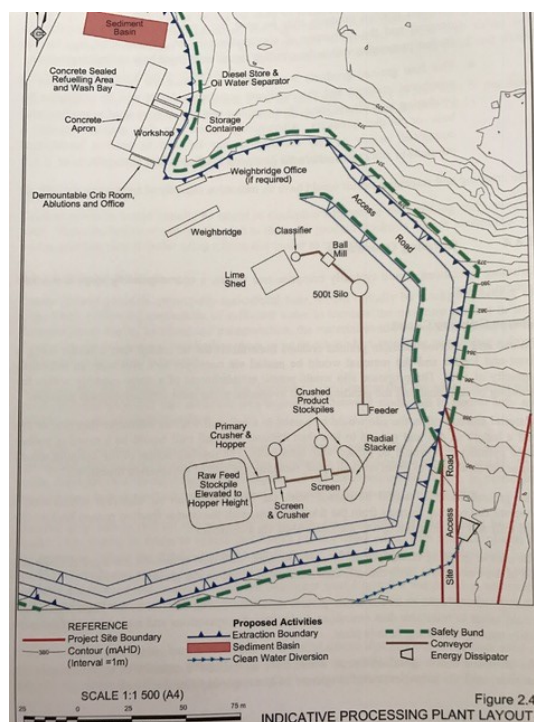
construction of site access road and temporary stage 1 access road, work within the local road reserves, construction of Ball Mill and associated infrastructure, production commenced and stockpiling of ground lime products, install fixed crushing and screening plant.

- Years 6-9 extension of extraction area west northwest, introduction of permanent mining fleet and establishment of multiple operational benches.
- Years 10-27 ongoing development of extraction area to full approval extent and progressive rehabilitation of completed sections of the mine area.
- Years 27-30 site rehabilitation operations

The final floor of the open cut mine area would be 28m lower than the existing surface level. Blasting will be undertaken only during the hours of 9am and 5pm Monday to Saturday, with no more than one blast scheduled per day. A protocol for liaising with neighbours to advice of the blasting schedule, and to provide an environmental complaints hotline contact number will be implemented as part of the mine operation procedures.

Limestone material will be transported from the excavation site to the processing area where material will be crushed and milled, then stored prior to sale and transportation off site. Equipment required on-site will include a primary jaw crusher, one or more mobile crushers, screening crusher(s) and conveyors, fixed processing plant.

Extracted material will be transferred from the mine area to the processing plant and will be loaded into a hopper and processed through a primary and secondary crusher then screened and stockpiled. The material will then be loaded into a hopper feeder to a silo and passed into the ball mill. A fine grinding circuit is to be added to the procedure to produce ultra-fine product.



Potable water is to be transported to the site for purposes of drinking water supply. Rain water collection and tank storage will provide water supply to amenities. Primary water source for operational activities will be from surface water collected in a sediment basin and pumped for use within the processing operation. The proponent also proposes to construct a bore in the vicinity of the workshop, subject to obtaining a Water Access License and the purchase of sufficient water allocation to ensure an adequate operational water supply. The approval for the production bore has been deferred from the current application. Water sources for initial site works ie dust suppression, is to be provided via water trucked to the site and stored in tanks.

Power is to be provided to the site by installation of an on-site power generation by way of two silenced diesel powered generators. The plant will service the crushing and screen plant, grinding plant and workshop. The crib room, office, water treatment plant, weighbridge and ancillary infrastructure are to be provided with solar power and if required, battery backup.

All site communication would be provided by mobile phone or two-way radio links.

Other than concept plans, no detailed plans or elevations have been provided with the development application for any of the proposed buildings or structures. All building works (other than exempt development criteria) will require separate submission of development applications and construction certificates to the relevant authority.

The subject land contains Endangered Ecological Community (EEC) being White Box – Blakely's Red Gum - Yellow Box grassy woodland of the NSW south western slopes bioregion and derived tussock grasslands of the central

western plains and lower slopes of NSW. The proponent proposes to implement a Biodiversity Offset Strategy to compensate for the disturbance of native vegetation. An off-set of 43.3ha is proposed and is to be secured through a conservation Property Vegetation Plan to be prepared under the Native Vegetation Act 2002. The plan is to be submitted by the land owner to the Central Tablelands Local Land Services for assessment.

The proponent will establish and facilitate a Community Consultative Committee in accordance with the guidelines issued by the Department of Planning – Guidelines for establishing and operating community consultative committees for mining projects, June 2007 (currently subject to review). The facilitation of a committee ensures transparent community engagement between the mine operators, nearby residents and the local council.

The socio economic impact of the proposed mine includes employment of between 8 and 12 persons, with additional employment for contract transportation personnel, ongoing contributions to the local / regional / State economies through approximately \$3.5m in wages and salaries/ purchase of goods and services, contractors/suppliers, rates and taxes.

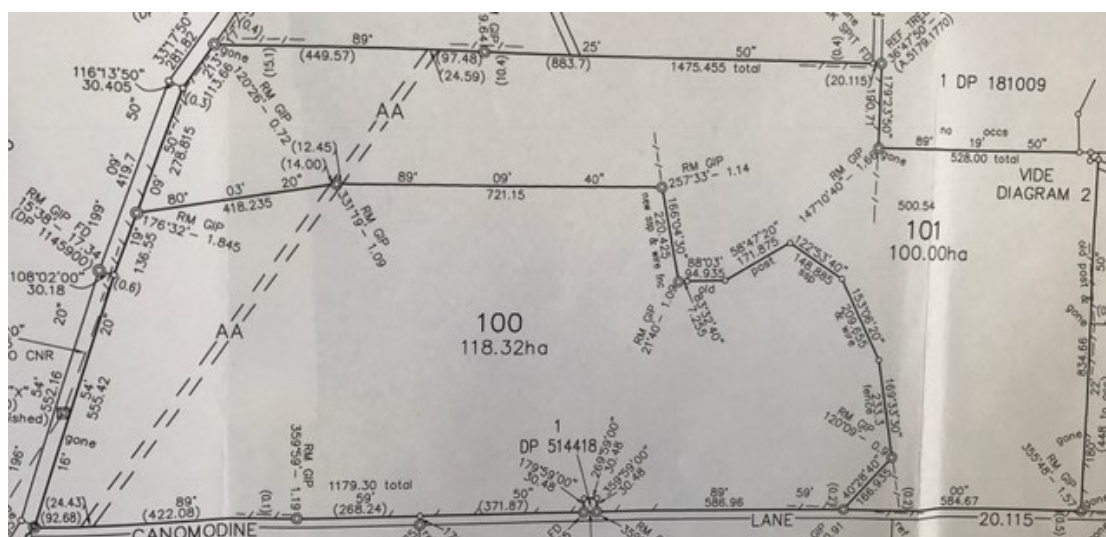
The proposed development is classified as 'Designated Development' under clause 25 of schedule 3 of the Environmental Planning and Assessment Regulations 2000 as the development would result in disturbance of more than 2ha of land. The development does not trigger Regional or State Significance and may be determined by council as the local consent authority.

The proposal is considered to be Integrated Development under s91 of the Environmental Planning and Assessment Act 1979.

Background

On 5 June 2015 a planning focus meeting was facilitated by RW Corkery & Co on behalf of the proponent. A briefing meeting was held at the Cargo Hall prior to a site familiarization visit.

In August 2015 the land owner lodged an application for a two (2) lot subdivision of the subject property to create proposed Lot 100 having an area of 118.32ha contained cultivated farm land and an existing dwelling with ancillary outbuildings. Proposed Lot 101 has an area of 100ha and contains the proposed mine site and farm land. Development Consent was granted on 11 February 2016, and a modification to the application approved on 6 April 2016. An access compliance certificate was issued for provision of vehicular access to proposed Lot 101 on 16 August 2016. The subdivision has not been registered with the Lands Tiles Office to date.



Approved subdivision of subject land

Development Application 2016/128 and associated Environmental Impact Statement for the establishment of a limestone mine and ancillary material processing was lodged with council on 7 April 2016. The application was referred as designated and integrated development on 11 April 2016 to the NSW Department of Industry Division of Resources and Energy, NSW Office of Environment and Heritage, NSW Roads and Maritime Services, NSW Office of Water and NSW Environment Protection Authority. Additional information was subsequently sought by EPA, RMS, DPI Water, and OEH.

The application was advertised and also neighbourhood notified on 12 April 2016 with public submissions received up until 5pm on 13 May 2016.

The state agency and public submissions were forwarded to the proponent for comment and a Response to Submissions was received August 2016. The Response to Submissions document was circulated to the State agencies for further review.

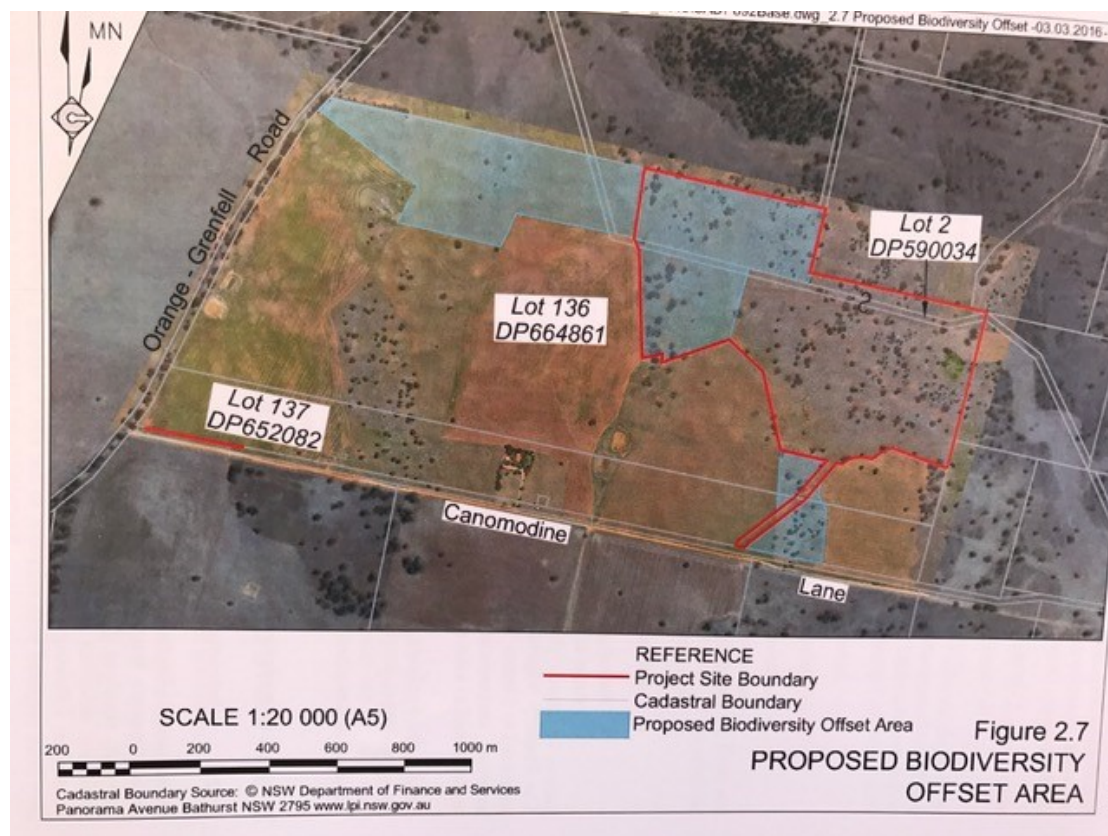
General terms of approval were issued by EPA on 4 May 2016, Department of Industry on 13 May 2016, OEH on 29 August 2016, DPI Water on 30 August 2016, and RMS on 21 October 2016.

Amendments to the initial development proposal

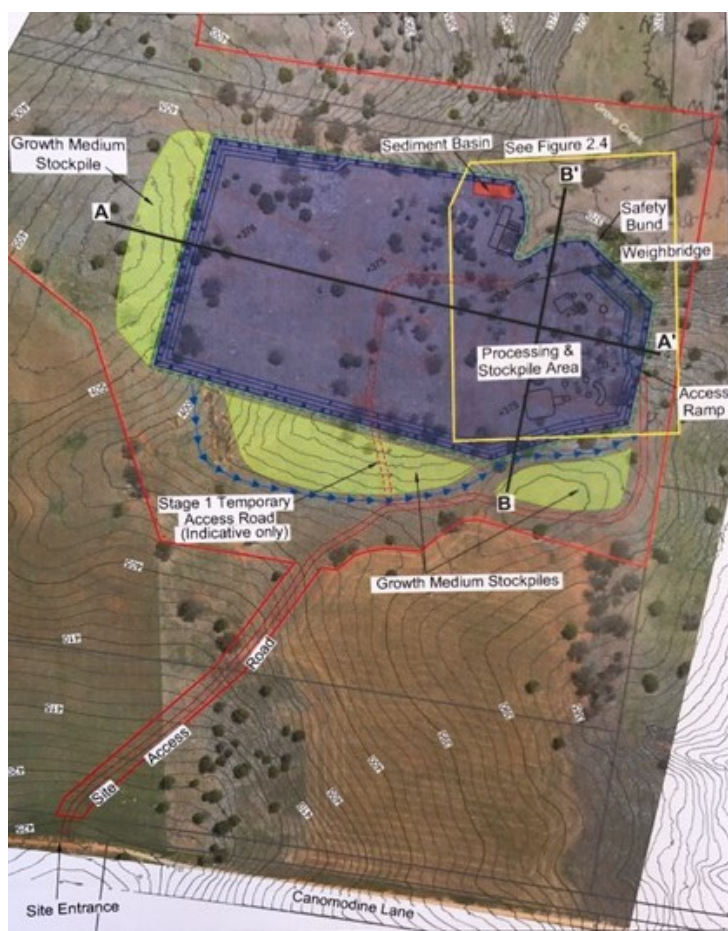
The Response to Submissions document amended the development proposal by including a small parcel of Crown land (unnamed) within the project site that previously had not been identified on public cadastral databases.

The biodiversity offset area was amended by increasing the 41.3ha offset area by 2ha to account for a possible future dwelling to be sited upon the property. It should be noted that no development consent for a dwelling has been obtained, nor is there a requirement of the subdivision DA 2016/028 for a Building Envelope to be registered upon the approved agricultural allotment being proposed Lot 101.

The proposed production bore has been withdrawn from the current application. Instead the proposed bores identified as MB1, MB2, Site A and Site B will be constructed as monitoring bores only, with applications for a test bore and production bore to be separately submitted at a later time based upon the results of the monitoring bores. The proponent intends to truck water to the site for use during the initial construction phase.



Mine lease area and proposed biodiversity offset areas



Proposed activities – project site

PLANNING ASSESSMENT

Legislative requirements (Environmental Planning & Assessment Act 1979)

Designated Development (Environmental Planning & Assessment Regulations 2000)

The proposed development is considered to be Designated Development as per the Environmental Planning & Assessment Regulation, 2000, Part 1 of Schedule 3 Designated Development, 20 Limestone mines and works:

(1) Limestone mines or works that disturb a total surface area of more than 2 hectares of land (being land associated with a mining lease or mineral claim under the Mining Act 1992) by:

- (a) clearing or excavating, or
- (b) constructing dams, ponds, drains, roads, railways or conveyors, or
- (c) storing or depositing overburden, limestone or its products or tailings.

(2) Mines that mine or process limestone and are located:

- (a) in or within 40 metres of a natural waterbody, wetland, a drinking water catchment or an environmentally sensitive area, or
- (b) if involving blasting, within 1,000 metres of a residential zone or within 500 metres of a dwelling not associated with the mine, or

- (c) within 500 metres of another mining site that has operated within the past 5 years.
- (3) Limestone works (not associated with a mine):
 - (a) that crush, screen, burn or hydrate more than 150 tonnes per day, or 30,000 tonnes per year, of material, or
 - (b) that are located:
 - (i) within 100 metres of a natural waterbody or wetland, or
 - (ii) within 250 metres of a residential zone or a dwelling not associated with the development.

The development proposal is for a limestone mine that will disturb a total surface area of more than 2ha of land, being a proposed extraction area of 12.3ha.

Integrated development (s91 Environmental Planning & Assessment Act 1979).

The development is considered to be Integrated Development as defined under section 91 of the Environmental Planning & Assessment Act 1979 as an Environmental Protection License is required to operate the mine.

In addition to development consent under the Environmental Planning & Assessment Act 1979, the proponent will also be required to obtain an Environmental Protection License under the Protection of the Environmental Operations Act 1997, Mining (Mineral Owner) Lease, Controlled Activity Permit under s91 Water Management Act 2000 and a s138 permit under the Roads Act 1993.

ASSESSMENT (s79C(1)) MATTERS FOR CONSIDERATION

Section 79C of the *Environmental Planning and Assessment Act 1979* requires Council to consider various matters, of which those pertaining to the application are listed below.

PROVISIONS OF ANY ENVIRONMENTAL PLANNING INSTRUMENT s79C(1)(a)(i)

Clause 1.2 Aims of the Plan

The broad aims of the LEP are as follows:

- a) to encourage development that complements and enhances the unique character and amenity of Cabonne, including its settlements, localities, and rural areas,
- (b) to provide for a range of development opportunities that contribute to the social, economic and environmental resources of Cabonne in a manner that allows present and future generations to meet their needs by implementing the principles of ecologically sustainable development,
- (c) to facilitate and encourage sustainable growth and development that achieves the following:
 - (i) contributes to continued economic productivity, including agriculture, business, tourism, industry and other employment opportunities,

- (ii) allows for the orderly growth of land uses while minimising conflict between land uses within the relevant zone and land uses within adjoining zones,
- (iii) encourages a range of housing choices and densities in planned urban and rural locations that is compatible with the residential and rural environment and meets the diverse needs of the community,
- (iv) promotes the integration of land uses and transport to improve access and reduce dependence on private vehicles and travel demand,
- (v) protects, enhances and conserves agricultural land and the contributions that agriculture makes to the regional economy,
- (vi) avoids or minimises adverse impacts on drinking water catchments to protect and enhance water availability and safety for human consumption,
- (vii) protects and enhances places and buildings of environmental, archaeological, cultural or heritage significance, including Aboriginal relics and places,
- (viii) protects and enhances environmentally sensitive areas, ecological systems, and areas that have the potential to contribute to improved environmental, scenic or landscape outcomes.

Clause 1.9A Suspension of covenants, agreements and instruments

This clause provided that covenants, agreements or other similar instruments that restrict the carrying out of development upon the subject land do not apply unless such are:

- Covenants imposed or required by council
- Prescribed instruments under s183A of Crown Lands Act 1989
- Any conservation agreement under National Parks and Wildlife Act 1974
- Any trust agreement under the Nature Conservation Trust Act 2003
- Any property vegetation plan under the Native Vegetation Act 2003
- Any biobanking agreement under Part 7A of the Threatened Species Conservation Act 1995
- Any planning agreement made under Division 6 of Part 4 of the Environmental Planning & Assessment Act 1979

Mapping

The subject site is identified on the LEP maps in the following manner:

Land zoning map	Land zoned RU1 Primary Production
Lot size map	Minimum lot size - NA
Heritage map	Not a heritage item or conservation area
Terrestrial Biodiversity Map	Has biodiversity sensitivity on the subject land <ul style="list-style-type: none">- Endangered Ecological Community, Blakeley's Red Gum - Yellowbox grassy woodland
Flood planning map	Not within a flood zone
Natural resource – karst map	Within a karst area
Drinking water catchment map	Not within a drinking water catchment area

Riparian land and watercourse map, groundwater vulnerability map	Riparian, watercourse or groundwater vulnerability
Land reservation acquisition map	NA

These matters are addressed in the report following.

Cabonne Local Environmental Plan 2012

The subject land is zoned RU1 Primary Production by the Cabonne Local Environmental Plan 2012. An open cut mine (limestone mine) is permissible within this zone, subject to Council's development consent.

Objectives of the RU1 Primary Production zone

The proposal is not contrary to the aims of the LEP or the objectives of the RU1 zone. The development is considered to be not contrary to the zone objectives which seek to

- To encourage sustainable primary industry production by maintaining and enhancing the natural resource base.
- To encourage diversity in primary industry enterprises and systems appropriate for the area.
- To minimise the fragmentation and alienation of resource lands.
- To minimise conflict between land uses within this zone and land uses within adjoining zones.
- To enable function centres, restaurants or cafes and appropriate forms of tourist and visitor accommodation to be developed in conjunction with agricultural uses.

Part 6 – Additional local provisions

Clause 6.3 Terrestrial biodiversity

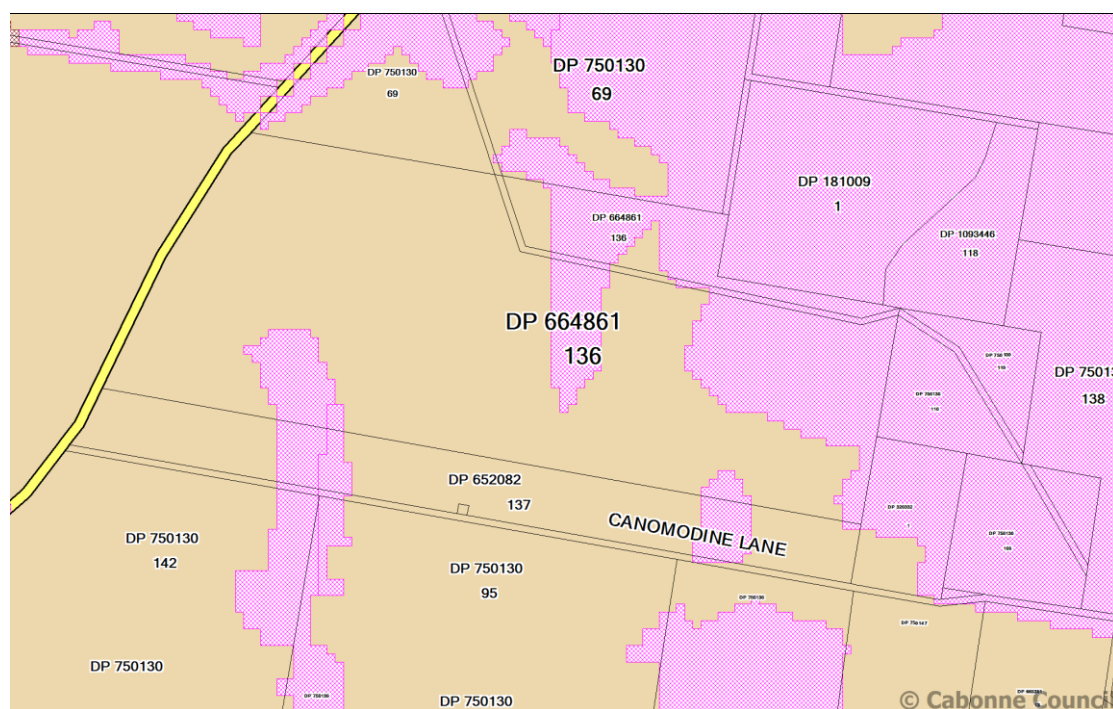
The objective of this clause is to maintain terrestrial biodiversity by:

- a. Protecting native fauna and flora, and
- b. Protecting the ecological processes necessary for their continued existence, and
- c. Encouraging the conservation and recovery of native fauna and flora and their habitats.

The subject land is identified as having terrestrial biodiversity, Endangered Ecological Community - Blakely's Red Gum - Yellowbox Woodland and derived tussock grassland.

The EIS identifies that vegetation communities disturbed by the development proceeding relate to approximately 16.4ha of White Box – Blakely's Red Gum – Yellow Box grassy woodland of the NSW South Western Slopes Bioregion, an Endangered Ecological Community (EEC) under the NSW Threatened Species Conservation Act, 1995, and approximately 1.76ha of Derived tussock grasslands of the central western plains and lower slopes of NSW.

The proposal is not inconsistent with clause 6.3 terrestrial biodiversity.



Clause 6.4 Ground water vulnerability

The objectives of this clause are as follows:

- (a) to maintain the hydrological functions of key groundwater systems,
- (b) to protect vulnerable groundwater resources from depletion and contamination as a result of development

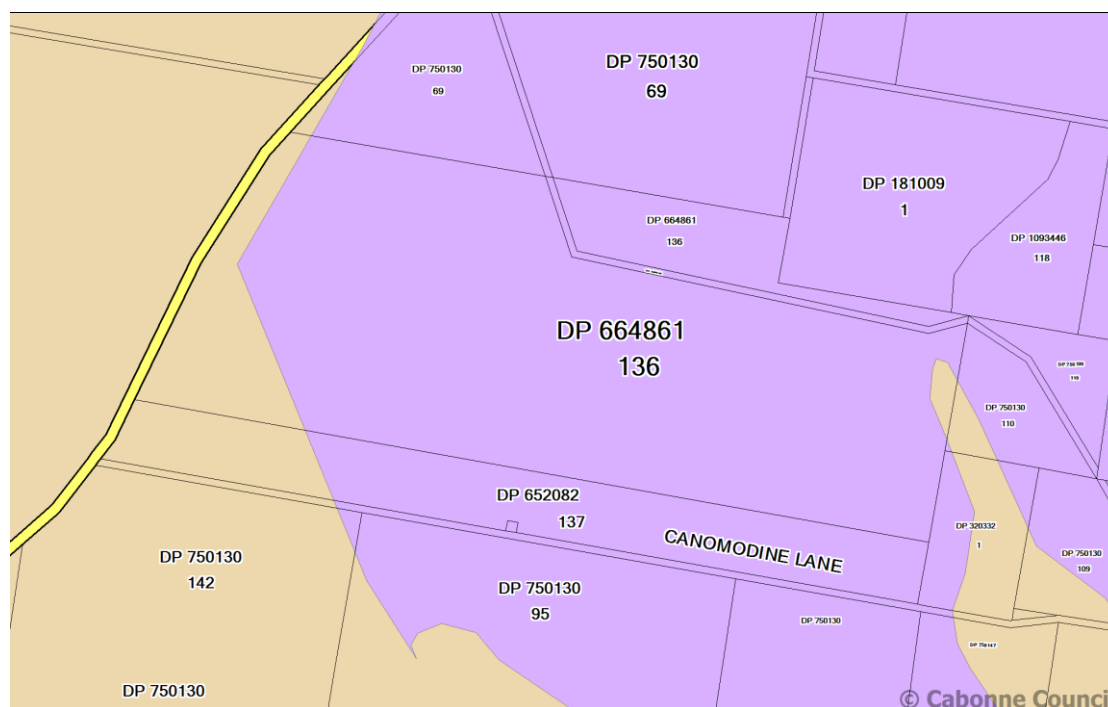
The proponent has addressed the hydrogeology of the area in the submitted EIS and demonstrated that appropriate measures can be implemented to ensure the protection of the groundwater within the area.

Clause 6.6 Riparian land and watercourses

The objective of this clause is to protect and maintain the following:

- (a) water quality within watercourses,
- (b) the stability of the bed and banks of watercourses,
- (c) aquatic and riparian habitats,
- (d) ecological processes within watercourses and riparian areas.

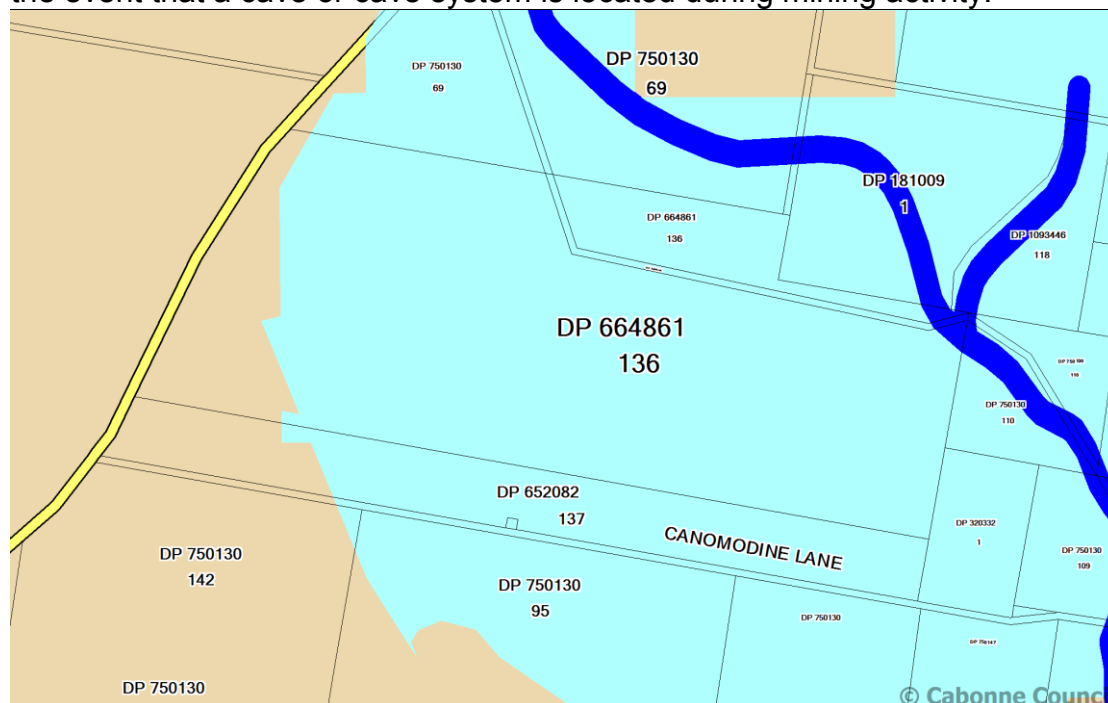
The submitted EIS addresses the mitigation measures proposed to ensure the protection of water quality, particularly associated with the nearby Grove Creek. There is potential for runoff from the development and this is proposed to be managed by erosion and sediment control, sediment basin and on-site clean water diversion.



Clause 6.7 Land affected by karst

The objective of this clause is to ensure that development, in areas of subsidence risk from karst, matches the underlying geotechnical conditions of the land, is restricted on unsuitable land and does not endanger life or property.

The proposal satisfies the development standard. The area forms part of a karst environment, with known caves situated in similar geology nearby. The EIS notes presence across the development sit of solution cavities and sink holes. The proponent is encouraged to engage with geologists and speleologists in the event that a cave or cave system is located during mining activity.



COMMONWEALTH LEGISLATION

Environmental Protection & Biodiversity Conservation Act 1999

An ecological assessment by OzArk Environmental Heritage and Management Pty Ltd accompanied the EIS. The report confirmed that the proposed development would not adversely impact upon any matter of natural environmental significance.

REGIONAL ENVIRONMENTAL PLANS

There are no Regional Environmental Plans that apply to the subject land.

STATE ENVIRONMENTAL PLANNING POLICIES

State (State and Regional Development) 2011. The proposal does not meet the capital investment value threshold for assessment as either State or regional development.

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007 specifies matters requiring consideration in an assessment of any mining, petroleum or extractive industry. The proposed open cut mine meets the relevant aims of the Policy with regard to orderly economic use of land, while addressing the ecological and environmental issues. The

proposal is permissible with consent where agriculture may be carried out. The ancillary processing is a permissible use.

While there are extensive areas of land available for agricultural activity, there are limited areas for mining of limestone on a commercially viable scale. The proponent in the EIS has committed to rehabilitation of the subject land at the conclusion of the operation.

If approved the mine will be subject to conditions of consent including General Terms of Approval (GTA) by EPA and RMS.

Access to the site will be by public roads, there being no alternative form of transport option available to the proponent.

State Environmental Planning Policy (Infrastructure) 2007. The development does not meet the 200 or more vehicle movements per day criteria for consideration under the SEPP, however the application was referred to RMS for comment and GTA.

State Environmental Planning Policy No. 33 Hazardous and offensive development

The proposed development is not classified as a potential hazardous or offensive industry. It is noted that the site will however store diesel, oils and hydrocarbon goods, as well as explosives. These goods will be stored on-site in controlled areas.

State Environmental Planning Policy No. 44 – Koala Habitat Protection applies to the Cabonne Council area. There are no known sightings of koalas in the locality of the subject land. The OzArk ecological report submitted with the EIS concluded that sporadic transient koala movements may occur in the project site.

State Environmental Planning Policy No. 55 Remediation of Land. The subject land has been utilized for agriculture, in particular livestock grazing, and it is considered that the historical land use is unlikely to have resulted in land contamination.

State Environmental Planning Policy (Rural Lands) 2008

The relevant aim of this policy relates to 'measures designed to reduce land use conflicts'. The proposal is not contrary to the rural planning principles as noted in part 2 of the SEPP.

PROVISIONS OF ANY DRAFT ENVIRONMENTAL PLANNING INSTRUMENT THAT HAS BEEN PLACED ON EXHIBITION s79C(1)(a)(ii)

There are no draft environmental plans that relate to the subject land or proposed development.

PROVISIONS OF ANY DEVELOPMENT CONTROL PLAN s79C(1)(a)(iii)

Development Control Plan No 5 – General Rural Zones applies to this development. The proposal generally complies with the DCP provisions.

PROVISIONS PRESCRIBED BY THE REGULATIONS s79C(1)(a)(iv)

As described within this report, various matters regarding the nature of the proposal, the consent authority and advertising have been addressed.

THE LIKELY IMPACTS OF THE DEVELOPMENT s79C(1)(b)

Context & Setting

The proposed mine site is located in an area of south sloping undulating hills situated between two northeast- southwest ridgelines. The site is surrounded by grazing and cultivation land. To the east are Cargo and Canomodine creeks which flow into the Belubula River 3km to the south of the subject land. Two unnamed watercourses transect the subject land.

To the east of the site is Black Rock Ridge, while Mount Canobolas is situated to the north east of the area. The village of Cargo is located approximately 13km to the north of the subject land. Canowindra is located approximately 13km to the south west.

Five dwellings are located within a radius of 3km of the proposed mine. The nearest residence is located xkm from the mine lease area and is occupied by the owner of the subject land. Central Tablelands Water infrastructure is located adjacent to Canomodine Lane with a pump station located immediately west of the mine site.

Adequate measures can be undertaken to minimise any adverse impact upon adjacent land as a result of the development proceeding, and the proposal is considered to be appropriate in terms of addressing context and setting.

Separate development consent will be required for any proposed structural building works including the weighbridge, site office, amenities, crib room, workshop any proposed storage shed that does not satisfy provisions for exempt and complying development. Approval will also be required under the Local Government Act 1993 for the proposed on site waste management system. Separate approval may also be required for any proposed advertising sign / business identification signage.

Hours of operation

The table below presents the proposed hours of operation of the mining activity.

Activity	Monday to Friday	Saturday	Sunday
Site establishment	6am – 6pm	6am – 3pm	Nil
Blasting	9am – 3pm	9am – 3pm	Nil
Extraction	6am – 6pm	6am – 3pm	Nil
Crushing & screening	6am – 6pm	6am – 3pm	Nil

Grinding	24 hrs daily	24 hrs daily	24 hrs daily
Loading and transportation	6am – 6pm	6am – 6pm	Nil
Rehabilitation	6am – 6pm	6am – 6pm	Nil

Note – operation on Public Holidays as per proposed hours for Sunday. No variations proposed for extended Day Light Savings / summer time.

Flora and Fauna

Flora and fauna studies of the site identified 68 flora species comprising 42 native species and 26 exotic species, and 43 vertebrate species were recorded comprising 30 bird species including two (2) threatened species and 13 mammal special including four (4) threatened species.

No threatened flora species were recorded during the field surveys.

The recorded threatened fauna species were identified as:

- Large eared pied bat (*Chalinolobus dwyeri*)
- Little pied bat (*Chalinolobus picatus*)
- Eastern bent-wing bat (*Miniopterus schreibersii oceanensis*)
- Yellow-bellied sheathtail bat (*Polytelis swainsonii*)
- Barking owl (*Ninox connivens*)

The proposed development will have direct and indirect ecological impact resulting in the disturbance of approximately 16.4ha of White Box – Blakeley's Rd Gum – Yellow Box grassy woodland and approximately 1.76ha of derived tussock grasslands. The proponent proposes to implement a Biodiversity Offset Strategy to compensate for the disturbance of the vegetation communities. The proposed Biodiversity Offset area would have an area of 43.3ha and would include 13.48ha of grassy woodland, 29.42 ha of derived tussock grasslands and 0.4ha disturbed/cropped land. The area may at a later date be reduced by 2ha to accommodate a potential future development by the landowner (possible future dwelling) thus reducing the tussock grassland offset area and providing a revised overall total area of 41.3ha.

The proponent and the land owner propose to secure a Biodiversity Offset Area through a Conservation Property Vegetation Plan prepared under the Native Vegetation Act 2003. The plan would be submitted to, and administered, by the Central Tablelands Local Land Services. Approval of the Property Vegetation Plan would be obtained prior to any site disturbance. Annual reporting will be provided as a mechanism to assess the management of the Biodiversity Offset area.

Cultural heritage

One potential Aboriginal heritage significance area was identified within the project area and will not be impacted by the development. A buffer area, and fence is to be installed to protect the site.

Access & Traffic

The access to the site for all vehicles will be from Cargo Road (MR237) into Canomodine Lane and then to the site. Significant road upgrading is proposed

for Canomodine Lane and Cargo Road, with proposals for construction of a sealed internal haul road to service the development.

The development proposal was referred to the RMS for terms of concurrence and all RMS conditions have been included in the attached draft Notice of Consent.

Predicted traffic volumes would result in an average of an additional 24 light vehicle movements and 18 heavy vehicle movements per day during construction, and an average of an additional 18 light vehicle movements and 32 heavy vehicle movements per day during operations. In addition to heavy vehicle haul trucks the traffic generators include plant delivery vehicles, and fuel delivery vehicles.

The development will require construction of a basic right turn treatment is to be provided to Cargo Road at its intersection with Canomodine Lane. The widened road shoulder is to be sealed and built for a 100km/hr speed environment to provide a reasonable level of safety for traffic turning right into Canomodine Lane and to allow following traffic to pass on the left hand side.

A basic left turn treatment is to be provided in Cargo Road at its intersection with Canomodine Lane. This facility will need to be sealed and built for a 100km/hr speed environment. The intersection is to be designed to accommodate the turning path of the largest vehicle required to access the mine.

Upgrading of Canomodine Lane and Cargo Road in the vicinity of the intersection is required. Road widening and clearing of vegetation will be undertaken, along with reducing the Cargo Road crest located to the immediate south west of the Canomodine Lane intersection.

The increased heavy haul traffic will have an impact upon the wear of the road system exacerbating existing pavement defects and reducing the effective pavement life. A road maintenance levy is to be negotiated between council and the proponent and would be applied to the development for the life of the mine.

The development requires the relocation of two school bus stops currently located within the area of the intersection of Canomodine Lane and Cargo Road. The proponent proposes the relocation of the two bus stops, and it is noted that RMS require that the school bus bay adjoining the Cargo Road northbound travel lane be located on the departure side of the intersection and not as shown in the proposed plans as being located on the approach side.

The proponent indicates that a truck parking area is to be installed along part of Canomodine Lane. Should a parking area be required, to accommodate trucks arriving at the mine before the 6am commencement time, that the parking area be provided within the subject property and not upon the council road reserve. A condition of consent addresses this issue.

Location	Recommendations	Responsibility
General	<ul style="list-style-type: none"> A construction traffic management plan shall be developed in consultation with council and RMS to alleviate the impacts of traffic generated by the construction phase and the associated roadworks The nominated roadworks shall be complete prior to the transport of limestone from the site (other than road pavement materials) A Driver's Code of Conduct shall be developed. The location of all current school bus pick up and drop off locations shall be adequately conveyed to all heavy vehicle operators Procedures shall be put in place to ensure that haulage vehicles are not overloaded and all haulage vehicles should be tarped 	Proponent
Canomodine Lane (SR171)	<ul style="list-style-type: none"> SR171 shall be upgraded to provide an 8m seal on a 10m formation. The pavement and wearing course shall be designed to accommodate the 'design traffic' for the mine life The mine access intersection with SR171 shall be constructed and shall meet a rural BAL/BAR standard. Suitable dimensional capacity shall be provided. A sealed storage bay shall be provided for incoming haulage vehicles arriving prior to 6am. 	Proponent
Cargo Road (MR237)	<ul style="list-style-type: none"> A s94 contribution shall be negotiated with council to meet the costs of upgrading and maintaining sections of MR237 commensurate with the impact of the heavy vehicles associated with the proposal. This should include any minor works associated with meeting the BAR standard at the intersection of the Canowindra – Cudal Rd (MR310) It is recommended that this contribution be structured as a rate per tonne of product per kilometer As assessment of the route shall be undertaken with Cabonne Council, the RMS, ad the National Heavy Vehicle Regulator for gazettal of this section of road for B-double vehicle use. Specific measures resulting from this assessment would also need to be addressed. The intersection of MR 237 with SR171 shall be upgraded to a BAL/DAR intersection with suitable dimensional capacity. The crest shall be removed to the extent required to achieve 	Proponent and council Proponent

	the required SISD for all turn manoeuvres. A bus stop shall be incorporated in either direction	
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Visual amenity

The proposed mine site is set within a rural landscape, and given the location within a valley, is effectively screened by topography. The mine would be visible from rural land to the norther and east of Grove Creek.

Given the rural setting, intrusion of night lighting of the mine operation may be visible. The proponent indicates that night time lighting will be the minimum required for safe operation, and directed towards the ground. Lighting when not required would be turned off. As electricity is not connected to the site, power is to be provided by generators, which in turn may impact upon the background noise levels for the area.

Noise and vibration

The proposed development is not anticipated to exceed the relevant standards of noise levels for construction and operation, traffic movements or night time / sleep disturbance criteria at any residence. The predicted overpressure and vibration levels associated with blasting is predicted to not exceed relevant criteria.

Blasting will be undertaken only during the hours of 9am and 5pm Monday to Saturday, with no more than one blast scheduled per day. A protocol for liaising with neighbours to advice of the blasting schedule, and to provide an environmental complaints hotline contact number will be implemented as part of the mine operation procedures.

Recommended noise criteria is summarized below:

	Operational noise criteria (24 hrs)	Construction noise criteria (Day)¹	Sleep disturbance criteria (Night)¹	Road noise criteria (Day)²	Road noise criteria (Night)²
Recommended criteria	35 dB(A) Leq(15 min)	35 dB(A) Leq(15 min)	45 dB(A) L1(1 min)	35 dB(A) Leq(1hr) (external)	35 dB(A) Leq(1hr) (external)
Note 1 – Day = 7am to 6pm evening = 6pm to 10pm, night = 10pm to 6am					
Note 2 – Day = 7am to 10pm, night = 10pm to 6am					

Overpressure and vibration levels from blasting would be assessed against the following criteria:

- Recommended maximum overpressure level for blasting is 115dB
- The level of 115dB may be exceeded for up to 5% of the total number of blasts over a 12 month period but should not exceed 120dB at any time
- The recommended maximum vibration velocity for blasting is 5mm/s Peak Vector Sum (PVS)

- The PVS level of 5mm/s may be exceeded for up to 5% of the total number of blasts over a 12 month period but should not exceed 10mm/s at any time.

Blast monitoring will be implemented to ensure compliance with criteria. No site noise monitoring is proposed however the proponent has indicated that noise monitoring could be implemented should noise emission become an issue to nearby landowners.

The EIS notes a moderate risk to adjoining land owners from fly rock ejected from the mine are during blasting operations.

Noise sources and power levels from the operation of plant and machinery during site construction and the mine operation phases is summarized as follows:

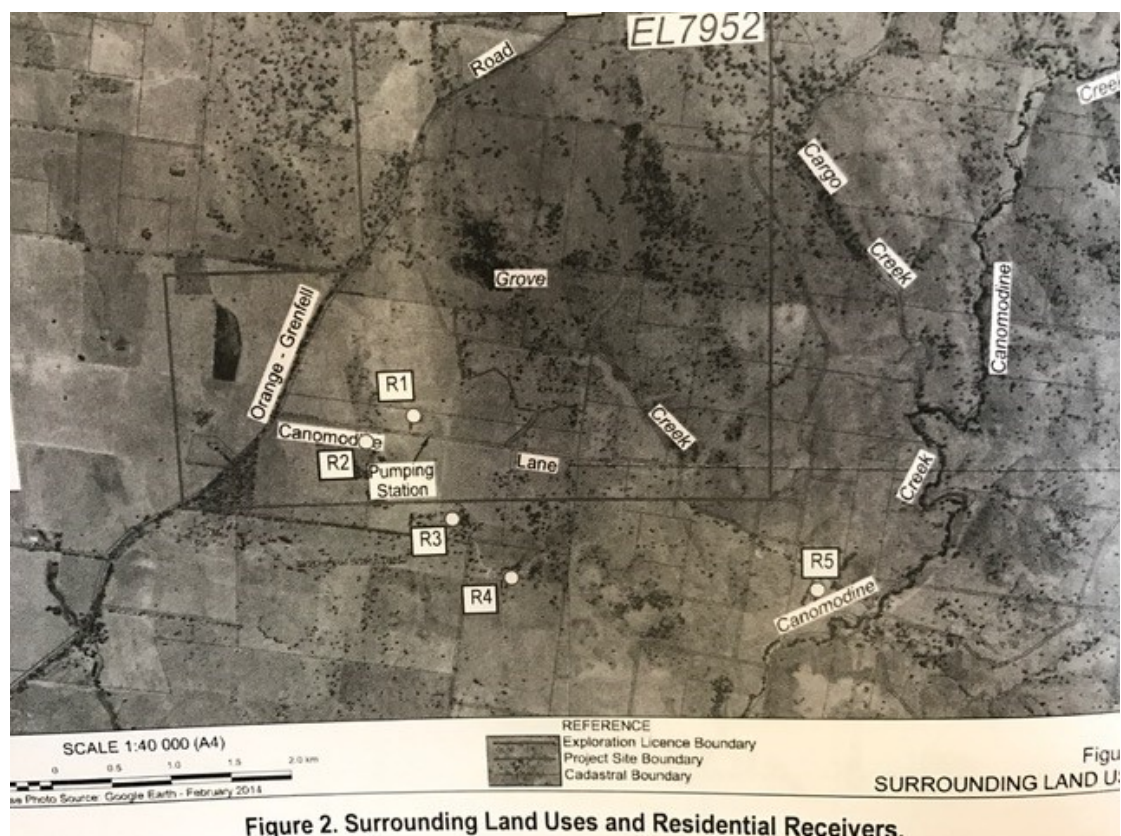
Equipment	No.	Use	Lw dB(A) Leq(15 min)	Lw dB(A) Lmax
Excavator (60t)	1	Raw material excavation	112	119
Front end loader	2	Truck loading, processing and moving stockpiles	108	115
Dump truck (40t)	1	haulage	113	118
D10 dozer	1	Material handling in pit	114	123
Drill rig	1	Drilling blast holes	112	114
Screening plant	1	processing	110	115
Crusher (fixed / mobile)	1	Crushing raw material	102/110	117
Ball mill	1	Grinding raw materials	108	114
Road truck ¹	1	Product haulage	92	108
Note 1 – based on two truck movements per 15min period				

Mitigation measures proposed include defining hours of operation, controlled blasting, and the fitting of equipment with frequency modulated reversing alarms to all mobile equipment.

Dust and air quality

The EIS indicated that dust particle emissions would not adversely impact any privately owned residence

Currently there are four (4) non-project related rural dwellings located within 3km of the proposed mine site. The closest dwelling to the proposed mine is located 1,150m from the mine site and is occupied by the subject land owner. The nearest residence to the proposed mine, not part of the subject holding, is located 1,450m from the mine site to the south west.



The proponent indicated that no air quality monitoring data is available within or in the vicinity of the site, however as the area is rural with no major pollution sources, the local air quality is unpolluted. Dust emissions from the mine would be the principle source of air contamination and would likely be associated with site preparation, road construction, limestone extraction, wind erosion from exposed surfaces and stockpile sites, movement of vehicles within unsealed sections of the mine site.

Management and mitigation measures are proposed to control air born particles, including a commitment to maintaining stockpiles in a moist condition using water carts and the application of water to all roads and trafficked areas to minimize dust.

Surface water /Groundwater

Two unnamed watercourses occur within the site, one of which merges to the immediate north of the mine site to Grove Creek, whilst the second watercourse travels south before also merging with Grove Creek.

Grove Creek merges with Canomodine Creek approximately 2.5km south east of the mine and the Belubula River approximately 3km away from the site. The site is located within the Water Sharing Plan for the Belubula Regulated River Water Source 2012. No water is to be extracted from the Belubula River (located some 3km south of the proposed mine) as part of the development.

The subject land is within the Lachlan Fold Belt Murray – Darling Basin fractured rock Groundwater Water Source area.

Operational water supply would be required for the development for dust suppression and wetting of agricultural lime prior to stockpiling, also for mine construction as well as wash down and road maintenance. The proponent anticipated two water sources with a constructed sediment basin providing as the primary source of operational water. The secondary operational water source is proposed to be a production bore proposed to be constructed within the vicinity of the proposed workshop and weighbridge.

A sediment basin is to be constructed within the extraction area to capture all potentially sediment laden water from the mine area. This water will be used for mining related purposes only. Clean water will be diverted away from the mine area. A Surface Water Management Plan is to be implemented to ensure segregation of clean water and sediment laden water.

The proponent initially proposed water supply from production bores to provide sufficient capacity to meet the requirements of the mine. The proposal has been amended so that the proposed bores be monitoring bores only. Application for test and production bores will be subject to later and separate application to DPI Water. Assuming a suitable groundwater resource is located, the land owner and / or proponent would need to apply for a Water Access Licence and need to purchase sufficient water allocation to ensure an adequate water supply for the operational requirements of the proposed mine.

An identified alternate water source for the initial phase of construction of the mine has been identified by the proponent as water trucked to the site for on-site storage in tanks.??

The EIS notes that no groundwater dependent ecosystems are registered within 35km of the site, however the Murray-Darling Basin Water Sharing Plan lists the Canowindra and Canomodine Karst area as a high priority karst environment groundwater dependent ecosystem. The proponent states that it is not anticipated that the development will intersect groundwater or result in aquifer interference, however it is noted that karst systems are typically have a high degree of connectivity between surface and groundwater (due to fissures, conduits or caves) which can rapidly disperse contaminates.

Given the likelihood that the karst system is situated above a significant karst aquifer, and the high potential for transfer of contaminants into the aquifer, the Office of Environment and Heritage have suggested that ground water monitoring be required during the life of the mine (both quantity and quality /level). DPI Water have issued GTA that address ground and surface water issues. Conditions of development consent have been drafted based upon DPI Water's GTA and the recommendations of OEH.

The proponent provided the following anticipated water balance requirements for the mine operation:

Source	Comment	Total (ML/yr)
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Water Consumption		
Dust suppression	Assumed water cart size = 16,000L Allow 4 loads per day for summer months (November to April) Allow 2 loads per day for winter months (May to October) Allow 5.5 days per week	13.7
Product wetting	Allow 250,000tpa with an average moisture content of 3%	7.5
Total consumption		21.3

An application for a minimum 22ML of groundwater for 'industrial' use is proposed to satisfy the project demands. The likely scenario will be for groundwater to be pumped into a storage tank.

The hydrogeological assessment report accompanying the proponent's EIS establishes that the site has groundwater potential to meet the project requirements, and that the necessary licences could be obtained.

Potable water

Potable water is to be transported to the site in 20L tanks for purposes of drinking. Water for ablutions is to be sourced from rain water collection from rooves of the various site buildings, and stored in rainwater tanks.

Management of waste

It is proposed to manage disposal of general waste materials generated by the occupation of the site as follows:

Waste type	management	Disposal
General waste	Covered bins or skips	Collected on regular basis by waste contractor and transported to a licensed waste disposal / recycling facility
General recyclables	As above	As above
Waste oils and greases	Placed in bunded tanks within workshop area	Collected on a regular basis by waste contractor and transported to a licensed facility for recycling
Batteries	Used batteries to be placed in a covered storage area for site removal	Used batteries to be collected on a regular basis by an appropriate contractor for recycling
Tyres	Used tyres would be placed in a marked storage area for removal or used for another purpose	Collected on a regular basis by a licensed waste contractor and transported to a licensed waste disposal facility
Scrap metal / steel	Stored in specific areas within workshop or elsewhere as required	Collected on a regular basis by a scrap metal recycler

Waste water	On site waste water treatment facility with treated water used for irrigation of pasture within the project site	System to be approved by council
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Site contamination

A concrete sealed refuelling area is to be provided. A bunded and covered diesel and hydrocarbon store, incorporating an oil / water separator is to be provided. All concrete sealed area are to drain to an oil / water separator.

Site rehabilitation

A detailed Mining Operations Plan (MOP) is required to be prepared prior to commencement of mining related activity upon the site. An Annual Environmental Management Report and / or amended MOP will be produced by the proponent throughout the life of the mine.

The proposed final landform for the site would include a free draining revegetated open cut with a flat to gently sloping east sloping floor and benches 7.5m high, a stick watering dam with stabilized spillway and all other areas returned to pre-existing landform. The final land use would be consistent with the existing land use, being agricultural activity – grazing within a native vegetation community.

Socio economic benefit

The development is considered to have benefit to the local and regional economy through employment and direct capital investment, and the generation of up to 250,000 tonnes of lime product annually for use in agriculture, construction and manufacturing industries.

THE SUITABILITY OF THE SITE s79C(1)(c)

Physical Attributes and Hazards

There are no known technological or natural hazards that would affect the proposed development.

DEVELOPMENT CONTRIBUTIONS

No development contributions (s94 Environmental Planning & Assessment Act) apply to the development. The proposed development is not currently subject to the provisions of a Voluntary Planning Agreement under s93F of the EP & A Act. A condition of consent requires that within six (6) months of the date of the development consent, that the proponent enter into an agreement with council for the annual payment of a monetary contribution to the maintenance of local roads impacted by the additional heavy traffic generated by the mine proceeding.

ANY SUBMISSIONS MADE IN ACCORDANCE WITH THE ACT s79C(1)(d)

The proposed development was advertised and neighbourhood notified. Nine public submissions were received by the close of the exhibition phase. One submission was received from a public authority, and nine (9) submissions were received from state agencies.

Issues raised in the public submission(s) are addressed as follows:

Issues	Comment
Submission 1 <ul style="list-style-type: none"> • Questions how the truck movements as outlined in s2.5.2.1 of the EIS would be policed, ie trucks accessing Canomodine Lane only from the Canowindra direction along Cargo Rd. • Concerns regarding safety issues for local landholders from increased traffic volumes – ability of farmers to safely move livestock and farm equipment along Canomodine and Cargo roads. • Requests Canomodine Lane be upgraded to the same required standard as the proposed Cargo Road upgrade to accommodate B-double truck traffic • Are amenities such as toilets and rubbish bins required to service the proposed truck stop • Will existing rural mailboxes need to be relocated from the end of Canomodine Lane and has consultation occurred with mail service provider • School bus stop must be located on the southern side of Canomodine Lane for safety reasons Bus company and users should be consulted in regard to location and length of proposed relocated bus stop(s). • No mention of upgrades to other school bus stop locations that exist along Cargo Road between Canomodine Lane and the Cudal – Canowindra Rd intersection • Questions is minor widening of road shoulders along Cargo Road is going to be sufficient to address increased traffic use of the road. • Seeks information on the proposed truck route through Canowindra. • Concerned that neither the landowner or the proponent had contacted them. • In the event of a pollution incident affecting downstream Grove Creek, what would be the likely contaminants. • Concerned that 24hr per day grinding operation may impact the amenity of the area • Writer's dwelling and ancillary buildings are located less than 3km from the proposed mine 	<p>Compliance with proponent's Driver Code of Conduct and internal regulation by the mine operator.</p> <p>Noted</p> <p>Conditions of consent apply</p> <p>No</p> <p>Noted – will be considered at road upgrade / construction phase</p> <p>Noted</p> <p>Noted</p> <p>Road construction standards apply</p> <p>B-Double routes as authorized</p> <p>Noted</p> <p>Refer to EIS</p> <p>Noted</p>

<p>and notes that should there be impact from blasting at the mine they will be advising the proponent.</p> <ul style="list-style-type: none"> • Directly east of the site situated along Canomodine Creek are multiple limestone caves that may have Aboriginal significance. Concern that blasting may have adverse impact upon the caves. 	<p>Noted</p> <p>Noted</p>
<p>Submission 2</p> <ul style="list-style-type: none"> • If mine proceeds suggests Cargo Road from Canomodine Lane to Canowindra Rd up upgraded, as well as streets within Canowindra. • Current school bus stops along Cargo Road are unsafe now and must be reviewed as part of this development • Existing private driveway access onto Cargo Rd is already dangerous and danger will increase with the proposed truck traffic. • Concerns that blasting will damage house foundations 	<p>Noted. B-Double movements restricted to authorized roads.</p> <p>Noted</p> <p>Review will occur as part of B-double route application</p> <p>Noted</p>
<p>Submission 3</p> <ul style="list-style-type: none"> • Primary concern is safety of children at the various school bus stops located along Cargo Road. • Concern over the current standard of Cargo Rd and the potential impact of additional heavy traffic. • Will an independent body test for compliance with noise, air quality etc once the proposal is in operation and if not what recourse will residents have should guidelines not be met. 	<p>Noted</p> <p>Noted</p> <p>Annual environmental report to be prepared</p>
<p>Submission 4</p> <ul style="list-style-type: none"> • Considers existing school bus stop areas along Cargo Rd from Canomodine Lane towards the Canowindra Rd are inadequate and that either Westtime /RMS /council should upgrade bus pull off / pick areas to enable a bus to entirely pull off the roadway. • The section of road from the Canowindra Rd intersection to the first hill (Adams Hill) is atrocious • Writers private driveway access off Cargo Rd is unsafe and will become more of a risk with additional heavy traffic using Cargo Rd. • Questions potential for noise impact from blasting and processing operations given the writer can hear the Cadia Mine operation during night hours. • Questions species selection of revegetation strategy and suggests a greater emphasis on 	<p>Noted</p> <p>Noted</p> <p>Will be reviewed as part of B-Double route application</p> <p>Subject to environmental controls and EPL</p>

<p>replanting White Box Grassy Woodland species.</p> <ul style="list-style-type: none"> • Supports the mine going ahead subject to road issues and bus stop safety being adequately addressed. 	<p>OEH recommendations included as conditions of consent</p> <p>Noted</p>
<p>Submission 5</p> <ul style="list-style-type: none"> • Supports development however seeks information as to whether trucks will be using Rodd Street, Canowindra 	<p>Rodd St is an existing authorized B-double route</p>
<p>Submission 6</p> <ul style="list-style-type: none"> • EIS does not take into account LLS issued permits for movement of livestock along Canomodine Lane and Cargo Rd. Stock movement will continue and will require exclusive use of the road system for several hours at a time. • Increased traffic by the mine proceeding will create safety concerns for residents of the area and general nuisance. A reduction in heavy vehicle traffic movements and the times they are permissible is desirable. • Notes proposal to relocate bus stops(s). Requests input be sought from RMS and Hassad Australia to ensure safe locations are chosen • Does not support location the road intersection at the crest of a hill due to limited sight vision and reaction time by road users along Cargo Road. • Development will create permanent significant disturbance to neighbour and their livestock by way of traffic and operational noise, dust and vibration. • Noting a likelihood medium risk of fly rock being ejected from the site outside the blast zone. • Grinding plant operating 24 hours per day will have a constant sound and impact upon an otherwise rural area. • Requests baseline water sampling be undertaken before works commence and seeks assurance of recourse should water contamination of the groundwater or creeks occur. Similar requirements are sought to address air quality. Seeks a report on potential contaminants that could flow into Grove Creek or could seep into groundwater. 	<p>Proponent acknowledges stock permits</p> <p>Noted</p> <p>Noted</p> <p>Conditions of consent apply to road upgrade and design</p> <p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Ground water monitoring is to be undertaken. EIS addresses potential for contamination of groundwater and mitigation controls to ensure contamination risk is minimal</p>
<p>Submission 7</p> <ul style="list-style-type: none"> • Objects to the DA based upon the area also being subject to an Exploration License held by Sams Reed in respect to Group 1 Minerals. 	<p>Noted</p>

Concerns that the notification of the proposal did not identify that the proposal requires a Mining Lease. States lack of cooperation from Westlime to engage with Sams Reef	
Submission 8 <ul style="list-style-type: none"> • Objection to location of proposed mine immediately adjacent to neighbouring land. • Concerns regarding dust generated from the mine and adverse impact of dust drifting onto adjoining pasture land. • The site is to be inundated by the proposed Cranky Rock Dam. • There is a line of caves that runs under the proposed mine site. The caves have only been partially explored. Within the vicinity Grove Creek disappears underground only to reappear downstream. The ground sounds hollow and areas have caved in. Micro bats can be observed flying out at dusk. • The limestone hosts a rare Applebox Woodland that is being impacted by mistletoe. • Large marsupials are common on the site, namely Rock Wallabies, Wallaroo and Grey Kangaroos. • The valley, and the surrounding area have high visual amenity due to the rugged landscape and the rural environment. • A geologist has stated that the particular local limestone has a high silica content and is unsuitable for agricultural lime. Quartz seams run through the limestone formations. • There are already two limestone quarries in the Cabonne area. 	<p>Noted</p> <p>Environmental controls apply</p> <p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Noted</p>
Submission 9 <ul style="list-style-type: none"> • Questions the validity of traffic surveys undertaken during the month of July, as the writer believes that to be a quiet time of year and not representative of actual traffic volumes. Existing roads are not of a standard to accommodate the additional heavy vehicle traffic. • Cites Canowindra Chamber of Commerce press statements that the future of the area is tourism, and comments that a mine would be counterproductive to tourism promotion. Increase of heavy traffic on country roads will be up to a 48% increase in traffic. • A significant community of Superb Parrots (threatened species) is recorded within 2km of the proposed mine site. Migratory birds use the valley corridor. 	<p>Noted</p> <p>Noted</p> <p>Noted</p>

<ul style="list-style-type: none"> EIS notes present of regent honey eaters. The writer brings to council's attention that the species is critically endangered. A well-established wedge tail eagle nest is located within line of sight of the mine. The presence of the mine will impact upon the habitat The presence of birds in the area and upon the site has been underestimated in the EIS. EIS mentions impact of noise and dust from the mine and the crusher. No mention of light spillage and potential impact upon the area. 	<p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Noted. Addressed by condition of consent</p>
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Each of the issues in objection to the proposal has been addressed via conditions of consent, as such the development application can be authorised under delegated authority without being referred to the Environmental Services and Sustainability Committee.

NOTIFICATION TO PUBLIC AUTHORITIES

The application is integrated development and was referred to the RMS, EPA, OEH, DPI Water, Resource and Energy, Trade & Investment and Central Tablelands Water for comment and terms of approval.

Agency	Comment
Central Tablelands Water	CTW has infrastructure within close proximity of the proposed mine. A trunk main passes through part of the subject land, and a Water Pump Station is located to the west of the proposed development. CTW request it be noted that under the NSW Local Government Act 1993 it is an offence to damage CTW infrastructure.
EPA	<p>The proponent should be required to prepare an Erosion and Sediment Control Plan prior to site establishment and construction activities.</p> <p>While noting that a Mining Operations Plan will be required prior commencement of mining operations, EPS is concerned that progressive rehabilitation procedures have not been addressed. Concerns relating to the 24 hr daily operation of the grinding activities however will accept the activity provided the proponent ensures noise does not exceed the relevant criteria.</p> <p>The proponent will be required to manage air quality to ensure management and mitigation measures proposed in the EIS are complied with.</p>
DPI Water	<p>With the removal of the production bores there is no confirmed water supply to the project. It is recommended that a reliable water supply be confirmed and any potential impacts in assessing this supply be identified prior to determining the application.</p> <p>DPI Water supports installation of monitoring bores MB1 and MB2 and collection of base line data prior to commencement of site excavation.</p>

	<p>DPI Water is satisfied that no assessment against the NSW Aquifer Interference Policy is required. However, if groundwater is intercepted during excavation the proponent will be required to contact DPI Water to confirm approvals required.</p> <p>The proposed clean water diversion will be a key component of the environmental management at the site. Ensuring its stability through the site and conveyance of water in a stable manner into the downstream watercourse will need to be addressed in the detailed design, construction and operation of the project. DPI Water recommends the works be carried out consistently with industry guidelines such as the 'Managing Urban Stormwater – Soils and Construction – Mines and Quarries (DECC 2008)' and the 'Guidelines for controlled activities on waterfront land (DPI 2012)'</p> <p>It is recommended that a condition of consent be included for the development of a Soils and Water Management Plan in consultation with DPI Water to address the following key issues at the site – erosion and sediment control, water supply and distribution, groundwater monitoring and management, surface water monitoring and management.</p>
NSW Dept of Industry – Division of Resources and Energy – Royalties and Advisory Services	<p>The EIS fundamentally addresses the Division's Adequacy Review comments. The EIS has identified general rehabilitation strategies and objectives. The functional domains of the project have been adequately described and performance objectives and standards satisfactorily described.</p>
RMS	<p>Reviewed EIS and Response to Submissions and grants its concurrence to the upgrade of Canomodine Lane and Cargo Road (MR237) subject to conditions.</p> <p>RMS will require construction of a basic right turn treatment is to be provided to Cargo Road at its intersection with Canomodine Lane. The widened road shoulder is to be sealed and built for a 100km/hr speed environment to provide a reasonable level of safety for traffic turning right into Canomodine Lane and to allow following traffic to pass on the left hand side.</p> <p>A basic left turn treatment is to be provided in Cargo Road at its intersection with Canomodine Lane. This facility will need to be sealed and built for a 100km/hr speed environment. The intersection is to be designed to accommodate the turning path of the largest vehicle required to access the mine.</p> <p>The proposed school bus bay adjoining the Cargo Road northbound travel lane is to be located on the departure side of the intersection and not as shown in the proposed plans as being located on the approach side.</p> <p>Safe Intersection Sight Distance requirements outlined in Part 4A 'Austroads Guide to Road Design' and relevant RMS supplements are to be provided and maintained in both directions at the intersection of Cargo Road and Canomodine Lane.</p> <p>All activities including loading and unloading of goods associated with the development are to be carried out onsite,</p>

	and all loads are to be adequately covered before vehicles exit the site. Haulage operations on Cargo Road and Canomodine Lane coinciding with local student school bus pick up/drop off times are to be avoided. The proponent will be required to prepare and implement a driver code of conduct for the task of transporting materials on public roads.
EOH	Reviewed EIS and RTS - The RTS does not address all of the concerns raised by OEH. Specifically, OEH is not satisfied that the proposed offset strategy adequately offsets the proposed impacts to Box Gum Woodland Endangered Ecological Community and recommends conditions of consent be applied including a requirement to increase the offset area to 55ha
Water NSW	At request of a landowner, advising council of possible impact to the subject site should the Cranky Rock dam proposal proceed.

Internal Referrals

Building assessment

Separate applications will be required to assess all structures proposed for construction upon the mine site (with exception of any structure that satisfies exempt development provisions).

Separate application will be required for the waste water treatment on on-site sewage system.

Engineering assessment

Council's Development Engineer has reviewed the EIS and RTS and the agency GTA and supports RMS conditions of development consent relating to Cargo Road (MR237) subject to an additional requirement being that a roadworks construction certificate be obtained prior to any road works commencing.

The proponent proposes an upgrade to approximately 1.8km of Canomodine Lane from its intersection with Cargo Road to the access point of the mine, with an 8m seal on a 10m formation with some road re-alignment from the existing gravel road formation. Council would prefer that the seal be increased to 10m on a 10m formation to eliminate risk of road shoulders deteriorating. A condition of consent addresses this requirement.

PUBLIC INTEREST s79C(1)(e)

The proposed development is considered to be within the public interest as it provides employment both directly and indirectly. There is a relatively localised nature of potential impacts.

CONCLUSION

The proposed development is permissible with the consent of council. The development complies with the relevant aims, objectives and provisions of the

LEP. A section 79C assessment of the development indicates that the development is acceptable in this instance. Attached is a draft Notice of Approval outlining a range of conditions considered appropriate to ensure that the development proceeds in an acceptable manner.

ITEM 24 - DEVELOPMENT APPLICATION 2017/0031 FOUR LOT RURAL SUBDIVISION OF LOTS 35 & 47 DP 750389 AND LOTS 102 & 103 IN DP 1005154, 521 GOWAN ROAD, GOWAN

REPORT IN BRIEF

Reason For Report	To obtain council's determination of the development application 2017/0031
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a - Assess and determine development applications, construction certificate applications and Onsite Sewerage Management Systems (OSMS) to meet agreed service levels
Annexures	1. Conditions of Consent ↓
File Number	\\Development Applications\\DEVELOPMENT APPLICATION\\2017\\03-2017-0031 - 797940

RECOMMENDATION

THAT Development Application 2017/0031 for a four lot rural subdivision of land described as Lots 35 & 47 in DP 750389 and Lots 102 & 103 in DP 1005154, known as 521 Gowan Road, Gowan, be granted consent subject to the conditions attached.

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

ADVISORY NOTES

Record of voting

In accordance with s375A of the Local Government Act 1993, a division is required to be called when a motion for a planning decision is put at a meeting of Council or a Council Committee. A division under s375A of the Act is required when determining this planning application.

Political Disclosures

In accordance with s147(4) of the Environmental Planning and Assessment Act 1979, a person making a planning application to Council is required to disclose political donations and gifts made within 2 years prior to the submission of the application and concluding when the application is determined.

In accordance with s147(5) of the Environmental Planning and Assessment Act 1979, a person making a public submission to Council in relation to a planning application made to Council is required to disclose political donations and gifts made within 2 years prior to the submission being made and concluding when the application is determined.

Political donations and gifts (if any) to be disclosed include:

- All reportable political donations made to any local councillor or Council,
- All gifts made to any local councillor or employee of the Council.

Nil planning application disclosures have been received.

Nil public submission disclosures have been received.

SUMMARY

The following report provides an assessment of the development application submitted for subdivision of land described as Lots 35 and 47 DP 750389, Lots 102 and 103 DP 1005154, being 521 Gowan Road, Gowan.

The application has been referred to council for determination as the application was neighbour notified for a period of 14 days as per council policy on subdivision notification with 3 submissions being received during the exhibition phase.

It is recommended that the application be approved subject to conditions of consent.

Applicant: Fred Jeloudev c/- Geolyse
Owner: Fred Jeloudev
Proposal: Four (4) lot subdivision
Location: Lots 35 and 47 DP 750389, Lots 102 and 103 DP 1005154,
521 Gowan Road, Gowan
Zone: RU1 Primary Production

Section 23A of the Local Government Act "Council decision making during merger proposal periods" requires Council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for approval is not contrary to the guidelines.

THE PROPOSAL

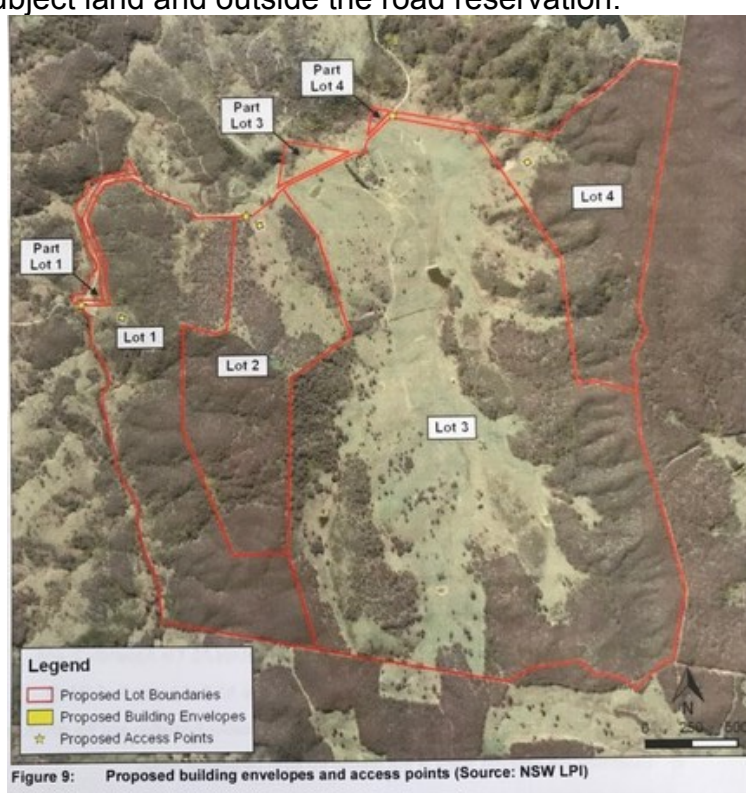
It is proposed to seek consent for subdivision of the land to create four (4) allotments:

Proposed Lot	Area (ha)	Purpose
Lot 1	147.7	Primary Production
Lot 2	107.3	Primary Production
Lot 3	493.2	Primary Production with an existing dwelling

Lot 4	101.6	Primary Production
TOTAL	849.8ha	

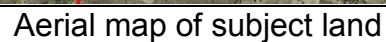
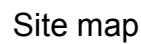
Building envelopes have been nominated for proposed Lots 1, 2 and 4 to take advantage of cleared areas to minimize disturbance to the area and limit vegetation clearing. As assessment has been provided of the Asset Protection Zones (APZ) required for future dwellings. The nominated building envelopes are sited such that the APZ may be implemented with minimal additional land clearing of native vegetation.

The proposed lots will access Gowan Road access locations for Lots 1, 2 and 3 making use of existing gateways. An additional access way will be required to service proposed Lot 4. Part of the existing Gowan Road formation is situated within the subject land and outside the road reservation.



Site

The site is located on the eastern side of Gowan Road some 22km north east of Orange. The area is characterized by largely undisturbed land containing stands of native timber. Agriculture in the area is generally limited to livestock grazing. The property currently is divided into large paddocks for the purpose of grazing.



Section 79C of the *Environmental Planning and Assessment Act 1979* requires Council to consider various matters, of which those pertaining to the application are listed below.

**PROVISIONS OF ANY ENVIRONMENTAL PLANNING INSTRUMENT
s79C(1)(a)(i)**

Clause 1.2 Aims of the Plan

The broad aims of the LEP are as follows:

a) to encourage development that complements and enhances the unique character and amenity of Cabonne, including its settlements, localities, and rural areas,

(b) to provide for a range of development opportunities that contribute to the social, economic and environmental resources of Cabonne in a manner that allows present and future generations to meet their needs by implementing the principles of ecologically sustainable development,

(c) to facilitate and encourage sustainable growth and development that achieves the following:

(i) contributes to continued economic productivity, including agriculture, business, tourism, industry and other employment opportunities,

(ii) allows for the orderly growth of land uses while minimising conflict between land uses within the relevant zone and land uses within adjoining zones,

(iii) encourages a range of housing choices and densities in planned urban and rural locations that is compatible with the residential and rural environment and meets the diverse needs of the community,

(iv) promotes the integration of land uses and transport to improve access and reduce dependence on private vehicles and travel demand,

(v) protects, enhances and conserves agricultural land and the contributions that agriculture makes to the regional economy,

(vi) avoids or minimises adverse impacts on drinking water catchments to protect and enhance water availability and safety for human consumption,

(vii) protects and enhances places and buildings of environmental, archaeological, cultural or heritage significance, including Aboriginal relics and places,

(viii) protects and enhances environmentally sensitive areas, ecological systems, and areas that have the potential to contribute to improved environmental, scenic or landscape outcomes.

Clause 1.9A Suspension of covenants, agreements and instruments

This clause provided that covenants, agreements or other similar instruments that restrict the carrying out of development upon the subject land do not apply unless such are:

- Covenants imposed or required by council
- Prescribed instruments under s183A of Crown Lands Act 1989
- Any conservation agreement under National Parks and Wildlife Act 1974
- Any trust agreement under the Nature Conservation Trust Act 2003
- Any property vegetation plan under the Native Vegetation Act 2003
- Any biobanking agreement under Part 7A of the Threatened Species Conservation Act 1995

- Any planning agreement made under Division 6 of Part 4 of the Environmental Planning & Assessment Act 1979

Mapping

The subject site is identified on the LEP maps in the following manner:

Land zoning map	Land zoned RU1 Primary Production
Lot size map	Minimum lot size 100ha
Heritage map	Not a heritage item or conservation area
Terrestrial Biodiversity Map	Has biodiversity sensitivity on the subject land (Stringy bark – Box – Gum Woodland, wetlands vegetation and Red Stringybark – Blakely's Red Gum – Yellow Box Woodland)
Flood planning map	Not within a flood zone
Natural resource – karst map	Not within a karst area
Drinking water catchment map	Not within a drinking water catchment area
Riparian land and watercourse map, groundwater vulnerability map	Riparian land - watercourses
Land reservation acquisition map	

These matters are addressed in the report following.

Cabonne Local Environmental Plan 2012

The subject land is zoned RU1 Primary Production by the Cabonne Local Environmental Plan 2012. Subdivision of land is permissible within this zone, subject to Council's development consent.

Objectives of the RU1 Primary Production zone

The proposal is not contrary to the aims of the LEP or the objectives of the RU1 zone. The development relates to and is consistent with the zone objectives which seek to

- To encourage sustainable primary industry production by maintaining and enhancing the natural resource base.
- To encourage diversity in primary industry enterprises and systems appropriate for the area.
- To minimise the fragmentation and alienation of resource lands.
- To minimise conflict between land uses within this zone and land uses within adjoining zones.
- To enable function centres, restaurants or cafes and appropriate forms of tourist and visitor accommodation to be developed in conjunction with agricultural uses.

Part 2 – Permitted or prohibited development

The proposed development for subdivision is a permissible land use in the RU1 zone subject to development consent.

Part 4 – Principal development Standards

Clause 4.1 Minimum subdivision lot size

The subject land requires a MLS of 100 hectare for each lot created for land zoned RU1 Primary Production. The proposal meets the development standard for minimum lot size with proposed Lots 1, 2 and 4 having an area of at least a 100ha each and proposed Lot 3 having an area of 493ha with an existing dwelling.

Part 6 – Additional local provisions

Clause 6.3 Terrestrial biodiversity

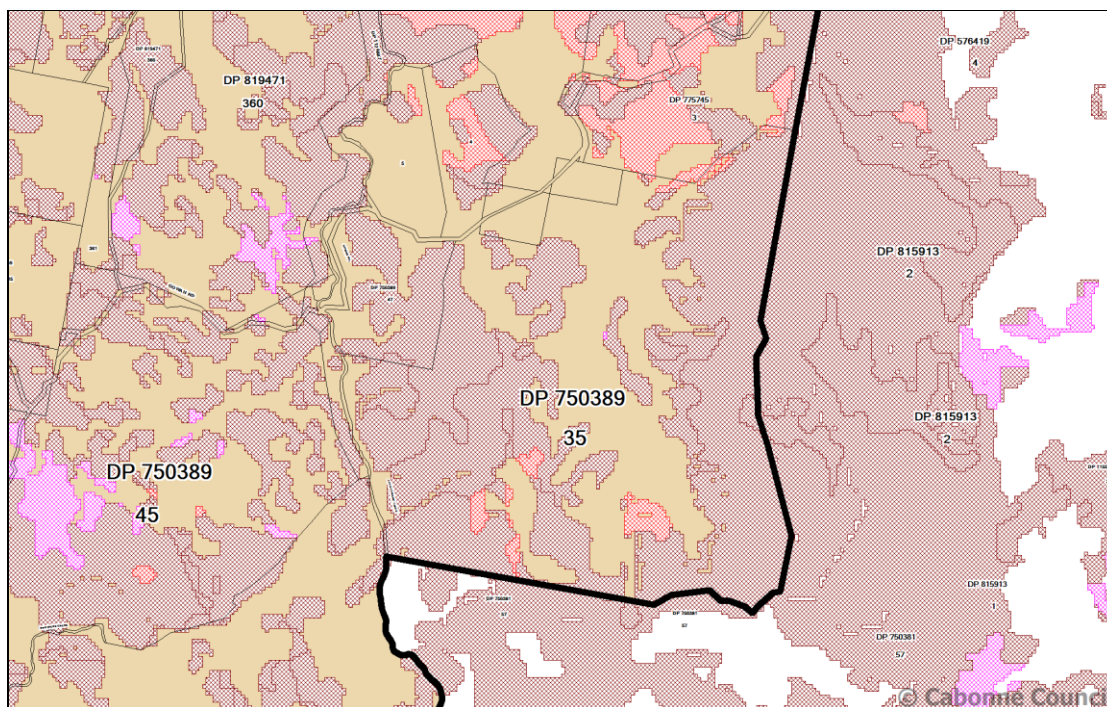
The objective of this clause is to maintain terrestrial biodiversity by:

- (a) protecting native fauna and flora, and
- (b) protecting the ecological processes necessary for their continued existence, and
- (c) encouraging the conservation and recovery of native fauna and flora and their habitats.

The site is partially affected by Terrestrial Biodiversity as per the Terrestrial Biodiversity Map and is covered predominantly with Stringybark – Box – Gum Woodland. Several areas of wetlands vegetation are mapped within the property as well as Red Stringybark - Blakely's Red Gum - Yellow Box woodland. While some land clearing has occurred the ridges have been conserved. The land has been modified from its natural state and has been used for agricultural purposes for the last century.

Local information suggests that the property has previously been a private conservation area, and that koala populations are known to be in the vicinity. The OEH BioNet Atlas of NSW Wildlife records koala in the vicinity of the Gowan Road property, although no sightings are recorded for the subject land.

All regrowth on land identified by NSW Office of Environment and Heritage as Vulnerable Land is protected by the Native Vegetation Act 2003. The OEH mapping of Vulnerable Land – Steep or Highly Erodible identifies land within the subject area as having a gradient of 18 degree or more. As no clearing is required to facilitate the subdivision as proposed boundaries will generally utilize existing paddock fence lines there will be minimal impact upon the terrestrial biodiversity of the property.

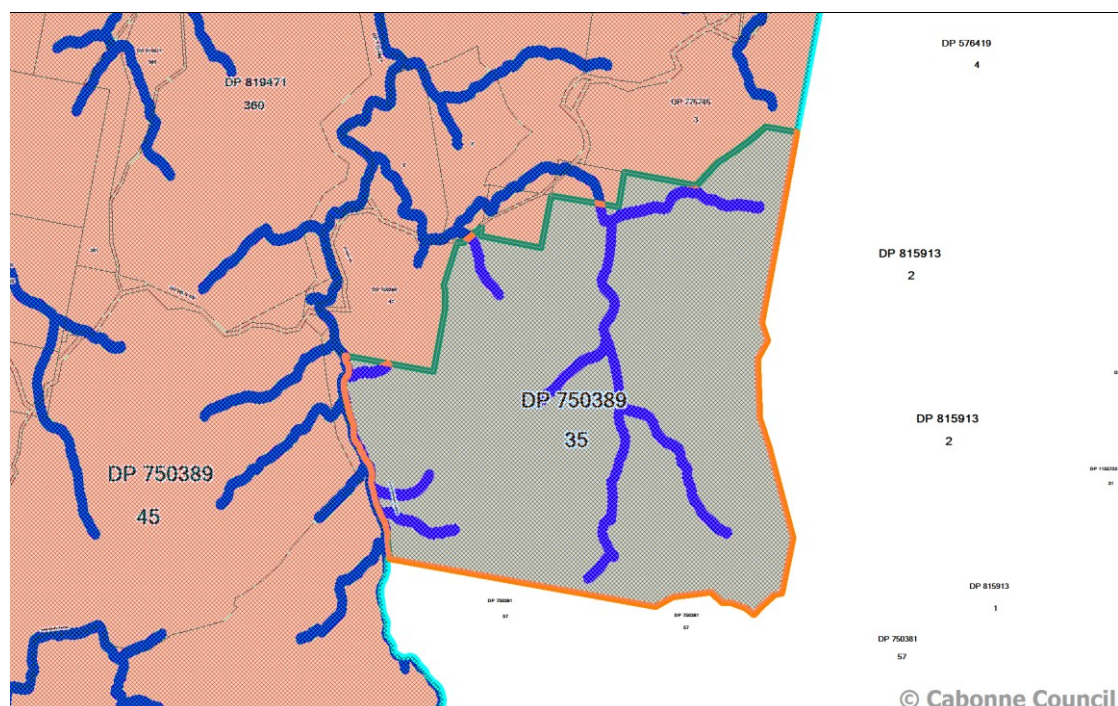


Clause 6.6 Riparian land and watercourses

The objective of this clause is to protect and maintain the following:

- (a) water quality within watercourses,
- (b) the stability of the bed and banks of watercourses,
- (c) aquatic and riparian habitats,
- (d) ecological processes within watercourses and riparian areas.

The subject land is identified as “Watercourse” on the Riparian Lands and Watercourses Map. Coolumbala Creek and Lucky Swamp Creek traverse the property. The proposed development for subdivision is not contrary to the objectives of the clause. The development is unlikely to have an adverse impact upon the water flows; any aquatic or riparian species, habitats or ecosystems; stability of the bed or banks of the watercourse; or impact upon any future rehabilitation of the watercourse or riparian area.



Clause 6.8 Essential services

Development consent must not be granted to development unless the consent authority is satisfied that any of the following services that are essential for the development are available or that adequate arrangements have been made to make them available when required:

- (a) the supply of water,
- (b) the supply of electricity,
- (c) the disposal and management of sewage,
- (d) stormwater drainage or on-site conservation,
- (e) suitable vehicular access.

Electricity and telecommunication facilities are available within the locality. Any upgrades are at the expense of the developer to meet the necessary requirements for the relevant authority.

The site is not connected to reticulated sewer or water and as such the provision of onsite facilities will be required at the dwelling stage should an application ever be received for the vacant agricultural land.

The existing dwelling on proposed Lot 3 is currently serviced by on-site provisions for water and sewer, and connected to electricity and telecommunications.

Access is proposed via Gowan Road and as such, the proposal meets the requirement for adequate provision of essential services.

REGIONAL ENVIRONMENTAL PLANS

There are no Regional Environmental Plans that apply to the subject land.

STATE ENVIRONMENTAL PLANNING POLICIES

State Environmental Planning Policy No.44 (Koala Habitat) applies to the land. Cabonne Council is identified within the SEPP 44 schedule as having koala habitat. Koala colonies are known to be in the Gowan area with sightings recorded at the nearby Freemantle Nature Reserve and isolated reports of koala on private properties within the vicinity of the subject land.

The subdivision of the property does not require clearing of timber. Existing fence lines will generally be used to define the boundaries of the proposed allotments. The subdivision of the property is unlikely to impact upon the habitat or potential habitat of koala.

State Environmental Planning Policy 2008 (Rural Lands) applies to the subject land.

8 Rural Subdivision Principles

The Rural Subdivision Principles are as follows:

(a) the minimisation of rural land fragmentation,

The existing land consists of four (4) land titles with the holding predominantly held within Lot 35 and having an area alone of 748.9ha. The proposal whilst retaining the same numerical allotments will fragment the holding as far as potential ownership patterns and sustainability of extensive agriculture.

(b) the minimisation of rural land use conflicts, particularly between residential land uses and other rural land uses,

Agricultural land surrounds the subject land. While small scale agricultural practice can continue on each of the proposed allotments the development has the potential for additional dwellings and diversification of land use and lifestyle opportunities. Conflict of land uses is considered to be minimal.

(c) the consideration of the nature of existing agricultural holdings and the existing and planned future supply of rural residential land when considering lot sizes for rural lands,

The subdivision will result in the fragmentation of an existing 858ha holding into four holdings having areas of 10101.6ha, 107.3ha, 147.7ha and 493.2ha. The lot sizes satisfy the minimum lot size for rural land where a dwelling may be permissible.

(d) the consideration of the natural and physical constraints and opportunities of land,

The land is identified as Class 5 land by the NSW Agriculture Land Classification. Class 5 land is typically steep country with poorer soil profiles and suitable for grazing land. The overall production level is low because of environmental constraints. The land has a history of use for agricultural production, mainly grazing

(e) ensuring that planning for dwelling opportunities takes account of those constraints.

Building envelopes have been nominated for proposed Lots 1, 2 and 4 taking into account existing native vegetation and bush fire risk.

10 Matters to be considered in determining development applications for rural subdivisions or rural dwellings

(1) This clause applies to land in a rural zone, a rural residential zone or an environment protection zone.

The subject land is zoned RU1 Primary Production.

(2) A consent authority must take into account the matters specified in subclause (3) when considering whether to grant consent to development on land to which this clause applies for any of the following purposes:

(a) subdivision of land proposed to be used for the purposes of a dwelling,

(b) erection of a dwelling.

The application is for subdivision. A dwelling exists upon proposed Lot 3. Proposed Lots 1, 2 and 4 have areas of 100ha or greater and a dwelling may be a permissible land. A further application will be required for any dwelling on the agricultural holdings and these applications would be subject to the planning provisions applicable at the time of application.

(3) The following matters are to be taken into account:

(a) the existing uses and approved uses of land in the vicinity of the development,

The land currently contains an existing dwelling with the remainder of the land being used for agricultural production. Surrounding land use is agriculture with associated dwellings.

(b) whether or not the development is likely to have a significant impact on land uses that, in the opinion of the consent authority, are likely to be preferred and the predominant land uses in the vicinity of the development,

Agricultural use of the subject land is likely to continue.

(c) whether or not the development is likely to be incompatible with a use referred to in paragraph (a) or (b),

This site is zoned RU1 Primary Production with the current use and future use of the land for continued agricultural production.

(d) if the land is not situated within a rural residential zone, whether or not the development is likely to be incompatible

with a use on land within an adjoining rural residential zone,

The land is current zoned RU1 Primary Production and all surrounding land is for agricultural production.

(e) any measures proposed by the applicant to avoid or minimise any incompatibility referred to in paragraph (c) or (d).

No measures have been proposed by the applicant to address any incompatibility of adjoining land uses.

The proposal is generally consistent with the provisions of the SEPP.

State Environmental Planning Policy 55 – Remediation of land applies to the subject land. The land has historically been used for agriculture. A desk top search has not indicated evidence of a shearing shed or such farm infrastructure that may be associated with contaminated land. A small section of proposed Lot 1 was used as gravel quarry. The site has been remediated by Cabonne Council and its care and control reverted to the land owner.

PROVISIONS OF ANY DRAFT ENVIRONMENTAL PLANNING INSTRUMENT THAT HAS BEEN PLACED ON EXHIBITION s79C(1)(a)(ii)

There are no draft environmental plans that relate to the subject land or proposed development.

PROVISIONS OF ANY DEVELOPMENT CONTROL PLAN s79C(1)(a)(iii)

Development Control Plan No 5 – General Rural Zones applies to this development. Section 2 of the DCP applies to subdivision of rural land. The SoEE submitted by the proponent adequately addresses the DCP requirements. The proposed development is generally consistent with the provisions of the plan.

PROVISIONS PRESCRIBED BY THE REGULATIONS s79C(1)(a)(iv)

The proposal does not contravene the relevant provisions of the regulations.

THE LIKELY IMPACTS OF THE DEVELOPMENT s79C(1)(b)

Lot size and shape

The proposed development is for the subdivision of a rural holding into four (4) lots being agricultural land having areas of at least 100ha each and proposed Lot 3 containing an existing dwelling and having an area of approximately 493.2ha.

The boundaries proposed for the development are irregular however follow existing fence lines and land form.

Visual amenity

The proposed subdivision will not involve any land clearing, works or structures that would adversely affect the quality of the existing landscape.

Access and traffic

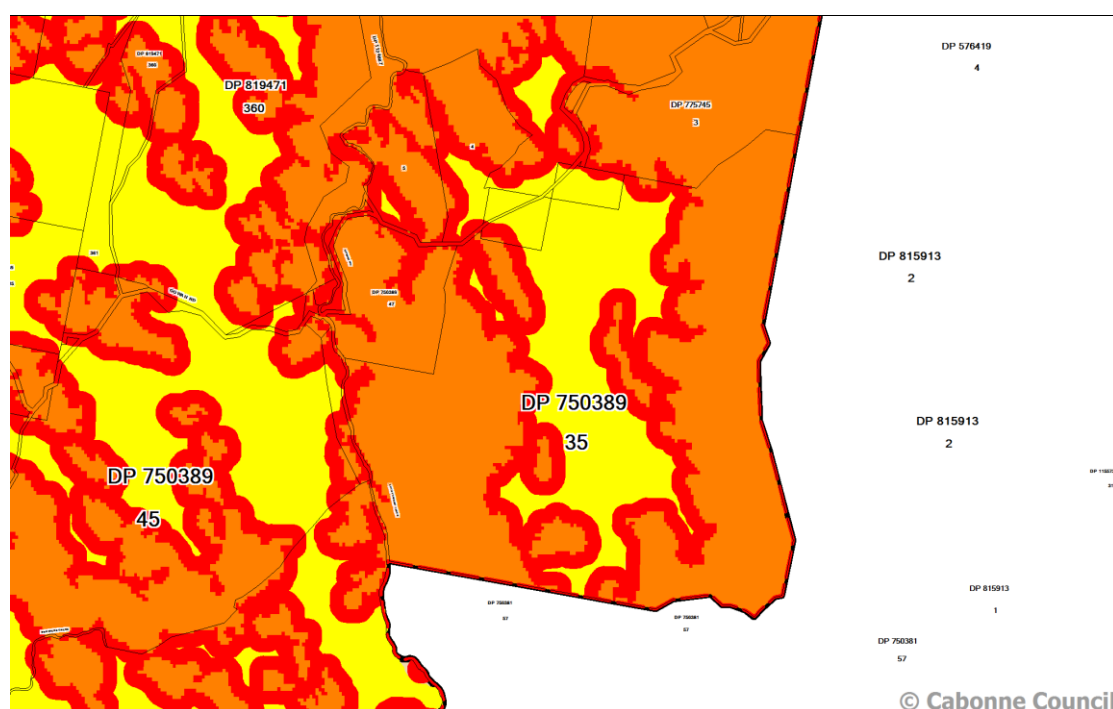
Access to proposed Lots 1, 2 and 4 will require access points to be either upgraded or constructed. Proposed Lot 3 has an existing access point that complies with council's current specification.

Increase in traffic generation from the subdivision proceeding is considered to be capable of accommodation within the existing road network. Section 94 road upgrade contributions apply to the development.

THE SUITABILITY OF THE SITE s79C(1)(c)

Physical Attributes and Hazards

The land is mapped as bushfire prone. The development application was submitted to NSW Rural Fire Service as integrated development and a section 100B authority subsequently was issued. The RFS requirements are incorporated in the attached draft notice of consent.



DEVELOPMENT CONTRIBUTIONS

Section 94 Road Contributions are applicable to this development. The s94 road contribution is calculated at \$157,511.62, however the reforms to the Local Development Contributions Circular issued by the Department of Planning (PS10-022) has resulted in a \$20,000 capped contribution rate applying from 16 September 2010. Therefore, the proposed development incurs a maximum section 94 contribution of \$16,413.50.

Council's Bushfire Services Contributions Plan applies to the development. A contribution of \$3,586.50 to The Ponds Brigade applies.

Conditions of consent has been included in the attached draft notice of consent.

ANY SUBMISSIONS MADE IN ACCORDANCE WITH THE ACT s79C(1)(d)

The proposed development is not advertised development however; the proposed development was neighbour notified for a period of 14 days with three (3) submissions being received during the exhibition phase. The submissions are summarized as follows:

Submission	Comment
Submission 1 Objects to the proposal based on increased traffic and current standard of Gowan Road. Should the road be sealed from Lewis Ponds Creek to proposed Lot 3 and/or the road be upgraded the objection would be withdrawn.	The development has been assessed by council's Development Engineer and conditions of consent included requiring upgrade of access to the lots, also s94 contributions for Gowan Road upgrade.
Submission 2 Is the rezoning to be rural or rural residential? Gowan Road is narrow, winding and dusty. How will council address traffic? Cumulative impact of development along Gowan Road with other approvals issued for subdivision of land. Suggests one access point to service all 4 lots Has an environmental study been undertaken? Is the site still a wildlife refuge? Will council make the current and any new owners aware of their responsibility for west and pest animal issues? Is the quarry still operational and what will happen to rehabilitation of the quarry? Will it be reopened? What consideration has been given to near neighbours and impact of future buildings The subdivision will impact upon the virtually uninterrupted views from the writer's property.	The land isn't proposed for rezoning. The development is a 4 lot subdivision of rural land. Council's Development Engineer has provided an assessment of road and traffic impacts. Three lots will gain access from existing gateways. A 4 th lot will require anew access. A Statement of Environmental Effects was submitted with the DA. The subject land is not a gazette Wildlife Reserve. The DA was referred to council's weeds officer. There are no current outstanding notices for the property. The quarry ceased operation and the site remediated and returned to the land owner's care. Building envelopes have been identified as part of the DA. The subdivision will have no impact upon views. Further development of the allotments will be subject to merit based assessment of applications.
Submission 3 Queries the location of the common boundary between the subject land,	The property will be subject to survey by a registered surveyor.

<p>Lucky Creek and land to the west, north/west</p> <p>Understood that Gowan Road is a ROW. Inferior condition of Gowan Road results in dust problems and reduces driver visibility. The road is increasingly being used by recreation 4wd traffic. Recommends dust suppression material be laid near or in front of existing residences in proximity to the development.</p> <p>Has traffic generation from the 3 new lots been considered?</p> <p>Previous owner of the subject land indicated that a koala colony exists near the rear of proposed Lot 1.</p>	<p>Gowan Road is constructed generally within the road reserve. A section of the formed road is outside the reserve. This matter is addressed by a condition of consent.</p> <p>Section 94 road contributions apply to the development.</p> <p>Yes</p> <p>Noted</p>
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Public authority consultation

The development was referred to the NSW RFS and a s100B authority issued.

As a result of an enquiry by a nearby resident to the development, council was contacted by a ranger from NP & WS to advise it of the recorded sightings of koalas in the area, including the Freemantle Nature Reserve. The ranger confirmed that the property is not a gazetted Wildlife Refuge.

PUBLIC INTEREST s79C(1)(e)

The proposed development is considered to be of minor interest to the wider public due to the relatively localised nature of potential impacts.

CONCLUSION

The proposed development permissible with the consent of council. A section 79C assessment of the development indicates that the development is acceptable in this instance. Attached is a draft Notice of Approval outlining a range of conditions considered appropriate to ensure that the development proceeds in an acceptable manner.

Section 23A of the Local Government Act "Council decision making during merger proposal periods" requires council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for approval is not contrary to the guidelines.

ITEM 25 - PLANNING PROPOSAL - REZONING OF FORMER CWA HALL, HILL STREET, MOLONG AND INCLUSION OF RURAL BOUNDARY ADJUSTMENT CLAUSE TO CABONNE LEP 2012.

REPORT IN BRIEF

Reason For Report	To obtain council authorisation to make the amending LEP plan
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a - Assess and determine development applications, construction certificate applications and Onsite Sewerage Management Systems (OSMS) to meet agreed service levels
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\LAND USE AND PLANNING\\PLANNING\\AMENDMENT 5 TO LEP 2012 – CWA HALL MOLONG AND RURAL BOUNDARY ADJUSTMENT CLAUSE - 794601

RECOMMENDATION

THAT pursuant to section 59 of the Environmental Planning & Assessment Act 1979, council forward the Planning Proposal to the Department of Planning and Infrastructure for the Minister to make a Local Environmental Plan to:

1. rezone Lot 272 DP 750170 and an adjoining road reserve, Hill Street, Molong from R1 General Residential to B2 Local Centre, and
2. include an additional clause into the Cabonne LEP 2012 to address boundary adjustments upon rural land where such land is less than the minimum lot size.

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

Council at its meeting of 28 June 2016 resolved to prepare a Planning Proposal for submission to the Department of Planning & Environment to:

1. rezone the former CWA Hall land and adjacent road reserve located in Hill Street, Molong from R1 General Residential to B2 Local Centre, and
2. include an additional clause into the Cabonne Local Environmental Plan 2012 to address boundary adjustments upon rural land where such land is less than the minimum lot size.

The Planning Proposal was subsequently drafted and the proposal was forwarded to the department on 15 August 2016. A Gateway Determination was issued by the department on 15 September 2016. The Gateway Determination required consultation with NSW Rural Fire Service, who reviewed the Planning Proposal and had no objection to the rezoning proceeding or the inclusion of the additional LEP clause.

The Planning Proposal was referred to the RFS on 19 September 2016, with their concurrence provided on 10 October 2016. The Department of Planning &

Environment issued its approval on 25 October 2016 for the exhibition of the proposal to proceed.

The plan placed upon public exhibition for a period of 28 days commencing Monday 31 October 2016 and concluding on Friday 25 November 2016. During the exhibition period the Planning Proposal and all relevant documents were publically available at the council's Molong, Cudal and Canowindra, as well as via council's web site. Notification was made through public advertisement placed in the Central Western Daily newspaper, Molong Express, Forbes Advocate, the Canowindra press, as well as the community newspapers and newsletters.

Written notification was provided to adjacent and nearby landowners of the Hill Street land at Molong.

By the close of the exhibition period one submission had been received by council. The submission received from the NSW Roads & Maritime Services requested that consideration be given to traffic impact generated from commercial use of the Hill Street site such that the rezoning of the land would not reduce the level of service or road safety of Hill Street. RMS raised no objection to the rezoning of the adjacent road reserve or to the introduction of the additional LEP clause.

RMS recognized that the former CWA Hall building had previously been utilized for commercial activity.

The scale of business activity is not predicted to increase beyond that previously experienced onsite. The building area is generally constrained to the existing footprint. Car parking is not available on site, however adequate parking is available within the surrounding road network, and within the adjoining recreation ground to service the needs of the site in terms of customer access, employee parking and service deliveries.

The continuation of a previously established land use is not considered to be inappropriate or likely to adversely impact upon road use and safety within proximity of the subject land.

It is suggested that council proceed with the rezoning proposal and LEP amendment, and submit the Planning Proposal and relevant documentation to the Department of Planning and Infrastructure for the Minister to make a Local Environmental Plan to re zone the land to which this report applies and include an additional clause in the Cabonne LEP 2012 to address rural boundary adjustment provisions.

Section 23A of the Local Government Act "Council decision making during merger proposal periods" requires Council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for approval is not contrary to the guidelines.

ITEM 26 - PLANNING PROPOSAL PREPARED BY ORANGE CITY COUNCIL TO AMEND ORANGE LOCAL ENVIRONMENTAL PLAN 2011 - AIRPORT ESTATE AT SPRING HILL

REPORT IN BRIEF

Reason For Report	To obtain council's endorsement supporting a review of the Blayney, Cabonne and Orange City council's Sub regional rural and industrial strategy, July 2008 as preferred to addendum variations as proposed by Orange City in its proposal for rezoning of land near the Spring Hill Airport - the proposed rezoning being inconsistent with the adopted Sub Regional Rural and Industrial Land Use Strategy.
Policy Implications	The proposal by Orange City Council to rezone land in the vicinity of the Spring Hill Airport remains inconsistent with the Blayney, Cabonne and Orange City Sub Regional Rural and Industrial Land Use Strategy, July 2008 as adopted by Cabonne Council.
Budget Implications	Allocation of funds would be required for review of the Sub-Regional Strategy
IPR Linkage	4.5.1.b - Maintain strong relationships and liaise effectively with all relevant Government agencies and other councils
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\DEVELOPMENT AND BUILDING CONTROLS\\BUILDING AND DEVELOPMENT APPLICATIONS\\JOINT DEVELOPMENT APPROVALS WITH OTHER COUNCILS - 794611

RECOMMENDATION

THAT Council reaffirm its resolution of its meeting held on 26 April 2016, that it *'Advise Orange City Council and the Department of Planning and Environment that it does not support the 'Orange City Council Rural and Industrial Sub-Regional Strategy Section 16 Review and update' document; and would support a review of the 'Councils of Blayney, Cabonne and Orange City Sub-Regional Rural and Industrial Lands Use Strategy, July 2008' in its entirety, with such review to be undertaken prior to the Department of Planning and Environment's Gateway determination of the Spring Hill Airport rezoning Planning Proposal, or any other sub regional planning proposal that is not in accordance with the current endorsed sub regional rural and industrial land use strategy'*.

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

Council has received correspondence from Orange City Council dated 21 November 2016 and received on 25 November 2016, seeking council's comments by 12 December 2016 in relation to the Gateway consultation for the revised Planning Proposal and proposed rezoning of land adjacent to the Spring Hill Airport near Orange for a business park.

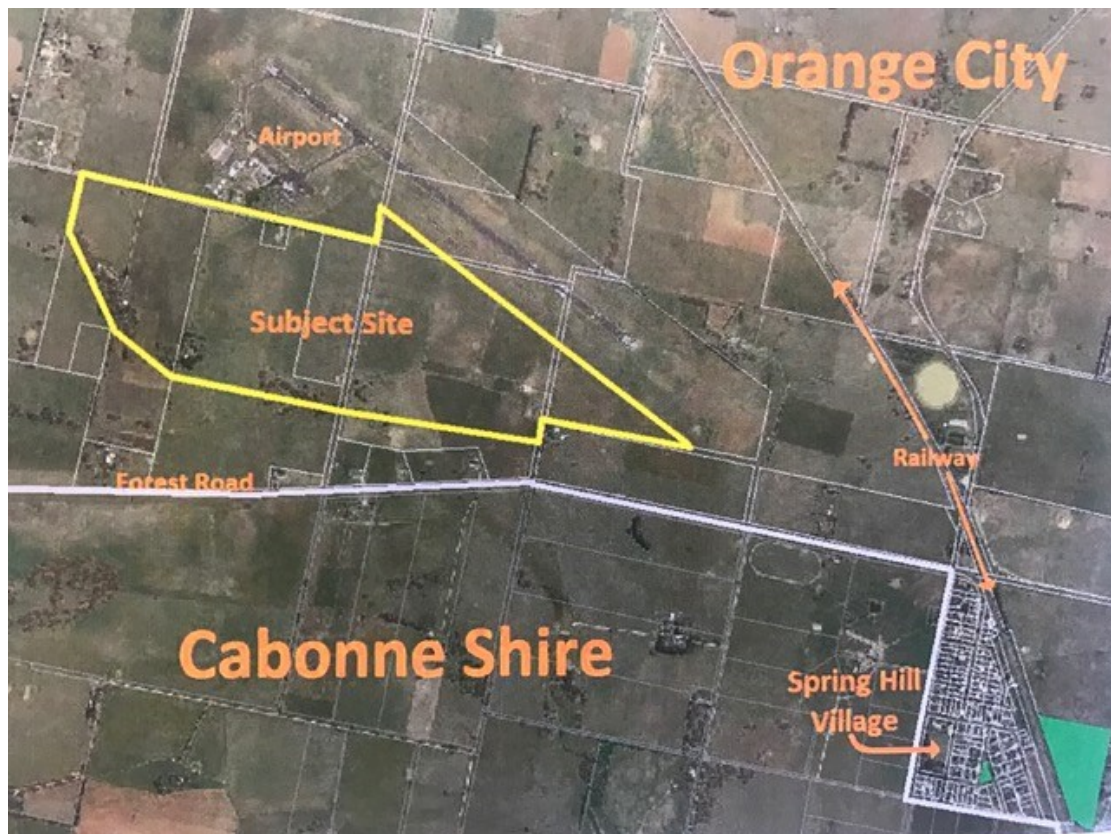
The proposal seeks to rezone approximately 114ha of land currently zoned RU1 Primary Production and E3 Environmental Management to a mix of IN1 General Industrial, B7 Business Park and RE1 Public Recreation.

On 17 October 2016, Orange City Council submitted an amended planning proposal to the Department of Planning seeking to reduce the scope of the original planning proposal from a project area of 200ha to 114ha to rezone land around Orange Airport for the purposes of an industrial and technology park.

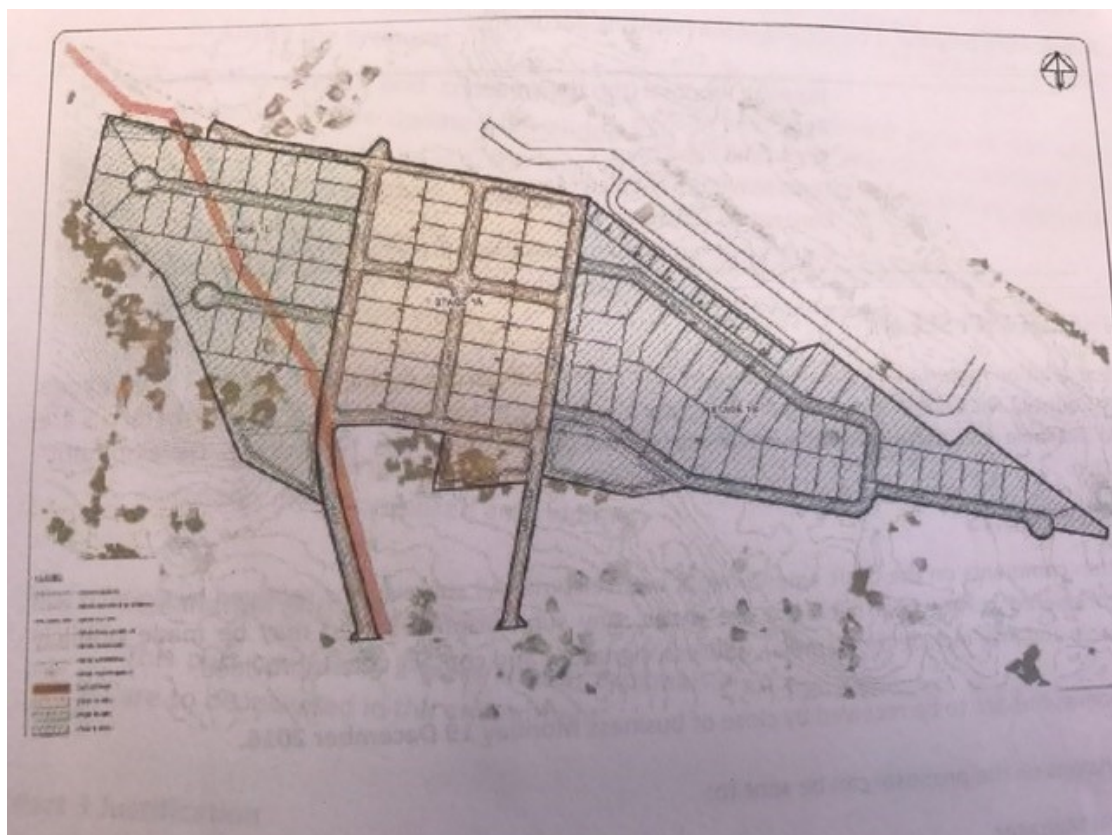
The amended planning proposal seeks to rezone approximately 114ha of land directly adjacent to the Spring Hill airport terminal, bound by Forest Road and Aerodrome Road, known as 'Project Area Stage 1'. The amended proposal relates to land currently zoned SP2 Infrastructure (Airport), RU1 Primary Production and E3 Environmental Management.

The amended proposal seeks to rezone 75ha (out of a 114ha project area) to zones IN1 General Industrial and B7 Business Park, while the remaining 39ha (out of 114ha project area) is proposed to be zoned RE1 Public Recreation.

Details of the Planning Proposal (as amended) and all support documentation can be sourced from the Department of Planning's LEP tracker web site: www.leptracking.planning.nsw.gov.au or Orange City Council's web site at www.orange.nsw.gov.au



Location map



Concept plan

Cabonne Council requested an extension of time for comments to be provided to Orange City Council so that Cabonne could consider the matter at its December council meeting. Orange City Council agreed to an extension, and has since announced in local media that the community consultation phase is to be extended until the end of January 2017.

Council may recall giving consideration to the Spring Hill Airport Planning Proposal at its meeting of 26 April 2016. Council resolved as follows:

'THAT Council:

- (1) Advise Orange City Council and the Department of Planning and Environment that it does not support the 'Orange City Council Rural and Industrial Sub-Regional Strategy Section 16 Review and update' document; and*
- (2) Would support a review of the 'Councils of Blayney, Cabonne and Orange City Sub-Regional Rural and Industrial Lands Use Strategy, July 2008' in its entirety, with such review to be undertaken prior to the Department of Planning and Environment's Gateway determination of the Spring Hill Airport rezoning Planning Proposal, or any other sub regional planning proposal that is not in accordance with the current endorsed sub regional rural and industrial land use strategy.'*

The revised Gateway Determination requires that the concurrence of Cabonne and Blayney councils be obtained by Orange City Council prior to the submission of the latter council's section 59 report to the Department of Planning & Environment.

Whilst the latest amendment to the Orange City Council Planning Proposal further reduces the initial area proposed for industrial development and business activity, it is noted that the addendum seeking variation to the adopted Sub Regional Rural and Industrial Strategy 2008 does not address the sub regional status of demand and supply of rural and industrial land. The addendum represents a review of land within the Orange City Council Local Government Area.

Section 23A of the Local Government Act "Council decision making during merger proposal periods" requires Council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for approval is not contrary to the guidelines.

ITEM 27 - DRAFT CONTAMINATED LAND POLICY

REPORT IN BRIEF

Reason For Report	To obtain council's resolution to place the draft contaminated lands policy on public exhibition.
Policy Implications	Drafting of a policy to address contaminated land
Budget Implications	Staff resourcing will be required to establish and maintain the register, however provision for this task may be provided within existing staffing resources and in association with the resources provided under the terms of the regional grant program.
IPR Linkage	4.5.3.f - Participate in relevant reference groups and meetings
Annexures	1. Draft Contaminated Land Policy - Contamination Central Dec 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\ENVIRONMENTAL MANAGEMENT\\PLANNING\\CONTAMINATED LAND MANAGEMENT - 797130

RECOMMENDATION

THAT the draft Contaminated Land Policy be placed on public exhibition.

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

Cabonne Council is a participant in a regional program that was successful in obtaining funding from the NSW State Government to prepare a Contaminated Land Policy that will be generally consistent between all of the member councils in the Central West.

The program known as Contamination Central has delivered a suite of information including the draft policy document to assist council meet its environmental obligations and to enable increased delivery of services to land owners, prospective purchasers and developers by advising of any known restrictions on the use of land as a result of previous land uses and the potential contamination that may have resulted. This action will ensure both current and future land owners are aware of possible health and safety risks of particular land, such as former industrial or mining sites.

When adopted the policy would provide guidelines and procedures for use by council when issuing Planning Certificates under section 149(2) and (5) of the Environmental Planning & Assessment Act 1979.

The adoption and implementation of the contaminated lands policy would have benefit to the environmental management of lands within Cabonne Council, and a cumulative benefit across the Central West region.

The draft policy has been developed by a Steering Committee and the Regional Contamination Officer, Craig Flemming who is based at Orange City Council.

The draft Contaminated Land policy is attached, and sets out the procedures for the management of contaminated land within the council area. The policy reflects the requirements of the relevant State legislation, particularly State Environmental Planning Policy 55 – Remediation of Land.

The implementation of the policy will have an initial impact upon council's staff resources as it will require the identification of current and historical uses of industrial and commercial land. The document will enable council to develop a data base of information that can be utilised to advise land owners and prospective purchasers of the likelihood of contaminated sites and the measures required to manage the site into the future.

It is understood that the Regional Contamination Coordinator will continue to be available to work with council to develop the data base and assist with the implementation of the policy.

It is proposed that the draft policy and management plan be placed upon public exhibition in order to engage with the community and seek feedback, before council gives consideration to the adoption of the regionally endorsed policy.

Section 23A of the Local Government Act "Council decision making during merger proposal periods" requires Council to consider these guidelines and assess any impact upon a determination. The guidelines have been considered and the proposed development and determination for approval is not contrary to the guidelines.

ITEM 28 - QUESTIONS FOR NEXT MEETING

REPORT IN BRIEF

Reason For Report	To provide Councillors with an opportunity to ask questions/raise matters which can be provided/addressed at the next Council meeting.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g. Code of Meeting Practice adhered to
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\COUNCIL MEETINGS\\NOTICES - MEETINGS - 796350

RECOMMENDATION

THAT Council receive a report at the next Council meeting in relation to questions asked/matters raised where necessary.

ACTING GENERAL MANAGER'S REPORT

A call for questions for which an answer is to be provided if possible or a report submitted to the next Council meeting.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 29 - BUSINESS PAPER ITEMS FOR NOTING

REPORT IN BRIEF

Reason For Report	Provides an opportunity for Councillors to call items for noting for discussion and recommends remainder to be noted.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g - Code of Meeting Practice adopted and implemented.
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\PROCEDURES - 796351

RECOMMENDATION

THAT:

1. Councillors call any items they wish to further consider.
2. The balance of the items be noted.

ACTING GENERAL MANAGER'S REPORT

In the second part of Council's Business Paper are items included for Council's information.

In accordance with Council's format for its Business Paper, Councillors wishing to discuss any item are requested to call that item.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, as these items are for noting it is considered that they are of a nature which complies with the guidelines, however should a called item be proposed to have a resolution other than notation Council would need to further consider how the guidelines apply.

ITEM 30 - MATTERS OF URGENCY

REPORT IN BRIEF

Reason For Report	Enabling matters of urgency to be called.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.a. Provide quality administrative support and governance to councillors and residents
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\NOTICES - MEETINGS - 796352

RECOMMENDATION

THAT Councillors call any matters of urgency.

ACTING GENERAL MANAGER'S REPORT

Council's Code of Meeting Practice allows for the Council to consider matters of urgency which are defined as *"any matter which requires a decision prior to the next meeting or a matter which has arisen which needs to be brought to Council's attention without delay such as natural disasters, states of emergency, or urgent deadlines that must be met"*.

This item enables councillors to raise any item that meets this definition.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, Council will need to consider the guidelines in conjunction with any matters of urgency.

ITEM 31 - COMMITTEE OF THE WHOLE SECTION OF THE MEETING

REPORT IN BRIEF

Reason For Report	Enabling reports to be considered in Committee of the Whole.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.g. Code of Meeting Practice adhered to
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\PROCEDURES - 796353

RECOMMENDATION

THAT Council hereby resolve itself into Committee of the Whole to discuss matters called earlier in the meeting.

ACTING GENERAL MANAGER'S REPORT

Council's Code of Meeting Practice allows for the Council to resolve itself into "committee of the whole" to avoid the necessity of limiting the number and duration of speeches as required by Clause 250 of the Local Government (General) Regulation 2005.

This item enables councillors to go into "committee of the whole" to discuss items called earlier in the meeting.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

**MINUTES OF THE ORDINARY COUNCIL MEETING HELD AT THE COUNCIL CHAMBERS
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PRESENT Cllr I Gosper (in the Chair), Cllrs G Dean, M Nash, L MacSmith, A Durkin, K Walker and I Davison.

Also present were the Acting General Manager, Acting Director of Finance & Corporate Services, Acting Director of Engineering & Technical Services, Director of Environmental Services, Administration Manager and Personal Assistant to the Director of Engineering & Technical Services.

ITEMS FOR DETERMINATION

ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

Apologies were tendered on behalf of Cllrs Culverson, Hayes, Treavors and Wilcox for their absence from the meeting.

MOTION (Davison/MacSmith)

THAT the apologies tendered on behalf of Cllrs Culverson, Hayes, Treavors and Wilcox be accepted and the necessary leave of absence be granted.

16/11/01 Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Cllr Nash declared an interest (identified as a pecuniary interest) in item 7 of Closed due to her son being an employee.

MOTION (Davison/Walker)

THAT the Declarations of Interest be noted.

16/11/02 Carried

ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS

Proceedings in Brief

It was noted that there were nil declarations of political donations.

MOTION (Nash/Durkin)

THAT it be noted there were nil declarations of political donations.

16/11/03 Carried

It was noted the time being 2:03pm a presentation was made to Leigh Brown as Youth of the Month for November.

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It was noted the time being 2:07pm the Chief Weeds Officer, Norm Townsend addressed Council in relation to inspections, weed control activities and proposed legislative changes to commence in 2017.

It was noted the time being 2:13pm council's auditor John O'Malley from Intentus made a presentation to Council in relation to the 2015-2016 financial statements.

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

Appointments

- 24/10/16 Attended Molong Office for meetings
- 25/10/16 Attended office for meeting
Attended Cabonne Council's monthly meeting
Attended Boomey RFS annual meeting
- 27/10/16 Attended Canobolas Local Area community safety precinct police meeting at Cabonne chambers
Attended the Safe Work Awards Black Tie dinner and ceremony in Sydney with the AGM where our own Kerry Dent won the Best Contribution to Workplace health and safety.
- 28/10/16 Attended Yeoval Bowling Club for the presentation of Long Service Awards for the Rural Fire Service brigades of Baldry, Washpen and Yeoval by the Assistant Commissioner and Commander David Hoadley.
- 29/10/16 Attended meeting with Cudal Preschool representative.
- 31/10/16 Attended meeting with the Shadow Local Government Minister Peter Primrose at his invite.
Attended NSW State Opposition Leader Luke Foley's community meeting in Molong.
- 2/11/16 Attended Molong office to sign Daroo Award Certificates.
Attended meeting in Orange regarding the Canowindra Aged Care Units.
Attended meeting in Manildra with residents regarding Residential Land.
Attended Molong Advancement Group meet the candidates forum in Molong.
- 4/11/16 Attended meetings at the Molong Office
Attended RFS Gum tree meeting at Cumnock for Cumnock, Yeoval, Gumble, Garra and Boomey brigades and Canobolas Zone.

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- Attended Cabonne's Annual Daroo Business Awards ceremony and presentation at the Cumnock Showground.
- 8/11/16 Attended Cabonne's Extraordinary council meeting and workshop.
- 10/11/16 Attended the Alan Jones and Ray Hadley forum at Orange.
- 11/11/16 Attended meeting with Acting General Manager at Molong office
- 12/11/16 Attended Cudal Debutante Ball with profits to Cancer Council NSW
- 16/11/16 Attended meeting with Acting General Manager at Molong office
- 18/11/16 Attended Molong office for meetings
- 19/11/16 Attended the opening of the new Orange Regional Museum

MOTION (Gosper/-)

THAT the information contained in the Mayoral Minute be noted.

16/11/04 Carried

ITEM - 5 COMMITTEE OF THE WHOLE

Proceedings in Brief

It was noted that nil items were called for debate in the Committee of the Whole.

MOTION (Dean/Durkin)

THAT it be noted nil items were called for debate in the Committee of the Whole.

16/11/05 Carried

ITEM - 6 GROUPING OF REPORT ADOPTION

Proceedings in Brief

It was noted that nil items were called for further consideration.

MOTION (Davison/Durkin)

THAT Items 7 to 9 be moved and seconded.

16/11/06 Carried

ITEM - 7 CONFIRMATION OF THE MINUTES

MOTION (Davison/Durkin)

THAT the minutes of the Ordinary meeting held 25 October 2016 and Extraordinary Council meeting held 8 November 2016 be adopted.

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16/11/07 Carried

ITEM - 8 DISABILITY INCLUSION ACTION PLAN

MOTION (Davison/Durkin)

THAT Council continue to participate with Orange and Blayney councils in developing a regional Disability Inclusion Action Plan.

16/11/08 Carried

ITEM - 9 PROPOSED ROAD NAMING - BRYMEDURA LANE, MANILDRA

MOTION (Davison/Durkin)

THAT:

1. Council proceed with public consultation proposing to name the road as "Brymedura Lane"; and
2. Assuming no objections are received, Council proceeds with the naming of "Brymedura Lane" in accordance with Section 162 of the Roads Act, 1993.

16/11/09 Carried

ITEM - 10 DECEMBER AND JANUARY COUNCIL MEETINGS

MOTION (Nash/Davison)

THAT:

1. Council hold its ordinary meeting for December 2016 on Tuesday 20 December;
2. Council not conduct an ordinary meeting in January 2017 due to the restricted timeframe available; and
3. An extraordinary meeting be conducted in January or February if necessary.

16/11/10 Carried

ITEM - 11 INDUSTRY LED TOURISM BOARD

Proceedings in Brief

Council's representative was nominated as Cllr Davison.

MOTION (MacSmith/Durkin)

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THAT Council's representative on the Industry Led Tourism Board be Cllr Davison.

16/11/11 Carried

ITEM - 12 CUDAL COMMUNITY CHILDREN'S CENTRE

MOTION (Walker/Dean)

THAT Council:

1. Enter into a peppercorn lease agreement for a nominal fee of \$1 per year with the Cudal Community Children's Centre for Lot 1 DP 1103344, 15 Main Street Cudal, and
2. Affix the seal to the lease agreement between Council and the Cudal Community Children's Centre.

16/11/12 Carried

ITEM - 13 ORANA HOUSE & FORMER COURT HOUSE CANOWINDRA

Proceedings in Brief

Tuesday 6th December was suggested for a meeting date.

MOTION (Walker/Durkin)

THAT Council hold a workshop on Tuesday 6th of December to discuss the future use of Orana House and the Former Court House Canowindra.

16/11/13 Carried

ITEM - 14 LAND DEVELOPMENT

Proceedings in Brief

Cllr Davison noting the \$1.3M moved from the Land Development Reserve to the new Village Enhancement Reserve suggested the new reserve be increased to \$2M to provide a larger availability of funds for each village, by taking \$700k from another other budget item.

The Mayor suggested specific details be discussed at the upcoming workshop.

MOTION (Davison/Durkin)

THAT Council cease to be involved in any future land developments and move the balance of the Land Development Reserve to a new reserve Village Enhancement to be available for projects throughout the shire.

16/11/14 Carried

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**ITEM - 15 BORENORE COMMUNITY PROGRESS ASSOCIATION -
REQUEST FOR FUNDS**

Proceedings in Brief

Clr Davison spoke on behalf of the Progress Association's request and reiterated the issues being faced such as increased insurance costs.

The Mayor commented that the Progress Association provided value to the community and supported their move to the Fire Shed premises. He suggested as a one off Council should write off all moneys owed as per the recommendation.

MOTION (Davison/Walker)

THAT Council assist the Borenore Community Progress Association by:

1. Writing off the interest free loan from 2014 for payment of insurance for the amount of \$3,155.16;
2. Allocating funds to cover the rates levied on the property for the last three years to the amount of \$1,492.03; and that
3. Council request the Borenore Community Progress Association to contact John Holland Rail to confirm that the lease has been relinquished prior to any write off or rates being paid; and
4. Resolve that the expenditure is required and warranted to enable the accounts to be finalised due to the lease being relinquished and no organisation available to pay the outstanding amounts.

16/11/15 Carried

**ITEM - 16 LONGS CORNER ESTATE - 4 BLUEBELL STREET
CANOWINDRA - COVENANT VARIATION REQUEST**

MOTION (Durkin/Nash)

THAT Council refuse to vary the covenant to allow the use of a colour other than cream for boundary fencing on any lot in Longs Corner Estate, Canowindra.

16/11/16 Carried

ITEM - 17 REQUESTS FOR DONATIONS

MOTION (Walker/MacSmith)

THAT Council donate:

1. \$300 to the Cudal Swimming Club to upgrade equipment for learn to swim classes and competitive swimming training; and

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2. \$200 to the Cargo Public School P&C for their Christmas disco and BBQ.

16/11/17 Carried

ITEM - 18 SCHOOL PRESENTATION DAYS

Proceedings in Brief

The mayor noted 19 schools would be the beneficiaries.

MOTION (Nash/Dean)

THAT Council:

1. Sponsor a \$50 prize for each primary and secondary school in Cabonne; and
2. Authorise councillors to attend school presentations if invited.

16/11/18 Carried

ITEM - 19 PROPOSAL FOR AFTER SCHOOL CARE MANILDRA

MOTION (Dean/Nash)

THAT Council agree to be the applicant on the funding application for an after school care service at Manildra.

16/11/19 Carried

ITEM - 20 EUGOWRA VOLUNTARY PURCHASE

MOTION (Walker/Davison)

THAT:

1. Council authorise the Acting General Manager to sign the Funding Agreement from OEH;
2. Council authorise Council's seal to be affixed to the contract of sale for the property; and
3. The property be classified as Operational Land.

16/11/20 Carried

ITEM - 21 DONATION OF FEES FOR CUDAL COMMUNITY HALL

MOTION (Durkin/Nash)

THAT Council donate fees of \$131 for use of the Cudal Community hall for the Starry Night Ball charity event.

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16/11/21 Carried

It was noted the time being 2:49pm Andrew Commins addressed Council in relation to the following item as one of the proponents.

**ITEM - 22 DEVELOPMENT APPLICATION 2016/0128 FOR PROPOSED
OPEN CUT MINE (LIMESTONE MINE) AND ANCILLARY
PROCESSING - PROPOSED LOTS 100 & 101 IN SUBDIVISION OF
LOT 2 DP 590034, LOT 136 DP 664861 AND LOT 137 DP 652082,
BEING LAND KNOWN AS 115 CANOMODINE LANE,
CANOWINDRA.**

Proceedings in Brief

It was noted the proponent had submitted a report addressing 4 of the proposed conditions and as Council and staff had not had time to review the document it was suggested the item be deferred and that a site inspection be undertaken by councillors.

MOTION (Durkin/MacSmith)

THAT this matter be deferred until the December Council meeting and a site inspection be held on the 6th December.

16/11/22 Carried

The Chair called for a Division of Council as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion (noting the absence of Cllrs Culverson, Hayes, Treavors and Wilcox – apologies) as follows:

For: Cllrs Gosper, Dean, Nash, MacSmith, Durkin, Walker and Davison.

Against: Nil

It was noted the time being 2:54pm Peter Basha addressed Council on behalf of the proponent until 3:01pm.

**ITEM - 23 MODIFICATION OF DEVELOPMENT APPLICATION 2007/0138
- RURAL SUBDIVISION (7 LOTS) - LOT 245 DP 756890 & LOT 1 DP
591097, KANGAROOBIE ROAD, MARCH**

Proceedings in Brief

Mr Basha proposed that Council had some responsibility to meet some of the costs of forming Smith Road based on the road being a council road, that others were also using the road and council's own development contribution s94 Plan that states that where more than one person will benefit than the cost should be shared.

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Clr MacSmith suggested Council contribute 50% of the Smith Road upgrade costs. He argued the expenditure is required and warranted due to safety issues on the road.

The Director of Environmental Services advised that should Council determine to share in the costs of forming Smith road condition 28 needs to be amended to reflect the contribution of 50% by Council.

The Mayor spoke against the suggestion concerned at a precedent. In response to a question by the Mayor as to whether similar requests may arise the Director of Environmental Services advised that the usual standard is for the developer to upgrade roads (unformed Council local roads) at their costs and cited several instances where the same situation may arise.

MOTION (MacSmith/Walker)

THAT Council:

1. Delete condition 7 of development consent DA 2007/138 being a seven (7) lot rural subdivision located upon Lot 245 in DP 756890 and Lot 1 DP 591097, Kangaroo Road, March.
2. Undertake a 50:50 sharing of costs on the Smith Road upgrade between developer and Council.
3. Amend condition 28 to reflect Council's contribution to Smith Road.
4. Resolve that the expenditure is required and warranted because Smith Road is being used by the public and the condition raises health and safety issues.

16/11/23 Carried

The Chair called for a Division of Council as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion (noting the absence of Clrs Culverson, Hayes, Treavors and Wilcox – apologies) as follows:

For: Clrs Nash, MacSmith, Walker and Davison.

Against: Clrs Gosper, Dean and Durkin.

ITEM - 24 QUESTIONS FOR NEXT MEETING

Proceedings in Brief

Clr Nash raised the following issues:

- The Water bubblers in the parks at Manildra are not working – The Acting Director of Engineering and Technical Services will follow this up.
- The Manildra Pool committee have noticed the “no diving sign” placed at the pool. The Acting General Manager advised it was an audit requirement; due to the depth of the pool diving is not allowed and signage is required to be displayed. In response to a statement by Clr

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Nash that she believes diving is allowed if the pool is supervised the Acting General Manager advised that that was being clarified but he also believes that diving during swimming (supervised) is ok.

- The Manildra tip was on fire again and there is community concern with the fire season coming up. The Director of Environmental Services believes that the fire is a spontaneous combustion fire – due to heat at deep levels and not being started by individuals. A contractor has been called in to create fire breaks but a permanent solution is required. The Mayor asked that a report come to the next Council workshop on this.

Clr Dean:

- Suggested councillors visit Orana House prior to the 6th December 2016 workshop.

MOTION (Nash/Dean)

THAT Council receive a report at the next Council workshop to be held at Canowindra in relation to Manildra Tip fires.

16/11/24 Carried

ITEM - 25 BUSINESS PAPER ITEMS FOR NOTING

MOTION (Walker/Durkin)

THAT the Notation items be noted.

16/11/25 Carried

ITEM - 26 MATTERS OF URGENCY

Proceedings in Brief

Clr Davison raised concerns about the LGNSW media release relating to council elections timeframes.

The Acting General Manager advised that the Office of Local Government had issued a circular clarifying the matter and that a report would be made to the December Council meeting.

MOTION (Nash/MacSmith)

THAT a letter be sent to new State Member for Orange regarding Council's concerns about the NSWLG media release relating to councillor election dates.

16/11/26 Carried

ITEM - 27 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

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MOTION (Nash/Walker)

THAT Council hereby resolve itself into Committee of the Whole.

16/11/27 Carried

It was noted the time being 3:29pm the Chair announced that the Council would now be resolving into Closed Committee of the Whole.

CONFIDENTIAL ITEMS

**ITEM - 1 CARRYING OF COUNCIL RESOLUTION INTO CLOSED
COMMITTEE OF THE WHOLE MEETING**

RECOMMENDATION (Davison/Nash)

THAT the committee now hereby resolve into Closed Committee of the Whole for the purpose of discussing matters of a confidential nature relating to personnel or industrial matters, personal finances and matters which the publicity of which the Committee considers would be prejudicial to the Council or the individual concerned and that the press and the public be excluded from the meeting in accordance with the conditions of Council's Confidentiality Policy AND FURTHER that as reports to the Closed Committee of the Whole are likely to be confidential and their release prejudicial to the public interest and the provisions of Council's confidentiality policy, that copies of these reports not be made available to the press and public.

1. Carried

**ITEM - 2 ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL
MATTERS CONSIDERED AT COMMITTEE OF THE WHOLE
MEETING**

RECOMMENDATION (Walker/Dean)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Closed Committee of the Whole meeting held on 25 October 2016 and notes the recommendations recorded in the Official Ordinary Minutes of that meeting are sufficient to state the general effect of the proceeding in Closed Committee.

2. Carried

ITEM - 3 SECTION 18A WEEDS NOTICES

RECOMMENDATION (Walker/Dean)

THAT the information be noted.

3. Carried

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ITEM - 4 70A GASKILL STREET, CANOWINDRA - PROPERTY DAMAGE

RECOMMENDATION (Nash/Davison)

THAT:

1. Council waive the amount of three months' rent, being equivalent to \$1,320 due to flooding issues;
2. The tenant enter into a payment arrangement agreement with Council for the balance of the arrears that is suitable to both parties;
3. Should the tenant break this arrangement, Council take debt recovery action to recover the full amount outstanding and take the necessary action to evict the tenant from the premises; and
4. A further report be provided to Council.

4. Carried

**ITEM - 5 TENDER - CONSULTANCY SERVICES FOR LONG POINT
ROAD UPGRADE CROSSING OF THE MACQUARIE RIVER
FEASIBILITY STUDY**

RECOMMENDATION (Dean/MacSmith)

THAT Council engage GHD Pty Ltd to conduct the feasibility study for Long Point Road upgrade crossing of the Macquarie River to the value of \$72,820 including GST.

5. Carried

**ITEM - 6 CONTRACT 774368 - DESIGN DEVELOPMENT AND
CONSTRUCTION OF AMMERDOWN (ORANGE) TO MOLONG
CREEK DAM PIPELINE.**

RECOMMENDATION (Walker/MacSmith)

THAT Council:

1. Accept the tender of Leed Engineering and Construction Pty Ltd. for the design, development and construction of Ammerdown (Orange) to Molong Creek Dam Pipeline at the tendered price of \$1,844,000 excluding GST;
2. Authorise the approval of any variations for the project provided they are contained within the overall approved budget; and
3. Authorise the signing and attachment of the Council Seal to the contract deed of agreement between Cabonne Council and Leed Engineering and Construction Pty Ltd.

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6. Carried

It was noted, the time being 3:37pm Cllr Nash declared an interest in the following item (identified as a pecuniary interest) due to her son being an employee at the Quarry and left the Chambers.

ITEM - 7 LIMESTONE QUARRY

RECOMMENDATION (Dean/Walker)

THAT Council resolve to make application to the Minister under Section 354E of the Local Government Act to authorise the arrangements that have been negotiated with the employee as outlined in the report.

7. Carried

It was noted, the time being 3:40pm Cllr Nash rejoined the meeting.

It was noted the time being 3:40pm the Chair resumed the ordinary meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Dean/Nash)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 22 November, 2016 be adopted.

- 16/11/28 Carried

There being no further business, the meeting closed at 3.40pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 20 December, 2016 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.

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REPORT OF THE AUSTRALIA DAY AWARDS COMMITTEE MEETING HELD AT THE
COUNCIL CHAMBERS MOLONG ON TUESDAY 22 NOVEMBER, 2016 COMMENCING AT
3.38PM

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REPORT OF THE AUSTRALIA DAY AWARDS COMMITTEE MEETING HELD AT THE COUNCIL CHAMBERS MOLONG ON TUESDAY 22 NOVEMBER, 2016 COMMENCING AT 3.38PM

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PRESENT Clr I Gosper (in the Chair), Clrs G Dean, M Nash, L MacSmith, K Walker, I Davison and the Acting General Manager.

Also present were the Director Environmental Services and Director Engineering & Technical Services Personal Assistant.

ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

Apologies were tendered on behalf of Clrs Culverson, Treavors, Durkin, Wilcox and Hayes for their absence from the meeting.

RECOMMENDATION (Nash/Dean)

THAT any apologies tendered on behalf of Clrs Culverson, Treavors, Durkin, Wilcox and Hayes be accepted and the necessary leave of absence be granted.

1. Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

There were nil declarations of interest.

RECOMMENDATION (Davison/MacSmith)

THAT it be noted there were nil Declarations of Interest.

2. Carried

ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS

Proceedings in Brief

There were nil declarations of political donations.

RECOMMENDATION (Nash/Walker)

THAT it be noted there were nil declarations of Political Donations.

3. Carried

CONFIDENTIAL ITEMS

ITEM - 1 CARRYING OF COUNCIL RESOLUTION INTO CLOSED COMMITTEE OF THE WHOLE MEETING

THIS IS PAGE NO 1 OF THE REPORT OF THE AUSTRALIA DAY AWARDS COMMITTEE MEETING OF CABONNE COUNCIL HELD ON 22 NOVEMBER, 2016

REPORT OF THE AUSTRALIA DAY AWARDS COMMITTEE MEETING HELD AT THE COUNCIL CHAMBERS MOLONG ON TUESDAY 22 NOVEMBER, 2016 COMMENCING AT 3.38PM

Page 2

RECOMMENDATION (Davison/Dean)

THAT the committee now hereby resolve into Closed Committee of the Whole for the purpose of discussing matters of a confidential nature relating to personnel or industrial matters, personal finances and matters which the publicity of which the Committee considers would be prejudicial to the Council or the individual concerned and that the press and the public be excluded from the meeting in accordance with the conditions of Council's Confidentiality Policy AND FURTHER that as reports to the Closed Committee of the Whole are likely to be confidential and their release prejudicial to the public interest and the provisions of Council's confidentiality policy, that copies of these reports not be made available to the press and public.

4. Carried

*

ITEM - 2 AUSTRALIA DAY NOMINATIONS 2017

RECOMMENDATION (Walker/Dean)

THAT the Citizen, Young Citizen and Community Group of the year award winners for Cabonne 2017 be as recorded in the Proceedings in Brief.

5. Carried

There being no further business, the meeting closed at 3.58pm.

THIS IS PAGE NO 2 OF THE REPORT OF THE AUSTRALIA DAY AWARDS COMMITTEE MEETING OF CABONNE COUNCIL HELD ON 22 NOVEMBER, 2016

CABONNE COUNCIL TRAFFIC COMMITTEE

Main Street
CUDAL NSW 2864
Thursday, 24 November 2016

CABONNE COUNCIL TRAFFIC COMMITTEE

MAIN STREET, CUDAL NSW 2864

Thursday, 24 November 2016, 10am

Meeting opened: 10:00 am

Present:	Clr Geoff Dean	(Cabonne Council)
	Sgt Colin Sheil	(NSW Police)
	Mr David Vant	(Roads and Maritime Services)
	Ms Andrea Hamilton Vaughan	(Orange-Cabonne Road Safety Officer)
	Ms Sarah Burge	(Cabonne Council)
	Mr Trevor Sultana	(Cabonne Council)
	Ms Lynette Hawkes (Guest)	(Cabonne Council)

Introduction

ITEM 1. Apologies for Absence

Apologies were received from Clr Ian Gosper (Cabonne Council), Clr Janelle Culverson (Cabonne Council), Mr Robert Cohen (Cabonne Council), Mr Clive Cawthorne (Cabonne Council) and Mr Geoff Lewis (Community Representative)

REPORT

THAT the apologies be accepted.

ITEM 2. Minutes of Previous Traffic Committee Meeting

The members of the meeting were in concurrence that the minutes were an accurate reflection of what occurred at the last meeting.

REPORT

The minutes were sent around to members present at the last Traffic Committee and asked to indicate that the minutes were correct.

THAT the minutes of the Traffic Committee meetings be accepted.

CABONNE COUNCIL TRAFFIC COMMITTEE

Main Street
CUDAL NSW 2864
Thursday, 24 November 2016

Regulation of Traffic

ITEM 3. Newcrest Orange Challenge 2017

Sgt Sheil noted that this event is generally well run, however because the event would be a timed event it would require approval from the Regional Commander under Section 115 of the Roads Transport Act (2013). Sgt Sheil also noted that the TMP would need to be amended to account for the timing of the event. Mr Vant suggested that Condition 3 reflect the need for the applicant to obtain approval from the Police Regional Commander. Mr Vant also noted that given the route would be partly using Canowindra Road it would need assessment from the RMS Traffic Operations Manager. Mr Vant noted that the applicant sought full road closure for the event last year but was knocked back due to it being a state road.

Recommendation - Unanimous

THAT Council approve the event subject to:

1. Amendment of the Traffic Management Plan to account for the timing of the event.
2. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
3. NSW Road Rules being observed by participants at all times
4. Written approval being obtained from the NSW Police Regional Commander under Section 115 of the Roads Transport Act (2013)
5. Written approval being obtained from all affected Local Government Authorities
6. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
7. The event organiser notifying all emergency services of the event
8. The event organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

ITEM 4. NSW Masters Road Cycling Championships

Sgt Sheil noted that the event would be timed and as such would require Regional Commander approval under Section 115 of the Roads Transport Act 2013.

Recommendation - Unanimous

THAT Council approve the request subject to:

1. Amendment of the Traffic Management Plan to account for the timing of the event.
2. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
3. NSW Road Rules being observed by participants at all times
4. Written approval being obtained from the NSW Police Regional Commander under Section 115 of the Roads Transport Act (2013)
5. Written approval being obtained from all affected Local Government Authorities
6. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
7. The event organiser notifying all emergency services of the event
8. The event organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

CABONNE COUNCIL TRAFFIC COMMITTEE

Main Street
CUDAL NSW 2864
Thursday, 24 November 2016**ITEM 5. Orange Mountain Bike Club - Change of Dates**

Mr Vant noted there were no issues with the change, which the Committee agreed.

Recommendation - Unanimous

THAT Council approve the application subject to:

1. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
2. NSW Road Rules being observed by participants at all times
3. Written approval being obtained from NSW Police
4. Written approval being obtained from all affected Local Government Authorities
5. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
6. The event organiser notifying all emergency services of the event
7. The organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

ITEM 6. Pig Push

Mr Sultana noted that there was a change in route, with Cargo Road to be used instead of Canowindra Road and The Escort Way. Sgt Sheil supported the event in principle, however Mr Vant questioned whether there had been any mention of road alignment in the dealings with the applicant. Mr Sultana noted that there had not, with the only mention of the road conditions being that the pig will be moved off the road at a safe location when required. Mr Vant stated that two more conditions should be added – "No reasonable obstruction caused to vehicular traffic" and "Queues of traffic not to exceed 50m". Mr Vant also noted that the 100m distance between the Pig and the vehicle 100m behind the pig would allow vehicles to line up behind the pig. As such, Mr Vant stated that another condition should be the inclusion of a 4th vehicle immediately behind the pig.

Recommendation - Unanimous

THAT Council approve the application subject to:

1. No reasonable obstruction caused to vehicular traffic
2. Queues of traffic not exceeding 50m
3. A 4th vehicle placed immediately behind the participants (Pig)
4. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
5. NSW Road Rules being observed by participants at all times
6. Written approval being obtained from NSW Police
7. Written approval being obtained from all affected Local Government Authorities
8. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
9. The event organiser notifying all emergency services of the event
10. The organiser debrief Council on the event. This includes notifying Council of all incidents or near misses that occurred during the event

CABONNE COUNCIL TRAFFIC COMMITTEE

Main Street
CUDAL NSW 2864
Thursday, 24 November 2016

Speed Zone Review

ITEM 7. Speed Zone Review for Boree Lane, McDonald Road and Bowen Park Road

Mr Vant noted that this item should be moved to General Business

Mr Vant noted that speed zone reviews don't need Committee approval unless Council approval or attention is required. Mr Vant suggested that this issue be forwarded to RMS to be assessed.

Recommendation - Unanimous

That Council forward the request to RMS

Engineering and Traffic Advice

ITEM 8. Manildra Flour Mill – Change 'No Stopping' sign to 'Loading Zone' sign

Sgt Sheil noted that a Loading Zone would allow any vehicle to park at the proposed location, blocking entry to the mill. Mr Vant stated he could not support the change until more information was received. Mr Vant proposed that more information should be received and the matter go to an electronic Local Traffic Committee. Mr Vant noted that any suggestion by the applicant of potential 'cross the road' activity would not be allowed. Mr Vant also noted that a loading zone could be used by anyone, possibly parking for up to half an hour, and would result in complaints from the mill in regards to vehicles parking in their driveway. Mr Vant also noted that the loading zone may generate U-turn movements as well as right turn movements from the vehicles leaving the loading zones. Cllr Dean questioned whether the roadway where the loading zone was proposed was on the mill's land. Mr Vant suggested that given there was a blister between the driveway and the roadway it was possibly on the mill's land, but would still be subjected to traffic laws. Sgt Sheil suggested the loading zone could be moved to the west, where the mill workers currently park their cars.

Recommendation - Unanimous

THAT more information is received and the matter put forward in an electronic Local Traffic Committee.

CABONNE COUNCIL TRAFFIC COMMITTEE

Main Street
CUDAL NSW 2864
Thursday, 24 November 2016**ITEM 9. Mirror on Nancarrow Lane**

Mr Vant stated that a mirror was not preferable as they do not give an accurate representation of speed or distance, and Council would be liable if the mirror is damaged and an accident occurs. Cllr Dean suggested signage would be an option, with the committee agreeing the recommendation from the report would suffice.

Recommendation - Unanimous

THAT the Committee advise Council to undertake a site investigation to assess road geometry and the necessity for advanced road signage.

ITEM 10. Bus Route Extension along Bowens Lane

Cllr Dean noted he had an issue with sight distance when turning onto Bowens Lane from the Escort Way. Mr Vant agreed, and questioned what the operator is currently doing in terms of picking up and dropping off passengers. Cllr Dean noted the steep hill to the east of the turnoff made stopping to turn into Bowens Lane unsafe. Mr Vant also noted that there was B Double entry and exit to a property on The Escort Way, opposite the turnoff onto Bowens Lane. Mr Vant suggested that the route should involve turning onto Yellowbox Road from the Escort Way, and turning left out of Bowens Lane onto The Escort Way. The committee was in agreement that right hand turns into Bowens Lane from The Escort Way, or onto the Escort Way from Bowens Lane, was not allowed.

Recommendation - Unanimous

THAT Council support the change in route provided the vehicle follows a clockwise route, turning Right onto Yellowbox Road from The Escort Way and turning Left onto The Escort Way from Bowens Lane.

General Business

ITEM 11. Speed Zone Reviews

Mr Vant noted that speed zone reviews did not need traffic committee approval unless the issue was required to go to Council. Mr Vant also noted that Council has the right to decline submitting a speed zone review.

Recommendation – Unanimous

THAT the Committee note the information.

ITEM 12. BAR Line Painting

Cllr Dean and Mr Vant discussed the use of BARs for parking on major roads. Mr Vant suggested that Cllr Dean send him an email, for him to review the issue.

Recommendation – Unanimous

THAT the Committee note the information.

CABONNE COUNCIL TRAFFIC COMMITTEE

Electronic Traffic Committee

**Cabonne Council
December 2016 E-Meeting
Main Street, Cudal NSW 2864**

MINUTES

Council received 3 responses. These were from Sgt Colin Sheil, Clr Geoff Dean and Mr David Vant.

E-LTC Item 1 – 100 Mile Dinner

Sgt Sheil noted that he had no problem with the application, however added that the applicant had indicated the sale of alcohol during the event and that they would need a Function Licence. Sgt Sheil added that a recommendation should be that the Sale of Alcohol is subject to a Licence being obtained.

Sgt Sheil also noted that the Traffic Management Plan should be modified so as to move the 'Road Closed' sign to the north side of Finns Lane, which would allow Finns Lane to remain open. Sgt Sheil also recommended that the water filled road barriers be used given that the Road Closure signs are likely to be unmanned. The barriers would not necessarily have to be filled, but would be larger and heavier to move than signs. Clr Dean supported these changes.

Sgt Sheil enquired as to what the organisers planned to do in terms of allowing vehicles to leave the area once the roads were closed. The applicant was contacted to which they outlined that vehicles would be allowed to leave once the road is closed, but wouldn't be allowed to enter the area. Sgt Sheil also noted that access will need to be available to ensure emergency vehicles can gain access.

Mr Vant noted that he had no issues with the event and no issues with the Traffic Management Plan.

Recommendation

THAT Council approve the request subject to:

1. The Sale of Alcohol being subject to a licence being obtained
2. Water filled road barriers being used for the road closures
3. The applicant notify impacted businesses of the road closure
4. Implementation of the Risk Management Plan and Traffic Management Plan, in accordance with the "Guide to Traffic and Transport Management for Special Events" (RTA, v3.4 August 2006) for a Class 2 event
5. NSW Road Rules being observed by participants at all times
6. Written approval being obtained from NSW Police
7. Written approval being obtained from all affected Local Government Authorities
8. Council being provided with an updated copy of the \$20M Public Liability Insurance Policy indicating Cabonne Council's interests, with the date and location of the event
9. The event organiser notifying all emergency services of the event

CABONNE COUNCIL TRAFFIC COMMITTEE

E-LTC Item 2 – Manildra Flour Mill – Change ‘No Stopping’ sign to ‘Loading Zone’ sign

Sgt Sheil noted that B Doubles entering the mill are doing so on the wrong side of the road, and that the location the applicant has proposed the loading zones to be located have no footpath or protection for people using the loading zone. Sgt Sheil noted that Option 3 or the applicant implementing an on-site location for delivery pick up and drop off were the preferred options. Sgt Sheil also noted that Options 1 and 2 congested the entry and exit to the mill where there are unconventional vehicle and pedestrian movements.

Clr Dean supported Sgt Sheils preferred options, and also noted that there was no pedestrian access for Option 3. Mr Vant supported Sgt Sheils preferred options, and also noted that some line marking to clearly define the concrete island, so it doesn't become a traffic hazard, could be considered.

Council is to advise the applicant to investigate the implementation of an on-site loading zone. If this is not possible it is recommended the installation of a single loading zone as per Option 3.

Recommendation

That Council advise the applicant to investigate the implementation of an on-site loading zone.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 17 September 2013	Sharlea Kenney Michael Ryan	For Determination	PURCHASE OF STATE RAIL OWNED LAND FOR NASHDALE RAIL OVERBRIDGE
<p>MOTION (MacSmith/Wilcox)</p> <p>THAT Council:</p> <ol style="list-style-type: none"> 1. Compensate the owners of Lot 2 DP 109486 the sum of \$2,000 for the acquisition of the subject land; 2. Pay all legal, survey, production and plan lodgement costs associated with the purchase of the land; 3. Affix the common seal to the documents associated with the purchase of the land; and 4. Classify the land as operational. <p>01 Nov 2016 - 3:48 PM - Sharlea Kenney Still in 6 week settlement and with solicitors</p> <p>15 Sep 2016 - 11:41 AM - Jolene Pearson Have contract of sale for Nashdale overpass Bridge. Council has signed it and handed to solicitors. Deposit not yet paid, awaiting advise from solicitors before paying that.</p> <p>09 May 2016 - 1:48 PM - Sharlea Kenney Still with JHR they said they needed to confirm the area (which has been done on multiple occasions) and also said they needed a subdivision. I gave them the area again they said they need a subdivision certificate (ended up getting Council's surveyor to email them telling them they don't need a subdivision for an acquisition done in that manner). Now they have said they will continue processing.</p> <p>11 Mar 2016 - 9:45 AM - Sharlea Kenney still no further update</p> <p>15 Jan 2016 - 12:57 PM - Sharlea Kenney Last correspondence was on 11/11/15, JHR wanted confirmation of how much land was being acquired as their solicitor was unsure and could not proceed with organising sale. I advised on the 11/11 of the land required by Council and sent through another copy of plans. Have sent JHR correspondence asking for update.</p> <p>11 Nov 2015 - 10:35 AM - Sharlea Kenney still waiting on JHR - design staff liaising with JHR</p> <p>08 Sep 2015 - 4:25 PM - Sharlea Kenney reply from Jacob Evans - Have responded to Rail advising that we had accepted their pricing offer and we are awaiting on them to draw up contracts of sale.</p> <p>23 Jul 2015 - 12:17 PM - Sharlea Kenney Still with JH awaiting contracts to be signed</p> <p>04 Jun 2015 - 3:04 PM - Sharlea Kenney Jacob Evans comment - Have responded to Rail advising that we had accepted their pricing offer and we are awaiting on them to draw up contracts of sale.</p> <p>02 Apr 2015 - 3:49 PM - Sharlea Kenney</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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1. Have replied to JHR rail and accepted offer. Awaiting them to draw up sale contracts and I need to try to double check that the subdivision has been finalised and ready for the sale
06 Feb 2015 - 9:49 AM - Sharlea Kenney
 paperwork has been recieved. Currently in the process of getting this finalised and sent to solicitors
06 Jan 2015 - 3:57 PM - Sharlea Kenney
 Property Officer for JHR has contacted me and is chasing these documents up.
01 Dec 2014 - 3:02 PM - Sharlea Kenney
 have asked for an update from John Holland....no response
09 Oct 2014 - 11:19 AM - Sharlea Kenney
 Action reassigned to Sharlea Kenney by: Sharlea Kenney
02 Jul 2014 - 10:36 AM - Kristi Whiteman
 Response to email sent 2/07/2014 - Documents with Transport NSW, John Holland following up on the progress.
02 Apr 2014 - 12:58 PM - Jason Theakstone
 another email sent today requesting update
07 Mar 2014 - 3:36 PM - Jason Theakstone
 emial sent 7/3/14 requesting update on progress of application
07 Mar 2014 - 10:37 AM - Jason Theakstone
 AWAITING JOHN HOLLOND RAIL
05 Nov 2013 - 3:54 PM - Jason Theakstone
 in progress awaiting JHR
17 Oct 2013 - 3:29 PM - Jason Theakstone
 Application submitted to JHR. awaiting advice from JHR

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 17 September 2013	Sharlea Kenney Michael Ryan	Confidential Items	PURCHASE OF UNIDENTIFIED RAILWAY LAND NORTH OF LOT 1 DP 745958 MOLONG

RECOMMENDATION (Wilcox/Culverson)

THAT Council:

1. Proceed with the subdivision and purchase of the unidentified railway land north of Lot 1 DP 745958, Molong.
2. Affix the seal of Council to the subdivision and acquisition documents.
3. Classify the land as operational.

02 Nov 2016 - 11:25 AM - Sharlea Kenney
 survey has been completed and information sent to Enviro for information as JHR wanting to get land subdivided.
 Awaiting on information
15 Sep 2016 - 11:51 AM - Sharlea Kenney

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Quote accepted waiting for correspondence from contractor - Matt Forsyth
09 May 2016 - 1:49 PM - Sharlea Kenney
They advised that they now need a subdivision to be completed. Subdivision will be needed to finalise this one so I have sent this job to 3 surveyors for quotes. Have only received one quote so far. Will await to receive the remaining quotes
11 Mar 2016 - 9:46 AM - Sharlea Kenney
investigations still happening
15 Jan 2016 - 12:55 PM - Sharlea Kenney
John Holland asked for Council to supply 149 Certificate and provide sewer diagrams late last year. 149 Certificate asked to be supplied by Environmental Services. Environmental Services have advised that further investigations need to be done before supplied with 149.
11 Nov 2015 - 10:36 AM - Sharlea Kenney
still waiting on JHR - design staff liaising with JHR
08 Sep 2015 - 4:24 PM - Sharlea Kenney
Reply from Jacob Evans - Still haven't heard from John Holland Rail at all regarding this or the one below. I have literally just emailed them again this morning so awaiting a response but they haven't sent anything through at this stage.
23 Jul 2015 - 12:18 PM - Sharlea Kenney
Still awaiting approval from NSW Government properties for Rail to sell land directly to Council
04 Jun 2015 - 2:54 PM - Sharlea Kenney
Jacob Evan comment - Last correspondence from Rail was that they are still awaiting approval from Government Properties NSW to be able to sell land direct to Council.
02 Apr 2015 - 3:50 PM - Sharlea Kenney
2. Have contacted JHR regarding this matter and its still with Transport NSW so waiting on them. I was advised that JHR will follow them up to try to get a result.
06 Feb 2015 - 9:39 AM - Sharlea Kenney
have received confirmation from JHR to purchase. In the process now of doing all the paperwork and sending to solicitors.
06 Jan 2015 - 3:57 PM - Sharlea Kenney
Property Officer from JHR has contacted me and is chasing the documentation up
01 Dec 2014 - 3:03 PM - Sharlea Kenney
have asked for an update from John Holland....no response
09 Oct 2014 - 11:20 AM - Sharlea Kenney
Action reassigned to Sharlea Kenney by: Sharlea Kenney
02 Jul 2014 - 10:40 AM - Kristi Whiteman
Response to email sent 2/07/2014 - Documents with Transport NSW, John Holland following up on the progress.
02 Apr 2014 - 12:58 PM - Jason Theakstone
email sent today requesting update
07 Mar 2014 - 10:37 AM - Jason Theakstone
AWAITING JOHN HOLLAND RAIL
05 Nov 2013 - 3:55 PM - Jason Theakstone
Awaiting JHR
17 Oct 2013 - 3:30 PM - Jason Theakstone
Application sent to JHR. Awaiting advice

Meeting	Officer/Director	Section	Subject
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Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Ordinary Meeting 17 September 2013	Victoria Priest Steve Harding	Confidential Items	PURCHASE OF UNIDENTIFIED RAILWAY LAND NORTH OF LOT 1 DP 745958 MOLONG
RECOMMENDATION (Wilcox/Culverson)			
THAT Council:			
<ol style="list-style-type: none"> 1. Proceed with the subdivision and purchase of the unidentified railway land north of Lot 1 DP 745958, Molong. 2. Affix the seal of Council to the subdivision and acquisition documents. 3. Classify the land as operational. 			
<p>02 Nov 2016 - 2:53 PM - Victoria Priest Noted comments from DETS PA - awaiting documents to apply seal</p> <p>24 Aug 2016 - 4:27 PM - Victoria Priest Spoken with DETS PA - no further updates as yet - still awaiting documents to apply seal</p> <p>04 Jul 2016 - 12:20 PM - Victoria Priest noted comments from DETS PA from May 2016 Awaiting documents to apply seal</p> <p>28 Apr 2016 - 4:40 PM - Victoria Priest Noted comment from DETS PA from 11/3/16 - awaiting documents to apply seal.</p> <p>10 Mar 2016 - 9:43 AM - Victoria Priest Noted DETS PA comment from January 2016. Awaiting Documents to apply seal.</p> <p>20 Jan 2016 - 2:32 PM - Victoria Priest Noted that Environmental Services have advised that further investigations need to be done before supplied with 149 to JHR. Awaiting documents.</p> <p>12 Nov 2015 - 9:16 AM - Anna Sutton DETSPA wrote in InfoCouncil; still waiting on JHR - design staff liaising with JHR.</p> <p>11 Nov 2015 - 2:23 PM - Victoria Priest Action reassigned to Victoria Priest by: Gerard Aguila</p> <p>08 Sep 2015 - 9:44 AM - Anna Sutton Awaiting documents</p> <p>04 Aug 2015 - 4:05 PM - Anna Sutton Awaiting documents</p> <p>15 Jul 2015 - 3:36 PM - Anna Sutton awaiting documents</p> <p>04 Jun 2015 - 3:54 PM - Anna Sutton GIS Officer comment ; last correspondence from Rail was that they are still awaiting approval from Government Properties NSW to be able to sell land direct to Council.</p> <p>12 May 2015 - 9:33 AM - Anna Sutton Awaiting documents</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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09 Feb 2015 - 12:00 PM - Anna Sutton
Ememo sent to the Director asking for an update.

02 Feb 2015 - 1:47 PM - Anna Sutton
Awaiting documents for the seal to be completed.

06 Jan 2015 - 9:43 AM - Anna Sutton
Awaiting documents

12 Nov 2014 - 11:26 AM - Anna Sutton
Awaiting documents.

15 Sep 2014 - 4:06 PM - Anna Sutton
DM advised this requires Ministerial approval and will go on for a few years.

09 Jul 2014 - 12:26 PM - Anna Sutton
DM advised - Response to email sent 2/07/2014 - Documents with Transport NSW, John Holland following up on the progress

14 May 2014 - 3:02 PM - Anna Sutton
14/5/14 - DM advised is in progress, the DM has chased this document up several times with John Holland Rail. Awaiting to hear a response.

03 Feb 2014 - 12:10 PM - Anna Sutton
Please see notes from above from Ashleigh re this process could take years.

22 Jan 2014 - 12:54 PM - Victoria Priest
Action reassigned to Anna Sutton by: Gerry Aguila

25 Nov 2013 - 12:42 PM - Victoria Priest
Action reassigned to Gerry Aguila by: Gerry Aguila

11 Oct 2013 - 11:34 AM - Ashleigh Hobbs
Message from the DM 11/10/13 - The railway purchase of lands is going to take years.

23 Sep 2013 - 11:43 AM - Ashleigh Hobbs
Common seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 19 August 2014	Sharlea Kenney Michael Ryan	For Determination	ACQUISITION OF CROWN LAND FOR CANOWINDRA SEWERAGE TREATMENT PLANT

MOTION (Durkin/Wilcox)

THAT:

1. Council proceed with the compulsory acquisition of the land described as Lots 7300 (incorporating Travelling Stock Route 16094), 7301 & 7302 DP 1143594 and Lot 302 DP 750147 for the purpose of the Canowindra Sewerage Treatment Plant in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991;
2. Council make application to the Minister and the Governor for approval to acquire Lots 7300 (incorporating Travelling Stock Route 16094), 7301 & 7302 DP 1143594 and Lot 302 DP 750147 by compulsory process under section 186(1) and 186(2)(b) of the Local Government Act 1993;

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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3. The land to be acquired is to be classified as operational;
4. Council requests the Minister for Local Government to approve a reduction in the notification period from 90 days to 28 days;
5. Funding of \$38,500 be authorised from the Sewer Fund Reserve; and
6. Council authorise the affixing of the Common Seal to the transfer documents.

17 Oct 2016 - 9:02 AM - Gerard Aguila

Action completed by: Gerard Aguila
tst

15 Sep 2016 - 11:40 AM - Sharlea Kenney

Certificate of titles received

04 Jul 2016 - 2:31 PM - Gerard Aguila

Reopened as need to provide documents for Seal not yet actioned.

10 Feb 2016 - 11:50 AM - Sharlea Kenney

Action completed by: Richelle Mills

Workshop 09-02-2016

15 Jan 2016 - 12:54 PM - Sharlea Kenney

December meeting approved funds to complete this. Recquisition created to pay for the land. Will advise Messengers when PO has been approved.

SUPERSEDE THIS ONE

COMPLETE

11 Nov 2015 - 10:36 AM - Sharlea Kenney

still waiting on Dept of lands - design staff liaising with Crown

08 Sep 2015 - 4:23 PM - Sharlea Kenney

Reply from Jacob Evans - Have been chasing this up, apparently the VG has a back log of jobs to value but last correspondence was that we can expect to receive the valuation by this week so hopefully its in any day

23 Jul 2015 - 12:18 PM - Sharlea Kenney

Gazetted on the 10th July, council advised solicitors on the 10th and asked if further action is required, still waiting on response

04 Jun 2015 - 2:54 PM - Sharlea Kenney

Jacob Evans has emailed solicitors last week asking if any further action is required from Council other then placing gazette notice which has to be published after 9th July.

Have not received a response yet.

15 Apr 2015 - 12:06 PM - Sharlea Kenney

Canowindra Sewerage is with Messengers, has been followed up last week and they sent through a document requiring more information as per request from the LPI regarding the acquisition intent and requirements. I have responded to that last week for them to reply to LPI.

09 Feb 2015 - 12:29 PM - Sharlea Kenney

contact has been made with Messenger and Messenger stating that the letter is still with the minister.

22 Sep 2014 - 3:43 PM - Sharlea Kenney

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Action completed by: Chloe Jones
16/09/2014

21 Aug 2014 - 2:10 PM - Jason Theakstone
advice sent to the Minister - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 19 August 2014	Victoria Priest Steve Harding	For Determination	ACQUISITION OF CROWN LAND FOR CANOWINDRA SEWERAGE TREATMENT PLANT

MOTION (Durkin/Wilcox)

THAT:

1. Council proceed with the compulsory acquisition of the land described as Lots 7300 (incorporating Travelling Stock Route 16094), 7301 & 7302 DP 1143594 and Lot 302 DP 750147 for the purpose of the Canowindra Sewerage Treatment Plant in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991;
2. Council make application to the Minister and the Governor for approval to acquire Lots 7300 (incorporating Travelling Stock Route 16094), 7301 & 7302 DP 1143594 and Lot 302 DP 750147 by compulsory process under section 186(1) and 186(2)(b) of the Local Government Act 1993;
3. The land to be acquired is to be classified as operational;
4. Council requests the Minister for Local Government to approve a reduction in the notification period from 90 days to 28 days;
5. Funding of \$38,500 be authorised from the Sewer Fund Reserve; and
6. Council authorise the affixing of the Common Seal to the transfer documents.

02 Nov 2016 - 2:55 PM - Victoria Priest

Noted comments from DETS PA - awaiting documents to apply seal

20 Oct 2016 - 1:53 PM - Victoria Priest

Awaiting documents to apply seal

24 Aug 2016 - 4:28 PM - Victoria Priest

Noted that task was reopened for DETS - awaiting documents to apply seal

07 Jul 2016 - 4:27 PM - Victoria Priest

Awaiting documents for seal

10 Mar 2016 - 9:29 AM - Victoria Priest

Awaiting Documents to apply seal

21 Jan 2016 - 12:06 PM - Victoria Priest

Awaiting Documents to apply Seal

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

02 Dec 2015 - 12:28 PM - Gerard Aguila
Awaiting Documents to apply Seal

11 Nov 2015 - 2:24 PM - Victoria Priest
Action reassigned to Victoria Priest by: Gerard Aguila

12 Aug 2015 - 9:21 AM - Anna Sutton
Awaiting documents

15 Jul 2015 - 3:36 PM - Anna Sutton
Awaiting documents

04 Jun 2015 - 3:55 PM - Anna Sutton
GIS Officer advised further action is required from Council other then placing gazette notice which has to be published after 9th July. Have not received a response yet.

14 May 2015 - 9:40 AM - Anna Sutton
Awaiting documents

14 Apr 2015 - 4:04 PM - Anna Sutton
Email sent to Messenger and Messenger asking for an update. Awaiting response.

14 Apr 2015 - 4:04 PM - Anna Sutton
Still awaiting document

09 Feb 2015 - 12:29 PM - Anna Sutton
Spoke with Administration Officer at Messenger and Messenger and she advised that the document was with the Minister. Awaiting for the documents to be returned.

02 Feb 2015 - 1:50 PM - Anna Sutton
Awaiting documents for the seal to be completed.

06 Jan 2015 - 9:46 AM - Anna Sutton
Awaiting documents

12 Nov 2014 - 11:29 AM - Anna Sutton
Awaiting documents

15 Sep 2014 - 4:07 PM - Anna Sutton
DM advised Is in progress with M&M and the Crown, may take a while.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 April 2015	Michael Ryan Michael Ryan	For Determination	BALDRY ROAD UPGRADE PETITION

MOTION (Wilcox/Gosper)

THAT Council:

1. Note the petition; and
2. Support the submission of Baldry Road under the Heavy Vehicle Productivity Program and Fixing Country Roads Program in the 2015 submission process.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

03 Nov 2016 - 10:05 AM - Sharlea Kenney
Unsuccessful for Fixing country roads and Nation Heavy Vehicle funding but have been advised to resubmit application.

15 Sep 2016 - 12:52 PM - Sharlea Kenney
council was unsuccessful under the NHV project.

11 Jul 2016 - 10:10 AM - Sharlea Kenney
still no news from NHV funding

09 May 2016 - 2:32 PM - Sharlea Kenney
still waiting on NHVR to notify of funding application

11 Apr 2016 - 10:59 AM - Sharlea Kenney
still waiting on NHVR to notify of funding application

11 Mar 2016 - 9:49 AM - Sharlea Kenney
council was not successful in the fixing country roads shortlisting. Awaiting the Heavy vehicle funding notification.

07 Jan 2016 - 10:49 AM - Sharlea Kenney
submission for expression of interest - looking at end of january early february when full applications will be sought

04 Dec 2015 - 2:52 PM - Sharlea Kenney
submitted application

11 Nov 2015 - 10:37 AM - Sharlea Kenney
will submit to Fixing country roads funding round 2

08 Sep 2015 - 4:28 PM - Sharlea Kenney
still waiting on funding opportunities

12 Aug 2015 - 10:05 AM - Sharlea Kenney
still waiting on funding opportunities

30 Jun 2015 - 10:13 AM - Sharlea Kenney
Have sent letter back to author of petition. Funding sources not available till about Sept/Oct so will submit once funding sources available

13 May 2015 - 2:03 PM - Michael Ryan
Action reassigned to Michael Ryan by: Gerard Aguila

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 August 2015	Dale Jones Steve Harding	Confidential Items	POSSIBLE DEED OF AGREEMENT WITH AUSTRALIAN MUSEUM
RECOMMENDATION (Davison/Wilcox)			
<p>THAT Council investigate options for the future storage and ownership of the Canowindra age of fishes fossils with a report to the next council meeting.</p> <p>18 Oct 2016 - 3:09 PM - Dale Jones Deed of Gift and other documents being analysed by GM</p> <p>03 Aug 2016 - 11:11 AM - Dale Jones Latest correspondence from Australian Museum to be examined by DFCS and AEDM</p>			

Outstanding Actions

Division:

Committee:

Officer:

Ordinary Meeting

Date From:

Date To:

Printed: Thursday, 3 November 2016 11:35:01 AM

Action Sheets Report

11 Jul 2016 - 1:52 PM - Dale Jones

Final Deed of Gift documents received and under review. Application submitted for storage facility funding under Clubgrants Category 3 program

11 May 2016 - 1:45 PM - Dale Jones

Updated Deed of Gift documents received from Australian Museum. To be reviewed by GM< DFCS and Acting EDM.

EOI for grant funding to build storage facility successful. Full grant application to be completed by 10 June 2016

14 Apr 2016 - 9:18 AM - Dale Jones

Australian Museum informed of Council's resolution to provide dollar for dollar funding up to \$300,000 towards suitable grant for fossil storage building. Museum to provide final draft Deed of Gift documents.

04 Mar 2016 - 1:54 PM - Dale Jones

Only one clause remains to be agreed upon before draft Deed of Gift, Stakeholders Deed and Collections Management Policy and Procedures are finalised.

Mayor, Cr Hayes, GM and Acting EDM scheduled to meet with Deputy Premier's staff and Member for Orange at Parliament House on Wednesday 9 March 2016 to discuss funding opportunities for fossil storage facility.

13 Jan 2016 - 10:10 AM - Dale Jones

Discussions progressing.

Acting EDM advised Council happy to proceed with amendments to deed of Gift clauses, excluding any financial commitment from council.

Advice provided that under the Office of Local Government's guidelines for decision making during merger proposal period, council can not make financial commitments that are binding on any new council.

Australian Museum will need to determine whether it wishes to proceed with the current Deed of Gift arrangements, with no financial commitment from Cabonne Council, or begin a fresh process with the new merged council later in the year should the proposed merger proceed.

Further talks to be held with Dr Rebecca Johnson, Australian Museum Director Research Institute, Science and Learning, after she returns from leave on 18 January 2016.

07 Dec 2015 - 9:23 AM - Dale Jones

Provided further feedback to museum after reviewing latest amendments. Will seek further meeting with museum following discussions with GM and Mayor

11 Nov 2015 - 11:40 AM - Dale Jones

Revised information received from Australian Museum and being reviewed before being forwarded for further consideration

07 Oct 2015 - 3:09 PM - Dale Jones

Suggested amendments and additional clauses in Deed of Agreement forwarded to Australian Museum.

Dr Rebecca Johnson, Director, Australian Museum Research Institute, Science and Learning, has forwarded Council's comments to colleagues for discussion and will get back to Council asap.

Council's Project Engineer has provided estimated cost of \$850 per m2 to construct fossil storage facility

03 Sep 2015 - 4:24 PM - Dale Jones

Project team form to consider options and prepare report for Council's September meeting

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 November 2015	Denis O'Brien Michael Ryan	For Determination	CANOWINDRA MEN'S SHED

MOTION (Dean/Culverson)

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

THAT Council:

1. Requests Crown Lands to add the purposes "Community Purposes" and "Public Recreation" to Reserve 66072;
2. Authorises the preparation of a standard Crown Lands license to replace the expired Men's Shed lease; and
3. Authorise the affixing of Council Seal to the licence agreement.

03 Nov 2016 - 10:42 AM - Denis O'Brien

Will follow up with Lands dept on their progress.

18 Oct 2016 - 10:39 AM - Denis O'Brien

Advised by Crown Lands that Rick Foster is now handling this matter

24 Aug 2016 - 3:39 PM - Denis O'Brien

No response from Crown lands as yet.

05 Jul 2016 - 8:53 AM - Denis O'Brien

Additional info provided to Crown lands at their request to expedite decision.

28 Jun 2016 - 2:23 PM - Denis O'Brien

Crown Lands contacted with request for update on progress of adding new purpose to the reserve.

28 Jun 2016 - 12:20 PM - Denis O'Brien

No reply from Lands.

11 May 2016 - 2:43 PM - Denis O'Brien

No reply received from Lands

18 Feb 2016 - 3:55 PM - Denis O'Brien

No reply received from Crown Lands re council letter dated 22/1/2016

20 Jan 2016 - 9:11 AM - Denis O'Brien

Letter being prepared for submission to Crown Lands requesting additional purposes be added to the reserve as per Council resolution.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 November 2015	Clive Cawthorne Michael Ryan	For Determination	GRIFFIN ROAD, CROWN ROAD TRANSFER

MOTION (Walker/Davison)

THAT Council transfers the Crown section of Griffin Road to Council's ownership subject to Crown waiving the transfer fee.

01 Nov 2016 - 12:57 PM - Sharlea Kenney

Council owned road

COMPLETED

18 Oct 2016 - 3:43 PM - Sharlea Kenney

Griffin Road is a Council Road and has always been. (I know Michael requested this be transferred probably 1-2 years ago and he was advised this is Council owned)

09 Aug 2016 - 9:55 AM - Clive Cawthorne

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Still awaiting reply from Crown Lands
 11 May 2016 - 10:02 AM - Clive Cawthorne
 Still with Crown Lands for approval
 10 Mar 2016 - 12:39 PM - Clive Cawthorne
 Still with Crown for action
 03 Feb 2016 - 10:11 AM - Clive Cawthorne
 still waiting to hear back from Crown Lands
 20 Jan 2016 - 2:29 PM - Sharlea Kenney
 transfer is currently with Crown lands. awaiting information

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 November 2015	Victoria Priest Steve Harding	For Determination	CANOWINDRA MEN'S SHED

MOTION (Dean/Culverson)

THAT Council:

1. Requests Crown Lands to add the purposes "Community Purposes" and "Public Recreation" to Reserve 66072;
2. Authorises the preparation of a standard Crown Lands license to replace the expired Men's Shed lease; and
3. Authorise the affixing of Council Seal to the licence agreement.

02 Nov 2016 - 3:06 PM - Victoria Priest
 Noted comments from Acting Urban Assets Coordinator - awaiting documents to apply seal
 20 Oct 2016 - 1:54 PM - Victoria Priest
 Awaiting documents to apply seal
 24 Aug 2016 - 4:30 PM - Victoria Priest
 Noted comments from Urban Assets Coordinator from August still awaiting documents to apply seal
 04 Jul 2016 - 12:14 PM - Victoria Priest
 Noted comments from Urban Assets Coordinator 28/6/16
 Awaiting documents to apply seal
 10 Mar 2016 - 9:37 AM - Victoria Priest
 Noted comment from Acting Urban Assets Coordinator.
 Awaiting Documents to apply seal
 15 Jan 2016 - 3:15 PM - Victoria Priest
 AO - Awaiting Documents to apply seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 15 December 2015	Michael Ryan Michael Ryan	Confidential Items	MOLONG LIMESTONE QUARRY TENDERS

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

RECOMMENDATION (Dean/Wilcox)

THAT Council not accept any of the tenders for the lease or other management options of the Molong limestone quarry and invite fresh tenders from the three interested tenderers with the same details as the original specification.

03 Nov 2016 - 10:06 AM - Jolene Pearson

Superseded by February 2016 report - COMPLETE

15 Sep 2016 - 11:53 AM - Sharlea Kenney

contract still with lawyers

11 Jul 2016 - 9:39 AM - Sharlea Kenney

Lease contracts in process of being done

09 May 2016 - 2:32 PM - Sharlea Kenney

negotiations still ongoing

11 Apr 2016 - 11:00 AM - Sharlea Kenney

Meetings held and a final bid for lease to come from 2 companies

11 Mar 2016 - 9:54 AM - Sharlea Kenney

Meetings to be held with 2 tenderers Friday 11th March 2016.

07 Jan 2016 - 11:01 AM - Sharlea Kenney

letters sent

Tenders close 20/1/16

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 February 2016	Denis O'Brien Michael Ryan	For Determination	CUDAL MEMORIAL PARK

MOTION (Dean/Treavors)

THAT Council approve:

1. Installation of an interpretive plaque outlining the old fountain and park history; and
2. Renaming of the park to "Landauer Memorial Park".

02 Nov 2016 - 12:05 PM - Denis O'Brien

"Laundauer Memorial Park" sign now installed.

02 Nov 2016 - 11:16 AM - Denis O'Brien

Sample of information plaque now on hand for community approval.

30 Aug 2016 - 10:49 AM - Denis O'Brien

Delays due to wet weather and truck breakdowns.

Anticipate sign installation this week pending weather conditions.

24 Aug 2016 - 3:35 PM - Denis O'Brien

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Sample of draft information plaque being sent to council for approval
 02 Aug 2016 - 12:48 PM - Denis O'Brien
 Wet weather delaying installation of signage
 05 Jul 2016 - 8:55 AM - Denis O'Brien
 Costing for new plaque being obtained.
 04 Jul 2016 - 2:05 PM - Denis O'Brien
 New sign received for installation. Plaque text finalised and quote being obtained.
 28 Jun 2016 - 12:19 PM - Denis O'Brien
 Seeking better photo for memorial plaque
 02 Jun 2016 - 2:01 PM - Denis O'Brien
 Sign on order
 27 Apr 2016 - 3:13 PM - Denis O'Brien
 Costing being obtained for signage
 29 Feb 2016 - 2:18 PM - Denis O'Brien
 Letter being sent to Progress Association advising of Council resolution.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 February 2016	Michael Ryan Michael Ryan	Confidential Items	LEASE OF MOLONG LIMESTONE QUARRY
RECOMMENDATION (Hayes/MacSmith)			
THAT:			
<ol style="list-style-type: none"> 1. Council resolve not to invite fresh tenders as the process of inviting expressions of interest and inviting selected tenders was exhaustive and calling fresh tenders is unlikely to attract additional tenderers in such a specialised field; 2. Council delegate the Mayor and General Manager to enter into negotiation with Lockinda and Earth Plant Hire with a view to entering into a contract for the lease of the Molong Limestone Quarry on the basis of the outcome outlined in the report; 3. Council note the purpose of resolving to enter into negotiations with the two selected tenderers is to demonstrate to the community Council's aim of achieving the best possible commercial outcome for the Molong limestone quarry operation; 4. If the negotiations are unsuccessful, that council advertise for the appointment of a quarry manager. 			
03 Nov 2016 - 10:06 AM - Sharlea Kenney Still negotiating with Earth Plant Hire 15 Sep 2016 - 11:53 AM - Sharlea Kenney Lease contracts still with lawyers 11 Jul 2016 - 9:40 AM - Sharlea Kenney Lease contracts in process of being done			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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16 Jun 2016 - 8:59 AM - Sharlea Kenney
Lease going to Earth Plant Hire

09 May 2016 - 2:52 PM - Sharlea Kenney
still negotiating

11 Apr 2016 - 11:02 AM - Sharlea Kenney
Meetings held and a final bid for lease to come from 2 companies

08 Mar 2016 - 9:33 AM - Sharlea Kenney
Meeting with both companies organised for Friday 11th March 2016

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 February 2016	Clive Cawthorne Michael Ryan	Confidential Items	PUZZLE FLAT CREEK LEVEE - LAND ACQUISITION

RECOMMENDATION (Walker/Nash)

THAT:

1. Council authorise the creation of an easement via compulsory acquisition burdening Lot 148, DP 750182 in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
2. Pursuant to Section 186 of the Local Government Act 1993, Council make an application to the Minister of Local Government and the Governor for the compulsory acquisition of an easement.
3. Council authorise the creation of an easement burdening Lot 71, DP 750182 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
4. Council authorise the creation of an easement burdening Lot A, DP 445761 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
5. Authority be granted to affix the Common Seal of Council to the compulsory acquisition documentation.

18 Oct 2016 - 3:43 PM - Sharlea Kenney

This is with solicitors and will take some time yet. The crown road section is not required as part of acquisition now as I have transferred it to Council ownership

09 Aug 2016 - 9:54 AM - Clive Cawthorne

Concurrence by owner to create an easement - documentation with Council's solicitor

11 May 2016 - 10:01 AM - Clive Cawthorne

With Solicitor to initiate compulsory resumption

10 Mar 2016 - 12:38 PM - Clive Cawthorne

Land Acquisition has been referred to Council's solicitor for action

Meeting	Officer/Director	Section	Subject
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Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Ordinary Meeting 23 February 2016	Victoria Priest Steve Harding	Confidential Items	PUZZLE FLAT CREEK LEVEE - LAND ACQUISITION
RECOMMENDATION (Walker/Nash)			
THAT:			
<ol style="list-style-type: none"> 1. Council authorise the creation of an easement via compulsory acquisition burdening Lot 148, DP 750182 in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan. 2. Pursuant to Section 186 of the Local Government Act 1993, Council make an application to the Minister of Local Government and the Governor for the compulsory acquisition of an easement. 3. Council authorise the creation of an easement burdening Lot 71, DP 750182 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan. 4. Council authorise the creation of an easement burdening Lot A, DP 445761 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan. 5. Authority be granted to affix the Common Seal of Council to the compulsory acquisition documentation. 			
<p>02 Nov 2016 - 2:57 PM - Victoria Priest Noted comments from DETS PA - awaiting documents to apply seal</p> <p>20 Oct 2016 - 1:56 PM - Victoria Priest Awaiting documents to apply seal</p> <p>24 Aug 2016 - 3:33 PM - Victoria Priest Noted comments from the Acting Technical Services Manager from August - awaiting documents to apply seal</p> <p>12 Jul 2016 - 9:28 AM - Victoria Priest Awaiting Documents to apply seal</p> <p>28 Apr 2016 - 4:38 PM - Victoria Priest Noted comment from Acting Technical Services Manager - awaiting documents to apply seal.</p> <p>10 Mar 2016 - 9:40 AM - Victoria Priest Awaiting documents to apply seal.</p> <p>29 Feb 2016 - 11:38 AM - Gerard Aguila AO for Seal</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Clive Cawthorne Michael Ryan	For Determination	OPHIR ROAD UPGRADE PETITION
MOTION (Culverson/Dean)			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

THAT Council:

1. Note the petition; and
2. Include an amount of \$465,000 for consideration with priority in the 2016/17 draft budget to be funded from the Roads to Recovery program.

01 Nov 2016 - 3:45 PM - Sharlea Kenney

\$465,000 R2R funding and works expected to start March 2017.

18 Oct 2016 - 3:47 PM - Sharlea Kenney

Due to staff absence, estimation cost assessment still being prepared

09 Aug 2016 - 9:52 AM - Sharlea Kenney

Estimate of cost being prepared for assessment against available funding

11 May 2016 - 9:59 AM - Clive Cawthorne

Referred to Assets Team for closer inspection and report back

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Dale Jones Steve Harding	For Notation	GUIDELINES FOR EVENT ORGANISERS

MOTION (Wilcox/Nash)

THAT a policy be developed clarifying activities conducted under a development application consent and the need for approval of those relating to a specific event.

01 Nov 2016 - 10:39 AM - Dale Jones

Meeting with Tourism and Community Development Coordinator and planning staff to take place in November

18 Oct 2016 - 3:07 PM - Dale Jones

Meeting scheduled with Council's Tourism and Community Development Coordinator

03 Aug 2016 - 11:10 AM - Dale Jones

Input to be sought from planning staff

11 Jul 2016 - 1:51 PM - Dale Jones

Meetings to be arranged with planning staff and PTO

11 May 2016 - 1:47 PM - Dale Jones

Arrangements to be made for meeting planning staff re policy development

14 Apr 2016 - 9:17 AM - Dale Jones

Policy to be developed in conjunction with Council's planning staff

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Clive Cawthorne Michael Ryan	For Determination	Mullion Creek - Pedestrian Crossing Facility across Long Point Road

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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RECOMMENDATION (Wilcox/Culverson)

THAT Council:

1. Allocate \$8,107.50 from revenue to fund 50% of the installation of a pedestrian crossing facility in Mullion Creek.
2. Resolve the expenditure is required and warranted for public safety purposes.
3. Approach RMS through the Traffic Committee to look at speed restrictions through the refuge.

18 Oct 2016 - 3:48 PM - Sharlea Kenney

Still with RMS for approval

09 Aug 2016 - 9:53 AM - Clive Cawthorne

Still with RMS awaiting approval and funding

11 May 2016 - 10:00 AM - Clive Cawthorne

Design complete, now with RMS for approval

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Denis O'Brien Michael Ryan	For Determination	ORANA HOUSE

RECOMMENDATION (Nash/Wilcox)

THAT:

1. Council continue paying the rates and water charges for Orana House;
2. Council investigate appointing a management committee under s.355 to provide the care control and management of Orana House;
3. An inspection take place with a view to addressing any outstanding safety and maintenance issues;
4. Council pay the outstanding electricity account for Orana House from the S356 vote; and
5. The Committee be encouraged to establish a fee structure that is sufficient to cover basic costs including electricity.

03 Nov 2016 - 10:36 AM - Denis O'Brien

Have repeatedly requested account for reimbursement but have not received one to process.

19 Oct 2016 - 3:36 PM - Denis O'Brien

No power account has yet been provided for reimbursement.

24 Aug 2016 - 3:37 PM - Denis O'Brien

Advised verbally that committee is collecting fees to cover power charges. Committee is also in process of cleaning up the interior and carrying out minor repairs.

02 Aug 2016 - 12:43 PM - Denis O'Brien

No power account or receipt has been submitted to Council for reimbursement.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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04 Jul 2016 - 2:07 PM - Denis O'Brien
Reimbursement to be done on receipt of proof of payment.

04 Jul 2016 - 2:06 PM - Denis O'Brien
Power reconnected

27 Jun 2016 - 10:17 AM - Denis O'Brien
Committee has now been formed.
Power board now has safety certificate.

08 Apr 2016 - 3:32 PM - Denis O'Brien
Item 1
Note that Council will continue to pay rates and water.

Item 2
Committee in process of being formed

Item 3
Building inspection done for 16/17 budget submissions

tem 4
Outstanding power account to be paid when a/c received

item 5
Potential committee members advised that a fees and charges schedule is required to cover costs.

Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 12 April 2016	Denis O'Brien Michael Ryan	For Determination	CUDAL COMMUNITY CHILDREN'S CENTRE
<u>MOTION</u> (Walker/MacSmith)			
THAT Council:			
<ol style="list-style-type: none"> 1. Commit the land currently occupied by the old Cudal RFS shed for expansion of the Cudal Community Children's Centre; and 2. Consider funding for the shed removal of \$12,000 in the 2016/17 budget. 			
03 Nov 2016 - 10:34 AM - Denis O'Brien RFS not yet transferred to new shed			
19 Oct 2016 - 3:35 PM - Denis O'Brien RFS not yet transferred to new shed			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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24 Aug 2016 - 3:38 PM - Denis O'Brien
New RFS shed is still under construction. Delays anticipated due to constant wet weather.

02 Aug 2016 - 12:45 PM - Denis O'Brien
No progress until new RFS shed is finished and fire vehicles and equipment transferred from old shed.

28 Jun 2016 - 12:17 PM - Denis O'Brien
New RFS shed under construction

10 May 2016 - 2:17 PM - Denis O'Brien
No further action until new shed is built and the old shed can be demolished.

09 May 2016 - 1:27 PM - Denis O'Brien
Letter sent as per Council resolution

04 May 2016 - 11:09 AM - Denis O'Brien
letter being preapred advising of council's decision

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 April 2016	Clive Cawthorne Michael Ryan	For Determination	HANOVER BRIDGE - LAND ACQUISITION

MOTION (Culverson/Wilcox)

THAT Council authorise:

1. The purchase of 5,500sqm of land from Lot 7300 DP 1144896 by way of compulsory acquisition in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;
2. An application to be made to the Minister and the Governor for approval to acquire part Lot 7300 DP 1144896 by compulsory acquisition process;
3. The affixation of the Common Seal to the Crown licence documents;
4. The affixation of the Common Seal and appropriate signatures on the associated land transfer documents.

18 Oct 2016 - 3:41 PM - Sharlea Kenney
two private acquisitions are complete the crown acquisition is ongoing and currently with the solicitors.

09 Aug 2016 - 9:52 AM - Clive Cawthorne
Still in the process of subdivision

11 May 2016 - 9:58 AM - Clive Cawthorne
In Progress of subdivision

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 April 2016	Victoria Priest Steve Harding	For Determination	HANOVER BRIDGE - LAND ACQUISITION

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

MOTION (Culverson/Wilcox)

THAT Council authorise:

1. The purchase of 5,500sqm of land from Lot 7300 DP 1144896 by way of compulsory acquisition in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;
2. An application to be made to the Minister and the Governor for approval to acquire part Lot 7300 DP 1144896 by compulsory acquisition process;
3. The affixation of the Common Seal to the Crown licence documents;
4. The affixation of the Common Seal and appropriate signatures on the associated land transfer documents.

02 Nov 2016 - 2:58 PM - Victoria Priest

Noted comments from DETS PA - awaiting documents to apply seal

20 Oct 2016 - 1:57 PM - Victoria Priest

Awaiting documents to apply seal

24 Aug 2016 - 4:17 PM - Victoria Priest

Noted comments from Acting technical Services Manager from August - awaiting documents to apply seal

04 Jul 2016 - 12:09 PM - Victoria Priest

Noted comments from the Acting Technical Services Manager from May 2016.

Awaiting documents to apply seal

28 Apr 2016 - 4:05 PM - Victoria Priest

Awaiting Documents

27 Apr 2016 - 12:46 PM - Gerard Aguila

AO re Seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 May 2016	Clive Cawthorne Michael Ryan	For Determination	PROPOSED ROAD NAMING - ROCKDALE ROAD, MANILDRA

MOTION (Treavors/Dean)

THAT:

1. Council proceed with public consultation proposing to name the road as "Rockdale Road"; and

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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2. Assuming no objections are received, Council proceeds with the naming of the road as "Rockdale Road" in accordance with Section 162 of the Roads Act, 1993.

18 Oct 2016 - 3:41 PM - Sharlea Kenney

This is with the GNB, no objections at this time

09 Aug 2016 - 9:50 AM - Clive Cawthorne

Process being advertised

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 May 2016	Clive Cawthorne Michael Ryan	For Determination	PROPOSED ROAD NAMING - PIGGERY LANE, MANILDRA

MOTION (Nash/Wilcox)

THAT:

1. Council proceed with public consultation proposing to name the road as "Millers Lane"; and
2. Assuming no objections are received, Council proceeds with the naming of "Millers Lane" in accordance with Section 162 of the Roads Act, 1993.

01 Nov 2016 - 1:06 PM - Sharlea Kenney

Going to November council meeting

18 Oct 2016 - 3:42 PM - Sharlea Kenney

Council changed the recommendation and asked to go with Millers Lane. This was rejected by the GNB due to duplication, I have reported back to Council for October meeting going back to the original proposal of Piggery Lane which should be considered acceptable by GNB.

09 Aug 2016 - 9:51 AM - Clive Cawthorne

Process being advertised

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 June 2016	Clive Cawthorne Michael Ryan	For Determination	PROPOSED MOLONG LIBRARY UPDATE

MOTION (Walker/MacSmith)

THAT Council endorse the concept design and note that modifications can and may need to be made at the approval of the Molong Library Working Party.

18 Oct 2016 - 3:36 PM - Sharlea Kenney

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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- Site Survey – Completed
 - Geotechnical Investigation – Completed
 - Hazardous Material Audit – Completed
 - Heritage Report – Completed (Awaiting for final report)
 - Environmental Impact Statement – In progress (20% completed)
 - Proposed demolition works for Development Application. Full record of the existing buildings and demolition specification - Completed
 - Concept Design – Completed
 - Concept Structural Design and Calculations – Completed
 - Detailed Design suitable for Construction Certificate and Tender Documentation, Structural Design to Construction Certificate and Tender Documentation – In progress (52% completed)
 - Services Design and Documentation – Consultant to be engaged (Awaiting for fee proposal)
 - Design and Documentation for Relocated Kitchen - Consultant to be engaged (Awaiting for fee proposal)
 - Quantity Surveyor to be engaged to prepare bills of quantities after finalising all the drawings and documents
 - Capital Expenditure Review Report to be submitted to the Division of Local Government

09 Aug 2016 - 9:49 AM - Clive Cawthorne

Approval to proceed to final design plans, heritage report completed and working on DA application for demolition and site preparation

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Gerard Aguila Steve Harding	For Determination	GOVERNMENT INFORMATION PUBLIC ACCESS ACT 2009 (GIPA) - AGENCY INFORMATION GUIDE AND PROACTIVE RELEASE PROGRAM - ANNUAL REVIEW

MOTION (Dean/Wilcox)

THAT Council:

1. Adopt the annexed draft Agency Information Guide and Proactive Release Program, for the ensuing 12 months and make same available through Council's website.
2. Submit their Agency Information Guide to the Information Commissioner.
3. Review its future Proactive Release Program features based on guidelines from the Information Commissioner once received.

18 Oct 2016 - 11:37 AM - Gerard Aguila

Still waiting on IPC guidelines.

04 Aug 2016 - 11:08 AM - Gerard Aguila

AIG placed on website and copy forwarded to IPC. doc 773660 refers.

1. and 2. - COMPLETE
3. Waiting on IPC guidelines

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Gerard Aguila Steve Harding	For Determination	AMENDMENTS TO THE LOCAL GOVERNMENT ACT - COUNCILLOR ELIGIBILITY AND DECLARATIONS OF INTEREST
MOTION (Dean/Wilcox)			
THAT:			
<ol style="list-style-type: none"> 1. Councillors note the changes to the Local Government Act; and 2. Updated Code of Conduct and Code of Meeting policies be submitted to Council for adoption to reflect these amendments to the Local Government Act. 			
<p>02 Nov 2016 - 12:00 PM - Gerard Aguila research indicates OLG circulars do not require update to codes. COMPLETE</p> <p>18 Oct 2016 - 10:07 AM - Gerard Aguila review commenced</p> <p>10 Aug 2016 - 9:47 AM - Gerard Aguila Action reassigned to Gerard Aguila by: Gerard Aguila</p> <p>10 Aug 2016 - 9:46 AM - Gerard Aguila assigned to AM to review relevant policies</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Steve Harding Steve Harding	For Determination	EUGOWRA HISTORICAL MUSEUM AND BUSHRANGER CENTRE
MOTION (Davison/Wilcox)			
THAT Council agree to enter into a Memorandum of Understanding with the Eugowra Promotion & Progress Association for Lot 283 DP 1192242 being 15 Pye Street, Eugowra known as the Eugowra Historical Museum & Bushranger Centre.			
<p>28 Oct 2016 - 4:37 PM - Robyn Little Signed by all parties. Copy returned to EPPA. Original in Council's legal document system. COMPLETE</p> <p>09 Sep 2016 - 3:51 PM - Steve Harding Awaiting return of MOU</p> <p>09 Aug 2016 - 12:16 PM - Steve Harding MOU sent to EPPA for signature</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Steve Harding Steve Harding	For Determination	CANOWINDRA RETIREMENT VILLAGE
MOTION (Walker/Durkin)			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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THAT on the return of Clr Hayes, that he and Clrs MacSmith and Walker meet with the Retirement committee, Uniting Care and senior staff of Council to work out the steps forward.

28 Oct 2016 - 4:36 PM - Robyn Little

Meeting scheduled 2/11/16 COMPLETE

09 Sep 2016 - 3:52 PM - Steve Harding

Clr Walker coordinating attendees

09 Aug 2016 - 12:02 PM - Steve Harding

Awaiting return of Clr Hayes

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Michael Ryan Michael Ryan	For Determination	REGIONAL WATER SECURITY PROJECT

MOTION (Culverson/Wilcox)

THAT Council:

1. Note the information.
2. Endorse the application to Infrastructure NSW to transfer savings from stage 1 of the pipeline project to stage 2 Molong to Cumnock pipeline.
3. Invite tenders from the Orange Council select tender list for stage 1 design and construct Orange to Molong pipeline Project RNSW757.

03 Nov 2016 - 10:07 AM - Sharlea Kenney

Currently liaising with OCC.

15 Sep 2016 - 11:59 AM - Sharlea Kenney

Tender advertised

16 Aug 2016 - 10:23 AM - Sharlea Kenney

noted

Preparing tender documents

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Denis O'Brien Michael Ryan	For Determination	CUDAL RECREATION GROUND

MOTION (Durkin/Nash)

THAT Council:

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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1. Provide \$5,000 financial assistance for the shade structure project as requested by the Ben Mitchell Tribute Committee; and
2. Resolve that the expenditure is required and warranted to supplement the fundraising efforts of the committee.

03 Nov 2016 - 11:16 AM - Denis O'Brien

Advised by committee today that plans are still being finalised and more quotes being obtained. Committee not yet ready to proceed with construction at this time.

18 Oct 2016 - 11:41 AM - Denis O'Brien

Committee to be contacted regarding design plan for proposed shade shelter. DA may be required.

01 Aug 2016 - 3:26 PM - Denis O'Brien

Note Council resolution.

Committee to be advised of the resolution.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Michael Ryan	Confidential Items	TENDER FOR DEMOLITION, DESIGN AND CONSTRUCTION OF LIMESTONE QUARRY SHED - MOLONG

RECOMMENDATION (Walker/Durkin)

THAT Council:

1. Engage CBC Innovation Pty Ltd to construct a shed at Molong Limestone Quarry at the tendered amount of \$305,665 (incl GST);
2. Vote additional funds of \$170,000 from Council's Quarry Reserve;
3. Resolve that the funds are required and warranted to enable Council to comply with Mine Safety Regulations; and
4. Affix the Common Seal to the contract document.

03 Nov 2016 - 10:07 AM - Sharlea Kenney

Waiting on information from solicitors.

15 Sep 2016 - 12:00 PM - Sharlea Kenney

successful company informed

Waiting on information for when construction can start

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Evan Webb Steve Harding	For Determination	CARGO RUGBY LEAGUE FOOTBALL CLUB - REQUEST FOR ASSISTANCE

RECOMMENDATION (Durkin/Nash)

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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THAT Council fund the Cargo Rugby League Football Club to the value of \$8,280 (which includes the 15% council corporate charge allocation) funded from the Community Facilitation Fund.

02 Nov 2016 - 9:31 AM - Jolene Pearson

Payment made to Cargo Rugby League Football Club in August - COMPLETE

18 Oct 2016 - 11:34 AM - Jolene Pearson

Information Noted - NAR - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Victoria Priest Steve Harding	Confidential Items	TENDER FOR DEMOLITION, DESIGN AND CONSTRUCTION OF LIMESTONE QUARRY SHED - MOLONG

RECOMMENDATION (Walker/Durkin)

THAT Council:

1. Engage CBC Innovation Pty Ltd to construct a shed at Molong Limestone Quarry at the tendered amount of \$305,665 (incl GST);
2. Vote additional funds of \$170,000 from Council's Quarry Reserve;
3. Resolve that the funds are required and warranted to enable Council to comply with Mine Safety Regulations; and
4. Affix the Common Seal to the contract document.

31 Oct 2016 - 11:41 AM - Victoria Priest

Bank Guarantee not needed - COMPLETE

24 Aug 2016 - 3:22 PM - Victoria Priest

Seal affixed 17/8/16 - Contract Documents missing Bank signatures on Bank Guarantee Requirement - contacted CBC innovation 24/8/16 to request they organise signing and return of documents.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Clive Cawthorne Michael Ryan	For Determination	PURCHASE OF STATE RAIL OWNED LAND FOR CARGO ROAD DEVIATION

MOTION (Dean/Wilcox)

THAT Council affix the common seal to the documents associated with the purchase of the land known as Lot 1182 in an unregistered plan of acquisition DP 1179438, currently registered comprising Part Lot 2 DP 109486.

01 Nov 2016 - 1:55 PM - Sharlea Kenney

Still in settlement stage and awaiting advice from Solicitors

15 Sep 2016 - 11:46 AM - Sharlea Kenney

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Have ontract of sale for Nashdale overpass Bridge. Council has signed it and handed to solicitors. Deposit not yet paid, awaiting advise from solicitors before paying that

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Denis O'Brien Michael Ryan	For Determination	EUGOWRA VOLUNTARY PURCHASE

MOTION (Dean/Wilcox)

THAT:

1. Council apply for funding from the NSW Office of Environment and Heritage (OEH) for the voluntary purchase of 14 Cooper Street, Eugowra.
2. A second report be submitted to Council advising of the outcome of the proposed funding application prior to commencement of acquisition.

03 Nov 2016 - 10:30 AM - Denis O'Brien

Funding agreement received

12 Oct 2016 - 2:53 PM - Denis O'Brien

Advised by OEH funding agreement being forwarded

29 Aug 2016 - 11:41 AM - Denis O'Brien

Funding application submitted to OEH

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Michael Ryan Michael Ryan	For Determination	REGIONAL WATER PIPELINE PROJECT

MOTION (Walker/MacSmith)

THAT:

- ☐ Comdain Infrastructure Pty Ltd
- ☐ Diona Pty Ltd
- ☐ Ertech Pty Ltd
- ☐ Georgiou Group Pty Ltd
- ☐ Ledonne Constructions Pty Ltd
- ☐ Leed Engineering and Construction Pty Ltd
- ☐ Spiecapag Lucas Joint Venture

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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be selected as suitable tenderers for submission of proposals for the Orange to Molong portion of the Regional Water Security project.

03 Nov 2016 - 10:08 AM - Sharlea Kenney

Currently liaising with OCC

15 Sep 2016 - 12:02 PM - Sharlea Kenney

Tender advertised

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Denis O'Brien Michael Ryan	For Determination	CANOWINDRA CARAVAN PARK

MOTION (Dean/Walker)

THAT Council cancel the current contract for Neil and Ros Haywood for the management of the Canowindra caravan park and that new tenders be advertised.

02 Nov 2016 - 11:15 AM - Denis O'Brien

COMPLETE.

02 Nov 2016 - 11:14 AM - Denis O'Brien

Resolved to call for new tenders.

12 Oct 2016 - 2:53 PM - Denis O'Brien

Report to October meeting 2016

29 Aug 2016 - 11:44 AM - Denis O'Brien

New tenders advertised

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Heather Nicholls Heather Nicholls	For Determination	HERITAGE GRANTS PROGRAM 2016-17 APPLICATIONS FOR REPLACEMENT OF AWNING AT 82-86 GASKILL STREET, CANOWINDRA AND SITE WORKS FOR THE CONSERVATION OF A RURAL BUILDING AT 1078 BURRENDONG WAY, CLERGATE

MOTION (Davison/Walker)

THAT:

1. The application for replacement of awning cladding of the three combined shop façades being premises known as 82 – 86 Gaskill Street, Canowindra be supported and that a funding offer of \$1,500 be made to Mr N.D. Cullane on behalf of ND Cullane, IR & DJ Guihot, and K Kelly, and

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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2. The application for initial conservation work to ensure longevity of a century old rural outbuilding contain rare collection of items and materials at 1078 Burrendong Way, Clergate be supported and that a grant of \$800 be offered to Bonny Campbell acting for the land owner Mr RG Culverson.

05 Oct 2016 - 12:11 PM - Heather Nicholls
Grant agreements issued COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Michael Ryan Michael Ryan	For Determination	ACCESS TO MOLONG TO YEOVAL WATER PIPELINE

RECOMMENDATION (Dean/Gosper)

THAT a further report be provided to next Council meeting addressing future demand.

03 Nov 2016 - 10:08 AM - Sharlea Kenney
currently liaising with OCC

15 Sep 2016 - 12:20 PM - Sharlea Kenney

Waiting for tender to be completed then will do a report to October meeting

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Denis O'Brien Michael Ryan	Confidential Items	MOLONG CARAVAN PARK

RECOMMENDATION (Dean/Hayes)

THAT Council accept the tender from Lorraine and Paul O'Brien for the management of the Molong Caravan Park and that the Council seal be affixed to the contract.

19 Oct 2016 - 3:33 PM - Denis O'Brien
COMPLETE

31 Aug 2016 - 1:25 PM - Denis O'Brien

Contracts being forwarded to Molong office for Council sealC

30 Aug 2016 - 10:41 AM - Denis O'Brien

Signatures for contract being obtained now

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Gary Brown Steve Harding	For Determination	REQUESTS FOR DONATIONS

MOTION (Dean/Nash)

THAT Council donate \$500 to the Manildra and District Improvement Association to assist them in providing a Christmas Fireworks display.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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01 Nov 2016 - 4:31 PM - Gary Brown \$500 donation made to MADIA COMPLETE			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	David Kidd Steve Harding	For Determination	STATECOVER AND STATEWIDE INCENTIVE PAYMENTS 2016/2017
<u>MOTION</u> (Wilcox/Nash)			
THAT:			
<ol style="list-style-type: none"> 1. The StateWide Mutual Ltd and the StateCover Mutual Ltd incentive payments be utilised for the actions outlined in the Swimming Pool Audit; and 2. Council resolve that the changes are required and warranted to enable the risks identified in the Swimming Pool Audit to be addressed. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Dale Jones Steve Harding	For Determination	COMMUNITY ASSISTANCE PROGRAM APPLICATIONS
<u>MOTION</u> (Wilcox/Davison)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve Community Assistance Program funding for Applications 1-13; 2. Approve Community Assistance Program funding for Application 14 subject to: <ol style="list-style-type: none"> (a) Development Approval being granted for the proposed structure; (b) Owner's consent being obtained from Crown Lands; and (c) Consent being obtained from the Wellington Valley Wiradjuri People. 3. Approve Community Assistance Program funding for Application 15 subject to: <ol style="list-style-type: none"> (a) Modification of an existing 2010 Development Approval being granted; and (b) That no work commence until a Plan of Management is prepared for the Molong Village Green. 			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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01 Nov 2016 - 10:38 AM - Dale Jones

Acceptance forms and invoices received from applicants

06 Oct 2016 - 4:55 PM - Dale Jones

Letters forwarded to all applicants with acceptance forms

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	For Determination	MONTANA PARK SIGN

MOTION (Wilcox/Walker)

THAT Council:

1. Approve the installation of a Montana Park sign at an estimated cost of \$3,500 to be funded from Capital Reserves; and
2. Resolve that the expenditure is required and warranted to fulfil a prior commitment by Council.

03 Nov 2016 - 10:12 AM - Sharlea Kenney

Getting sign ordered.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Kate Blackwood Heather Nicholls	For Determination	DEVELOPMENT APPLICATION 2016/153 GREENHOUSES AND PACKING SHED UPON LOT 496 DP 1095508 LAND ALSO KNOWN AS 621 CANOBOLAS RD, CANOBOLAS

MOTION (Wilcox/Durkin)

THAT the decision for Development Application 2016/153 for horticulture, erection of two (2) greenhouses and packing shed upon Lot 496 DP 1095508, land also known as 621 Canobolas Rd, Canobolas be deferred until after a site inspection.

05 Oct 2016 - 4:22 PM - Kate Blackwood

Onsite meeting scheduled for Councilors

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Gerard Aguila Steve Harding	For Notation	LIBRARIES - WI-FI

MOTION (Culverson/Nash)

THAT a letter of thanks be sent to the State Library of NSW.

24 Oct 2016 - 12:30 PM - Gerard Aguila

'Thanks' sent to State Library - COMPLETE

Meeting	Officer/Director	Section	Subject
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Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Ordinary Meeting 27 September 2016	Bob Cohen Michael Ryan	Confidential Items	PLANT HIRE TENDER 2016-2018
<u>RECOMMENDATION</u> (Walker/Hayes)			
THAT Council:			
<ol style="list-style-type: none"> 1. Adopt the attached list of contractors to supply plant hire for the period 1 August 2016 to 31 July 2018; and 2. Note that this tender does not prohibit Council from accepting new tenders for specific projects. 			
01 Nov 2016 - 3:46 PM - Sharlea Kenney noted			
Complete			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Dale Jones Steve Harding	Confidential Items	OFFERS TO PURCHASE LAND (LOTS1-5 DP1187720) AT MANILDRA
<u>RECOMMENDATION</u> (Hayes/Walker)			
THAT Council accept the offer from Karma Yiwong Samten Ling (Tibetan Buddhist Centre Incorporated) to purchase Lots 1-5 DP1187720 Manildra at a price of \$220,000 with the condition that the purchaser be required to maintain the land in an appropriate condition for a residential area.			
01 Nov 2016 - 10:38 AM - Dale Jones			
Sale proceeding through Council's conveyancer and purchaser			
06 Oct 2016 - 4:57 PM - Dale Jones			
Acceptance letter forwarded to purchasers, advising of council resolution and asking them to contact council's conveyancer to instigate sale process			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	Confidential Items	MOLONG SWIMMING POOL
<u>RECOMMENDATION</u> (Gosper/MacSmith)			
THAT Council accept the tender from Cathryn Jeffries for the management of the Molong Swimming Pool and that the Council seal be affixed to the contract.			
03 Nov 2016 - 10:14 AM - Sharlea Kenney			
Signed and seal affixed			
COMPLETED			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	Confidential Items	CANOWINDRA SWIMMING POOL
<u>RECOMMENDATION</u> (Walker/Nash) THAT Council accept the tender from Jarrod Strange for the management of the Canowindra Swimming Pool and that Council seal be affixed to the contract. 03 Nov 2016 - 10:14 AM - Sharlea Kenney Sign and seal affixed COMPLETED			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Steve Harding Steve Harding	Additional Item	TABLED REPORT
* <u>ITEM 7 MOLONG LIMESTONE QUARRY</u> <u>RECOMMENDATION</u> (Hayes/MacSmith) THAT Council: <ol style="list-style-type: none"> 1. Approve the amendments to the lease as outlined in the report; 2. Enter into the lease of Molong Limestone Quarry to Earth Plant Hire for a period of 5 years; and 3. Authorise the affixing of Council's Common Seal to the contract document. 4. Only proceed if council is able to comply with Section 23A Guidelines in relation to workforce management. 7. Carried 28 Oct 2016 - 4:34 PM - Robyn Little Amendments included in lease. Advice sought from Minister regarding workforce. No reply has been received to date.			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Victoria Priest Steve Harding	For Determination	FIXING THE DATE AND TIME FOR COUNCIL AND OTHER MEETINGS
<u>MOTION</u> (Hayes/MacSmith) THAT Council set the date and time to 5:00pm on the fourth Tuesday of the month for the regular meetings of Council.			

Outstanding Actions	Division:	Date From:
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	Officer:	Printed: Thursday, 3 November 2016 11:35:01 AM

Lost

MOTION (Dean/Nash)

THAT Council continue to keep the date and time to 2:00pm on the fourth Tuesday of the month for the regular meetings of Council.

20 Oct 2016 - 1:46 PM - Victoria Priest

Dates advertised in local papers - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Heather Nicholls Heather Nicholls	For Determination	DEVELOPMENT APPLICATION 2016/153 GREENHOUSES AND PACKING SHED UPON LOT 496 DP 1095508 LAND ALSO KNOWN AS 621 CANOBOLAS RD, CANOBOLAS

MOTION (Wilcox/Durkin)

THAT the decision for Development Application 2016/153 for horticulture, erection of two (2) greenhouses and packing shed upon Lot 496 DP 1095508, land also known as 621 Canobolas Rd, Canobolas be deferred until after a site inspection.

27 Oct 2016 - 2:06 PM - Heather Nicholls

site inspection by councillors undertaken. Deferred item determined as part of Oct 2016 council business paper. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	For Determination	QUESTIONS FOR NEXT MEETING

MOTION (Wilcox/Nash)

THAT

1. Council receive a report at the next Council meeting in relation to questions asked/matters raised where necessary; and
2. Invite years 5 and 6 of St Edwards School in Canowindra to attend the October Council meeting.

03 Nov 2016 - 10:15 AM - Sharlea Kenney

Noted

Completed

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Gary Brown Steve Harding	For Determination	QUESTIONS FOR NEXT MEETING

MOTION (Wilcox/Nash)

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

THAT

1. Council receive a report at the next Council meeting in relation to questions asked/matters raised where necessary; and
2. Invite years 5 and 6 of St Edwards School in Canowindra to attend the October Council meeting.

01 Nov 2016 - 4:04 PM - Gary Brown

Students from St Edwards School addressed the October Council Meeting COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	Additional Item	TABLED REPORT
* ITEM 7 MOLONG LIMESTONE QUARRY			
RECOMMENDATION (Hayes/MacSmith)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve the amendments to the lease as outlined in the report; 2. Enter into the lease of Molong Limestone Quarry to Earth Plant Hire for a period of 5 years; and 3. Authorise the affixing of Council's Common Seal to the contract document. 4. Only proceed if council is able to comply with Section 23A Guidelines in relation to workforce management. 			
7. Carried			
03 Nov 2016 - 10:16 AM - Sharlea Kenney			
lease still currently with the solicitors			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Veronica Windus Steve Harding	For Determination	ANNUAL FINANCIAL STATEMENTS
MOTION (Wilcox/Walker)			
THAT the Mayor, Deputy Mayor, Acting General Manager and Acting Director of Finance & Corporate Services sign the Statement by councillors and management in the approved format, for both the General Purpose and Special Purpose Financial Statements.			
Meeting	Officer/Director	Section	Subject

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Extraordinary Meeting 11 October 2016	Michael Ryan Michael Ryan	Confidential Items	MOLONG LIMESTONE QUARRY PLANT
RECOMMENDATION (Dean/Treavors)			
THAT Council approve the sale by auction of the plant items as outlined in the report with reserve being set at the lower value of the price ranges given subject to signing of the lease.			
03 Nov 2016 - 10:16 AM - Sharlea Kenney Noted			
COMPLETED			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Gerard Aguila Steve Harding	Confidential Items	OFFER TO PURCHASE LOT 11 BLUEBELL ST, CANOWINDRA
RECOMMENDATION (Hayes/Durkin)			
THAT:			
<ol style="list-style-type: none"> 1. Council accept the offer as outlined in the report to purchase Lot 11 Bluebell St, Canowindra; 2. Council authorise affixing of Council's seal to the land sale contract and transfer documents; and 3. Council authorise the General Manager to negotiate future land sales as outlined in the report. 			
02 Nov 2016 - 10:03 AM - Gerard Aguila Contract received. Fwded for Seal and signature by a/GM and Mayor			
18 Oct 2016 - 4:19 PM - Gerard Aguila Messenger dealing with this matter.			
18 Oct 2016 - 4:14 PM - Gerard Aguila Action reassigned to Gerard Aguila by: Gerard Aguila			
13 Oct 2016 - 4:06 PM - Dale Jones Land sale referred to Council's conveyancer. Purchaser advised of details. Purchaser and builder have contacted conveyancer to obtain contract			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Steve Harding Steve Harding	Matters of Urgency	MATTER OF GREAT URGENCY - LAND & ENVIRONMENT COURT - JUDGEMENT
MATTER OF GREAT URGENCY - LAND & ENVIRONMENT COURT - JUDGEMENT			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Proceedings in Brief

It was noted the additional item 5 was ruled by the Chair to be a matter of great urgency and was to be dealt with now that the agenda items were addressed.

MOTION (Culverson/Walker)

THAT Additional Item 5 relating to the Land & Environment Court – Judgement be treated as a matter of great urgency and be dealt with.

16/10/07 Carried

17 Oct 2016 - 3:07 PM - Robyn Little

Matter dealt with separately. COMPLETE

Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Steve Harding	For Determination	LAND & ENVIRONMENT COURT - JUDGEMENT
	Steve Harding		
<u>MOTION</u> (Durkin/Nash)			
THAT:			
<ol style="list-style-type: none"> 1. Council lodge a Notice of Intention to Appeal against the judgement brought down by the Land & Environment Court against Council on 7 October 2016 and seek agreement from the State Government not to take any further action prior to the Woollahra Council Supreme Court appeal determination and for seven days thereafter; 2. Council seek an injunction or interlocutory orders to stay any action should the State Government not agree to an undertaking as requested in 1. above; 3. Should the State Government not agree to give an undertaking as requested in 1. above, Council consider lodging a formal appeal subject to further advice from counsel and consideration by Council at the earliest opportunity. 			
28 Oct 2016 - 4:29 PM - Robyn Little			
Notice of Intention to Appeal lodged. Govt has confirmed acceptance of waiting for Woollahra decision. COMPLETE			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Veronica Windus	Confidential Items	MOLONG LIMESTONE QUARRY PLANT

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Steve Harding			
RECOMMENDATION (Dean/Treavors)			
THAT Council approve the sale by auction of the plant items as outlined in the report with reserve being set at the lower value of the price ranges given subject to signing of the lease.			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Kristine Farrell	Confidential Items	MOLONG LIMESTONE QUARRY PLANT
Steve Harding			
RECOMMENDATION (Dean/Treavors)			
THAT Council approve the sale by auction of the plant items as outlined in the report with reserve being set at the lower value of the price ranges given subject to signing of the lease.			
18 Oct 2016 - 1:20 PM - Kristine Farrell			
NOTED COMPLETE			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Victoria Priest	Confidential Items	OFFER TO PURCHASE LOT 11 BLUEBELL ST, CANOWINDRA
Steve Harding			
RECOMMENDATION (Hayes/Durkin)			
THAT:			
<ol style="list-style-type: none"> 1. Council accept the offer as outlined in the report to purchase Lot 11 Bluebell St, Canowindra; 2. Council authorise affixing of Council's seal to the land sale contract and transfer documents; and 3. Council authorise the General Manager to negotiate future land sales as outlined in the report. 			
02 Nov 2016 - 1:58 PM - Victoria Priest			
Seal affixed 2/11/16 - COMPLETE			
17 Oct 2016 - 1:08 PM - Victoria Priest			
Awaiting Documents to affix seal			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Victoria Priest	Confidential Items	MOLONG SWIMMING POOL

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Steve Harding			
RECOMMENDATION (Gosper/MacSmith)			
THAT Council accept the tender from Cathryn Jeffries for the management of the Molong Swimming Pool and that the Council seal be affixed to the contract.			
17 Oct 2016 - 1:17 PM - Victoria Priest Awaiting documents to affix seal			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Victoria Priest Steve Harding	Confidential Items	CANOWINDRA SWIMMING POOL
RECOMMENDATION (Walker/Nash)			
THAT Council accept the tender from Jarrod Strange for the management of the Canowindra Swimming Pool and that Council seal be affixed to the contract.			
02 Nov 2016 - 1:56 PM - Victoria Priest Seal affixed 25/10/16 - Advised by GMPA that documents needed correcting - awaiting to see if new documents are needed 17 Oct 2016 - 1:17 PM - Victoria Priest Awaiting documents to affix seal			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Victoria Priest Steve Harding	Additional Item	TABLED REPORT
* ITEM 7 MOLONG LIMESTONE QUARRY			
RECOMMENDATION (Hayes/MacSmith)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve the amendments to the lease as outlined in the report; 2. Enter into the lease of Molong Limestone Quarry to Earth Plant Hire for a period of 5 years; and 3. Authorise the affixing of Council's Common Seal to the contract document. 4. Only proceed if council is able to comply with Section 23A Guidelines in relation to workforce management. 			
7. Carried			
17 Oct 2016 - 1:17 PM - Victoria Priest Awaiting documents to affix seal			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 November 2015	Sharlea Kenney Michael Ryan	For Determination	NSW GOVERNMENT FIXING COUNTRY ROADS ROUND 2
MOTION (Culverson/Treavors)			
<p>THAT Council seek 30% of project cost in funding from Fixing Country Roads for the projects outlined in this report.</p> <p>02 Nov 2016 - 10:55 AM - Sharlea Kenney Council was unsuccessful with all the fixing country roads funding. COMPLETED</p> <p>18 Oct 2016 - 4:54 PM - Victoria Priest AO Reassigned task - previously under Michael Butler</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Dale Jones Steve Harding	For Determination	SALE OF LOTS 1-5 DP1187720 MANILDRA
MOTION (Dean/Davison)			
<p>THAT Council authorise affixing of Council's seal to the land sale contract and transfer documents for Lots 1-5 DP1187720 Manildra.</p> <p>01 Nov 2016 - 10:36 AM - Dale Jones Sale proceeding through purchaser and Council's conveyancer</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Evan Webb Steve Harding	For Determination	INTEGRATED PLANNING & REPORTING - OPERATIONAL PLAN FIRST QUARTER REVIEW
MOTION (Wilcox/Nash)			
<p>THAT the update of the Operational Plan to 30 September 2016, as presented be adopted.</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Clive Cawthorne Michael Ryan	For Determination	E-TRAFFIC COMMITTEE MEETING
MOTION (Walker/Dean)			
<p>THAT Council ratify the recommendations of the Local Traffic Committee.</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest	For Determination	YEOVAL ANNUAL SHOW 2017

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Steve Harding			
MOTION (Walker/Dean)			
<p>THAT Council lodge a formal application for the proclamation of a part-day public holiday from 8:30am to 7:00pm, for that portion of the township of Yeoval, which is in the Cabonne Council area on Tuesday 16 May 2017 for the Yeoval Annual Show.</p> <p>02 Nov 2016 - 10:04 AM - Victoria Priest Letter of submission sent to NSW Industrial Relations 31/10/16 - COMPLETE</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Gary Brown Steve Harding	For Determination	REQUESTS FOR DONATIONS
MOTION (Walker/MacSmith)			
<p>THAT Council donate:</p> <ol style="list-style-type: none"> 1. \$350 to the Cudal Children's Centre to assist with holding their fundraising event; and 2. \$300 to the Cudal Cricket Club to assist with the purchase of equipment. <p>01 Nov 2016 - 4:39 PM - Gary Brown \$300 donation made to Cudal Junior Cricket. \$350 donation made to Cudal Childrens Centre COMPLETE</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Kristine Farrell Steve Harding	For Determination	QUARTERLY BUDGET REVIEW
MOTION (Wilcox/Nash)			
<p>THAT Council:</p> <ol style="list-style-type: none"> 1. Note the variances in this report be updated to Council's 2016/2017 Budget; and 2. Resolve that the changes are required and warranted for the continued management of council's functions. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Kate Blackwood Heather Nicholls	For Determination	DEVELOPMENT APPLICATION 2016/153 GREENHOUSES AND PACKING SHED UPON LOT 496 DP 1095508 LAND ALSO KNOWN AS 621 CANOBOLAS RD, CANOBOLAS
MOTION (MacSmith/Nash)			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

THAT Development Application 2016/153 for horticulture, erection of two (2) greenhouses and packing shed upon Lot 496 DP 1095508, land also known as 621 Canobolas Rd, Canobolas be approved subject to the attached draft conditions of consent.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Heather Nicholls Heather Nicholls	For Determination	REQUEST TO REZONE LAND - GUMBLE HALL

MOTION (Walker/Nash)

THAT:

1. Council support the request from Planning Potential Urban and Regional Planners on behalf of Gumble Hall Incorporated, and to amend the Cabonne Local Environmental Plan 2012 by including the Gumble Hall, being part of Lot 1 DP 796803, in Schedule 5 of that plan as a local heritage item, and
2. Prepare a Planning Proposal to amend schedule 5 of the Cabonne Local Environmental Plan 2012 by including in schedule 5 of that plan the land containing the Gumble Hall, Gumble Road, Gumble, and
3. The Planning Proposal be forwarded to the Department of Planning and Infrastructure for Gateway Determination in accordance with section 56 of the Environmental Planning and Assessment Act, 1979, and
4. A further report be provided to council following the public exhibition period to provide details of any submissions received.

01 Nov 2016 - 8:57 AM - Heather Nicholls

Noted. Planning Consultant advised of council resolution. NFA required at present. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Heather Nicholls Heather Nicholls	For Determination	REQUEST FOR ADDITIONAL BUDGET - PLANNING LEGAL EXPENSES

MOTION (Wilcox/Durkin)

THAT Council:

1. Approve additional funding of \$30,000 be allocated towards council's legal costs in defending planning appeals; and
2. Resolve that the expenditure is required and warranted to enable adequate representation in legal matters.

01 Nov 2016 - 8:56 AM - Heather Nicholls

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Noted. COMPLETE			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Kristin Zinga Heather Nicholls	For Determination	ADDITIONAL FUNDING TO COMPLETE WORKS AT THE COMMUNITY RECYCLE CENTRE AT THE MANILDRA WASTE MANAGEMENT FACILITY
<u>MOTION</u> (Wilcox/Dean)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve the additional expenditure of \$27,512 for the Community Recycling Centre (CRC) at the Manildra Recycling Centre to be funded from the Waste Management Reserve; and 2. Resolve that the expenditure is required and warranted to enable Council to meet the Environmental Trust obligations. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Kristin Zinga Heather Nicholls	For Determination	INCREASED MAINTENANCE COSTS AT COUNCIL CEMETERIES
<u>MOTION</u> (Wilcox/Walker)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve additional funding of \$50,000 from Capital Works Reserve to complete internal roadworks at Cabonne's cemeteries; 2. Approve additional funding of \$20,000 from Capital Works Reserve to be utilised for external hire at the cemeteries as required; and 3. Resolve that the expenditure is required and warranted to enable Council to maintain public access to the Council cemeteries. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Steve Harding Steve Harding	For Determination	QUESTIONS FOR NEXT MEETING
<u>MOTION</u> (Wilcox/Nash)			
THAT Council hold a workshop on 8 November 2016 regarding whether to continue in land devolvement activities and to review the Resolutions Register.			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Dale Jones Steve Harding	For Notation	ECONOMIC DEVELOPMENT ACTIVITIES REPORT
<p>THE ITEM WAS NOT FOUND (BOOKMARK: PDF2_ReportName_9573) CHECK THE INTEGRITY OF THE ITEM IN THE MINUTES DOCUMENT</p> <p>DOCUMENT: 788627</p> <p>01 Nov 2016 - 10:37 AM - Dale Jones This item was for notation - COMPLETE</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Steve Harding Steve Harding	For Determination	MATTERS OF URGENCY
<p><u>MOTION</u> (Culverson/Walker)</p> <p>THAT Council authorise Clr Culverson and a staff member to attend the Switch 2016 New South Wales Public Libraries Association Conference and extra events on November 22 to 24 at Ulladulla.</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Debbie Oates Steve Harding	Confidential Items	WATER ACCOUNT 4597002007 REQUEST FOR CONSIDERATION OF COSTS
<p><u>RECOMMENDATION</u> (Gosper/Wilcox)</p> <p>THAT Council reduce the level of charges to the first level of charges for consumption charges from account 4597002007.</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Debbie Oates Steve Harding	Confidential Items	WATER ACCOUNT 820020006 REQUEST FOR CONSIDERATION OF COSTS
<p><u>RECOMMENDATION</u> (Nash/Wilcox)</p> <p>THAT Council reduce the level of charges to the first level of charges for consumption charges from account 820020006.</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Denis O'Brien Michael Ryan	Confidential Items	CANOWINDRA CARAVAN PARK

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

RECOMMENDATION (Dean/Nash)

THAT Council not accept any tender and call for fresh tenders for the management of the Canowindra Caravan Park advising all current tenderers that they were eligible to re-tender.

02 Nov 2016 - 11:13 AM - Denis O'Brien

Resolution noted. Tenders to be re-advertised.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Bob Cohen Michael Ryan	Confidential Items	GOODS AND SERVICES TENDER 2016-2018

RECOMMENDATION (Durkin/Dean)

THAT Council:

1. Adopt the attached list of contractors to supply goods and services for the period 1 November 2016 to 31 October 2018; and
2. Note that this tender does not prohibit Council from accepting new tenders for specific projects.

01 Nov 2016 - 3:47 PM - Sharlea Kenney

noted

COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Bob Cohen Michael Ryan	Confidential Items	GRAVEL CRUSHING CONTRACT 2016-2018

RECOMMENDATION (Walker/Dean)

THAT Council:

1. Accept the tendered rates from Calvani Crushing for the Gravel Crushing Contract No 780259 in the amount of \$633,000.00 (excl GST); and
2. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement between Cabonne Council and Calvani Crushing.

01 Nov 2016 - 2:40 PM - Sharlea Kenney

Gravel Crushing tender letter has been sent to successful and unsuccessful companies.

Await for contracts to be signed

Meeting	Officer/Director	Section	Subject
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Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Ordinary Meeting 25 October 2016	Bob Cohen Michael Ryan	Confidential Items	GRAVEL RESHEETING CONTRACT 2016/2017
<u>RECOMMENDATION</u> (Wilcox/Dean)			
<p>THAT Council:</p> <ol style="list-style-type: none"> 1. Accept the tender from Keegan Civil Pty Ltd for the Gravel Resheeting 2016-2017 Contract No 776847 in the amount of \$578,500 excluding GST; 2. Accept the tendered rates from Hamcon Civil Pty Ltd, B & L Morrison Earthmoving and Spicer Constructions Pty Ltd, to undertake Gravel Resheeting as required; and 3. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement. <p>01 Nov 2016 - 2:41 PM - Sharlea Kenney Gravel resheeting tender letter has been sent to successful and unsuccessful companies. Await for contracts to be signed</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Steve Harding Steve Harding	Confidential Items	INDUSTRIAL WATER CHARGES - HEADS OF AGREEMENT
<u>RECOMMENDATION</u> (Walker/Wilcox)			
<p>THAT Council:</p> <ol style="list-style-type: none"> 1. Note the conditions of the Heads of Agreement as outlined in the report. 2. Authorise the affixing of the Common Seal to the Heads of Agreement document. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	For Determination	SALE OF LOTS 1-5 DP1187720 MANILDRA
<u>MOTION</u> (Dean/Davison)			
<p>THAT Council authorise affixing of Council's seal to the land sale contract and transfer documents for Lots 1-5 DP1187720 Manildra.</p> <p>02 Nov 2016 - 1:51 PM - Victoria Priest Council seal affixed 2/11/16 - COMPLETE</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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31 Oct 2016 - 4:52 PM - Gerard Aguila AO re seal			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Veronica Windus Steve Harding	For Determination	REQUEST FOR ADDITIONAL BUDGET - PLANNING LEGAL EXPENSES
<u>MOTION</u> (Wilcox/Durkin)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve additional funding of \$30,000 be allocated towards council's legal costs in defending planning appeals; and 2. Resolve that the expenditure is required and warranted to enable adequate representation in legal matters. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Kristine Farrell Steve Harding	For Determination	REQUEST FOR ADDITIONAL BUDGET - PLANNING LEGAL EXPENSES
<u>MOTION</u> (Wilcox/Durkin)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve additional funding of \$30,000 be allocated towards council's legal costs in defending planning appeals; and 2. Resolve that the expenditure is required and warranted to enable adequate representation in legal matters. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Veronica Windus Steve Harding	For Determination	ADDITIONAL FUNDING TO COMPLETE WORKS AT THE COMMUNITY RECYCLE CENTRE AT THE MANILDRA WASTE MANAGEMENT FACILITY
<u>MOTION</u> (Wilcox/Dean)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve the additional expenditure of \$27,512 for the Community Recycling Centre (CRC) at the Manildra Recycling Centre to be funded from the Waste Management Reserve; and 2. Resolve that the expenditure is required and warranted to enable Council to meet the Environmental Trust obligations. 			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Thursday, 3 November 2016 11:35:01 AM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Kristine Farrell Steve Harding	For Determination	ADDITIONAL FUNDING TO COMPLETE WORKS AT THE COMMUNITY RECYCLE CENTRE AT THE MANILDRA WASTE MANAGEMENT FACILITY
<p><u>MOTION</u> (Wilcox/Dean)</p> <p>THAT Council:</p> <ol style="list-style-type: none"> 1. Approve the additional expenditure of \$27,512 for the Community Recycling Centre (CRC) at the Manildra Recycling Centre to be funded from the Waste Management Reserve; and 2. Resolve that the expenditure is required and warranted to enable Council to meet the Environmental Trust obligations. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Veronica Windus Steve Harding	For Determination	INCREASED MAINTENANCE COSTS AT COUNCIL CEMETERIES
<p><u>MOTION</u> (Wilcox/Walker)</p> <p>THAT Council:</p> <ol style="list-style-type: none"> 1. Approve additional funding of \$50,000 from Capital Works Reserve to complete internal roadworks at Cabonne's cemeteries; 2. Approve additional funding of \$20,000 from Capital Works Reserve to be utilised for external hire at the cemeteries as required; and 3. Resolve that the expenditure is required and warranted to enable Council to maintain public access to the Council cemeteries. 			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Kristine Farrell Steve Harding	For Determination	INCREASED MAINTENANCE COSTS AT COUNCIL CEMETERIES
<p><u>MOTION</u> (Wilcox/Walker)</p> <p>THAT Council:</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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1. Approve additional funding of \$50,000 from Capital Works Reserve to complete internal roadworks at Cabonne's cemeteries;
2. Approve additional funding of \$20,000 from Capital Works Reserve to be utilised for external hire at the cemeteries as required; and
3. Resolve that the expenditure is required and warranted to enable Council to maintain public access to the Council cemeteries.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	Confidential Items	GRAVEL CRUSHING CONTRACT 2016-2018
RECOMMENDATION (Walker/Dean)			
THAT Council:			
<ol style="list-style-type: none"> 1. Accept the tendered rates from Calvani Crushing for the Gravel Crushing Contract No 780259 in the amount of \$633,000.00 (excl GST); and 2. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement between Cabonne Council and Calvani Crushing. 			
02 Nov 2016 - 1:51 PM - Victoria Priest			
Awaiting documents to apply seal			
31 Oct 2016 - 4:57 PM - Gerard Aguila			
AO re seal			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	Confidential Items	GRAVEL RESHEETING CONTRACT 2016/2017
RECOMMENDATION (Wilcox/Dean)			
THAT Council:			
<ol style="list-style-type: none"> 1. Accept the tender from Keegan Civil Pty Ltd for the Gravel Resheeting 2016-2017 Contract No 776847 in the amount of \$578,500 excluding GST; 2. Accept the tendered rates from Hamcon Civil Pty Ltd, B & L Morrison Earthmoving and Spicer Constructions Pty Ltd, to undertake Gravel Resheeting as required; and 3. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement. 			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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02 Nov 2016 - 1:50 PM - Victoria Priest
 Awaiting documents to apply seal
 31 Oct 2016 - 4:58 PM - Gerard Aguila
 AO re seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	Confidential Items	INDUSTRIAL WATER CHARGES - HEADS OF AGREEMENT

RECOMMENDATION (Walker/Wilcox)

THAT Council:

1. Note the conditions of the Heads of Agreement as outlined in the report.
2. Authorise the affixing of the Common Seal to the Heads of Agreement document.

02 Nov 2016 - 1:48 PM - Victoria Priest
 Awaiting documents to apply seal
 31 Oct 2016 - 4:58 PM - Gerard Aguila
 AO re seal



Country Women's Association of NSW

ABN 82 318 909 926

Incorporated in 1931 by an Act of NSW Parliament

All Communication to be addressed to the Secretary of _____ Branch/Group

The General Manager,
Cabonne Council,
P.O. Box 17
MOLONG 2866

Cabonne Council
RECEIVED

15 NOV 2016

11th November, 2016

Referred to

Dear Sir/Madam,

Re: Sponsorship of Schools' Public Speaking Competition 2017

Your organization has been very generous in helping to sponsor our annual Schools' Public Speaking Competition over several years. I write to ask if you are able to help us again in 2017. The event will be held at Kinross Wolaroi, Orange in May, 2017.

In a telephone conversation with your office, I was informed that a formal written request was a sufficient application. If you require a more specific format, or more information, I look forward to your advice.

Should you agree to sponsor the competition for next year, we would ask that your donation be sent to Mrs. Marie Henry, Central Western Group Treasurer, 220 Curtins Road, BORENORE 2800. The cheque should be made out to CWA of NSW, Central Western Group. Alternatively, an electronic payment for that account can be made to the Commonwealth Bank, BSB 062 587, Account No. 00930440.

Thanking you in anticipation.

Yours in CWA friendship

A handwritten signature in dark ink, appearing to read 'B. Worrall'.

Beverley Worrall (for the committee)

Contact 0428636774 or email: borrallb@cwaofnsw.org.au

Other contacts: Mrs. Phyllis Wheeler, Chair of the committee 0263613072

Mrs. Helana Donaldson, Group President 0263375101

Pride in our Past - Faith in our Future
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PA6400

6.4m (21') reach



Machine Features

- >> 6.4m reach
- >> Left hand or Right hand build option
- >> Five-point axle-mounting
- >> Parallel arm geometry
- >> Hydraulic safety breakaway
- >> Power Slew
- >> Choice of hydraulic systems (65hp gear or 77hp piston option)
- >> Tapered, Seam welded arms
- >> Hy-reach arm geometry
- >> Storage support legs
- >> High capacity oil cooler
- >> Road lighting kit
- >> Directional warning arrow (magnetic)
- >> Operator friendly
- >> Choice of control systems
- >> Choice of attachments

Markets

- >> Professional
- >> Governmental
- >> Contractors

Tractor Requirements

- >> 4000kg minimum tractor weight
- >> 75hp minimum tractor horse power

DRAFT CONDITION OF CONSENT DA 2016/0128

1. DEVELOPMENT IN ACCORDANCE WITH PLANS

Objective

To ensure the development proceeds in the manner assessed by council.

Performance

Development is to take place in accordance with the attached stamped plans (Ref: DA 2016/128), the Environmental Impact Statement prepared by RW Corkery & Co Pty Ltd dated March 2016 and associated documentation submitted with the application and subject to the conditions below, to ensure the development is consistent with Council's consent.

NOTE: Any alterations to the approved development application plans must be clearly identified with the application for a construction certificate.

The Principal Certifying Authority for the project may request an application for modification of this consent or a new application in the event that changes to the approved plans are subsequently made. An application to modify the development consent under s96 of the Environmental Planning and Assessment Act, 1979, as amended and will be subject to a separate fee.

2. ANNUAL EXTRACTION AND PRODUCTION RATE

Objective

To ensure the proposal operates in accordance with the proposed, assessed and determined proposal.

Performance

The proposed extraction and crushing of limestone shall be limited to 250,000 tonnes per year.

3. HOURS OF OPERATION

Objective

To ensure the proposal hours of operation are in accordance with the proposed, assessed and determined proposal.

Performance

Construction and operational activities relating to the development must only be undertaken during the following hours:

Activity	Monday to Friday	Saturday	Sunday & Public Holidays
Site establishment Extraction Crushing & screening	6am to 6pm	6am to 3pm	Nil
Blasting	9am to 3pm		Nil
Grinding	24 hrs		24 hrs
Loading and transportation Rehabilitation	6am to 6pm		Nil

The hours of operation specified above may be varied with written consent if the EPA is satisfied that the amenity of surrounding properties in the locality will not be adversely affected.

4. ENVIRONMENTAL PROTECTION AUTHORITY GENERAL TERMS OF APPROVAL

Objective

To ensure the proposal operates in a manner not detrimental to the environment or locality.

Performance

The proposal shall comply with the General Terms of Approval issued by NSW Environmental Protection Authority in correspondence referenced as 'Notice No: 1539865, Attachment A'. (Copy attached).

5. DEPARTMENT PRIMARY INDUSTRIES - WATER, GENERAL TERMS OF APPROVAL

Objective

To ensure the proposal operates in a manner not detrimental to the environment or locality.

Performance

The proposal shall comply with the General Terms of Approval issued by NSW DPI Water in correspondence dated 30 August 2016 referenced as Attachment 1. (Copy attached).

6. PROTECTION OF ABORIGINAL SITE

Objective

To protect cultural heritage.

Performance

A high visibility fence must be constructed with a buffer of five (5) metres surrounding the known Aboriginal site Cargo-IF1 prior to commencement of ground works and be maintained for the life of the project.

7. PROTECTION OF ABORIGINAL HERITAGE

Objective

To protect Aboriginal sites and relics.

Performance

If any previously undetected Aboriginal sites or relics are uncovered or unearthed during any activity, work at that location must cease immediately and an appropriate actin obtained from the relevant Local Area Land Council in conjunction with the NSW Department of Environment and Heritage.

8. BIODIVERSITY PLAN OF MANAGEMENT

Objective

To ensure that the environmental impact is adequately managed.

Performance

A detailed Plan of Management must be prepared for the proposed Biodiversity Offset Area to ensure that the offsets are appropriately managed and funded. The Plan of Management must include;

- (a) Measurable performance indicators and targets. The performance targets should reflect the different stages of succession of biodiversity management. Additionally, targets should relate to actual biodiversity outputs, including species requirements throughout different stages of succession, rather than simply inputs and outputs.
- (b) Trigger points and subsequent corrective actions to be implemented id the monitoring program identifies that the performance targets (and therefore biodiversity management objectives) are not being met, and
- (c) A monitoring program that will assess the effectiveness of the management activities against the management objectives and performance indicators and targets

The Plan of Management must be submitted to the Office of Heritage and Environment for review.

9. SUPPLEMENTARY PLANTING WITHIN BIODIVERSITY OFFSET AREA

Objective

To enhance the ecological management of the area.

Performance

Supplementary planting be conducted in the proposed Biodiversity Offset Area west of the project site boundary. Bird nesting boxes are to be constructed within the area, and timber containing hollows that is cleared from the mine site is to be relocated to the Offset Area as habitat.

10. EXPANSION OF BIODIVERSITY OFFSET AREA

Objective

To enhance the integrity of the ecological management of the area.

Performance

Additional areas of Box Gum Woodland EEC in woodland or derived native grassland form be sourced to provide a minimum offset area of 55 hectares.

11. BIODIVERSITY OFFSET AREA PERPETUITY

Objective

To ensure the perpetuity of the ecological management of the area.

Performance

The Biodiversity Offset Area must be secured in perpetuity using an appropriate legal mechanism. The Office of Environment and Heritage's preferred mechanism is a BioBanking agreement.

Should the proponent intent to pursue a Property Vegetation Plan, both Cabonne Council and the proponent must liaise with the Central Tablelands Local Lands Service to determine whether this is a viable option for this project. Contact officer Tiffany Bracey, contact on 02 6391 3911 or email tiffany.bracey@lts.nsw.gov.au

12. EVIDENCE OF FORMALISED BIODIVERSITY OFFSET AREA AGREEMENT

Objective

To ensure perpetuity of the Biodiversity Offset Area is recorded on the land title deed(s).

Performance

Documentary evidence of lodgement with Lands and Property Information authority of a section 88B instrument is to be submitted to Cabonne Council within 12 months of

the date of this consent. The terms of the instrument are to reflect the EIS and additional requirements of Office of Environment and Heritage.

13. CLEARING OF NATIVE VEGETATION

Objective

To ensure the impact of the development on identified and potential threatened species is minimal or negligible.

Performance

The clearing of native vegetation is prohibited unless it is in accordance with the provisions of the Native Vegetation Act 1993 as amended.

14. REHABILITATION OBJECTIVES AND COMMITMENTS

Objective

To ensure the proposal operates in a manner that is not detrimental to the environment or locality.

Performance

The proponent must rehabilitate the site to the satisfaction of the Director, Environmental Sustainability Unit of the Division of Resources and Energy, NSW Department of Industry.

Rehabilitation must be substantially consistent with the rehabilitation objectives described in the EIS and the following objectives in the table below:

Rehabilitation Feature	Objective
Mine site (as a whole of the disturbed land and water)	Safe, stable and non-polluting, fit for the purpose of the intended post mining land use(s).
Rehabilitation materials	Materials(including topsoils, substrates and seeds of the disturbed areas) are covered, appropriately managed and used effectively as resources in the rehabilitation.
Landforms	Final landforms sustain the intended land use for the post-mining domain(s). Final landforms are consistent with and complement the topography of the surrounding region to minimise the visual prominence of the final landforms in the post mining landscape. Final landforms incorporate design relief patterns and principles consistent with natural drainage.
Water quality	Water retained on site is fit for the intended land use(s) for the post mining domain(s). Water discharged from the site is consistent with the baseline ecological, hydrological and geomorphic conditions of the creeks prior to the mining disturbance. Water management is consistent with the regional catchment strategy.

Native flora and fauna habitat and corridors	Size, locations and species of native tree lots and corridors are established to sustain biodiversity habitats. Species are selected that re-establishes and complements regional and local biodiversity
Post-mining agricultural pursuits	The land capability classification for the relevant nominated agricultural pursuit for each domain is established and self-sustaining within 5 years of land use establishment (first planting of vegetation).

15. PROGRESSIVE REHABILITATION

Objective

To ensure environmental management of the site.

Performance

The proponent shall carry out all surface disturbing activities (eg Pre-stripping in advance of mining operations) in a manner that, as far is reasonably practicable, minimises potential for dust emissions and shall carry out rehabilitation of disturbed areas progressively, as soon as reasonably practicable, to the satisfaction of the Director Environmental Sustainability, of the Division of Resources and Energy, Department of Industry, Skills and Regional Development.

16. REHABILITATION PLAN

Objective

To ensure environmental management of the site.

Performance

The proponent must prepare and implement a Rehabilitation Plan to the satisfaction of the Director Environmental Sustainability of the Division of Resources and Energy, Department of Industry, Skills and Regional Development, Department of Industries.

The Rehabilitation Plan must:

- (a) Be submitted and approved by the Director Environmental Sustainability prior to carrying out any surface disturbing activities of the development, unless otherwise agreed by the Secretary, Department of Industry,
- (b) Be prepared in accordance with Division of Resource and Energy guidelines and in consultation with Department of Industry, Office of Environment and Heritage, Environmental Protection Authority, Department Primary Industry – Water and Cabonne Council,

- (c) Incorporate and be consistent with the rehabilitation objectives of the Environmental Impact Study,
- (d) Integrate and build on, to the maximum extent practicable, the other management plans required under this approval, and
- (e) Address all aspects of mine closure and rehabilitation, including post mining land use domains, rehabilitation objectives, completion criteria and rehabilitation monitoring and management.

Note: The approved Mining Operation Plan is required as a condition of the Mining Lease(s) issued in relation to this project and will satisfy the requirements of this condition for a Rehabilitation Plan.

17. APPLICATION OF BITUMEN SEAL TO THE INTERNAL SITE ACCESS ROAD

Objective

To ensure a suitable all weather, non-dust generating internal access road is provided.

Performance

The applicant is required to provide a bitumen sealed surface to the internal access road between Canomodine Lane and the infrastructure area which shall be maintained at all times.

18. ADEQUATE ONSITE TRUCK PARKING

Objective

To provide an adequate onsite truck parking area.

Performance

The proponent shall ensure that:

- (a) All vehicle parking is contained within the site
- (b) No vehicles associated with the development shall be parked in the public road system, and
- (c) Vehicles do not queue on public roads at any time.

19. PROVISION OF PRIVATE ACCESS

Objective

To ensure that safe and practical access is provided to the subject land.

Performance

The applicant must provide a formal and practical access to Lot 2 DP 590034, Lot 136 DP 664861 and Lot 137 DP 652082 in the form of a basic right (BAR) and a basic left (BAL) turn treatment as shown in Figure 7.5 and Figure 8.2 Part 4A *Austroads Guide to Road Design* at the intersection of the internal access road and Canomodine Lane. The full width of the access point including the widened shoulders are to be bitumen sealed.

Prior to any Access Construction Certificate being issued, the applicant will be required to submit to Council for approval a detailed design of the proposed access.

An Access Construction Certificate **must** be obtained prior to commencement of construction of any access to the property from Canomodine Lane.

A joint inspection with the Principal Certifying Authority is to be held prior to commencing construction of the access. Please telephone Council's Development Engineer on 6392 3247 to arrange a suitable date and time for the inspection.

An Access Compliance Certificate for the access/ intersection **must** be issued by Council **prior** to the transporting of any extractive material from the site.

20. ROAD DESIGN AND CONSTRUCTION (CANOMODINE LANE)

Objective

To ensure that the road upgrade is constructed in accordance with council's requirements.

Performance

The applicant is required to bear the full cost of survey, design and construction of the proposed upgrade of Canomodine Lane which is to be built to a minimum design requirement for a "Rural Collector" road (10.0m seal width on a 10.0m formation).

A complete set of drawings is to be provided to council for approval before any ROADWORKS CONSTRUCTION CERTIFICATE is issued for the works.

A ROADWORKS COMPLIANCE CERTIFICATE FOR ALL ROAD WORKS IS TO BE ISSUED.

One set of printed copies plus an electronic copy (AutoCAD2000.dwg file format) of "Works as Executed" plans are to be submitted to Council for works carried out on Council's Road in CONNECTION WITH THE APPLICATION FOR A ROADWORKS COMPLIANCE CERTIFICATE.

All relevant work to be completed **PRIOR** to the transporting of any extractive material from the site.

21. EROSION AND SEDIMENTATION CONTROL PLANS

Objective

To prevent sediment and erosion from leaving the site and any watercourse contamination during construction of the Internal Access Road, Access Point, Upgrade to Canomodine Lane and Upgrade to the intersection of Canomodine Lane and Cargo Road.

Performance

An overall erosion and sedimentation control plan is to be prepared for the site to a standard acceptable to the Principal Certifying.

The plan is to note any proposed vegetation retention and planting and is to be submitted to and approved by Council prior to any construction works commencing.

Specific construction zone erosion and sedimentation control plans are to be prepared to a standard acceptable to the Principal Certifying Authority and are required to be approved prior to the issue of Construction Certificates for each and any stage of the development.

22. PUBLIC LIABILITY INSURANCE

Objective

To ensure that council, Roads and Maritime Services and the applicant are all protected against any liability claim.

Performance

Prior to the commencement of any roadworks on council or Roads and Maritime Services controlled land including a public road, the applicant is to affect Public Liability Insurance in the minimum amount of \$20 million. This insurance is to note both council and Roads and Maritime Services as interested parties and is to remain current for at least the period from the issue of the Construction Certificate until the issue of a Compliance Certificate for the roadworks. Documentary evidence of the currency of this cover is to be provided to Council at the time when applying for a Roadworks Construction Certificate.

23. ENTRANCE / EXIT POINTS

Objective

To ensure on-site traffic flows in the manner assessed by council.

Performance

Entrance / exit points are to be clearly signposted and visible from both the street and the site at all times.

24. LOADING / UNLOADING

Objective

To ensure loading / unloading does not interfere with the amenity of the roadway.

Performance

All loading and unloading operations are to take place at all times wholly within the confines of the site.

25. DUST SUPPRESSION**Objective**

To ensure that dust does not become a nuisance to neighbouring properties or passing motorists.

Performance

The applicant will ensure to water down any nuisance dust that may arise from Canomodine Lane and its intersection with Cargo Road during the construction of the road and intersection upgrade.

26. VEHICLE MANAGEMENT PLAN**Objective**

To ensure that arrangements are made for all vehicles movements associated with the development.

Performance

The vehicle management plan is to detail all vehicle movements within the site including loading areas, truck parking/waiting areas, re-fueling zones and travel routes that are used during operation of the limestone quarry.

All persons involved in the quarry operations shall be issued with a copy of the Vehicle Management Plan. The Vehicle Management Plan shall be prepared by the applicant and then submitted for approval by Council **prior** to the transporting of any extractive material from the site.

27. COMPLIANCE WITH RMS CONDITIONS**Objective**

To ensure that all Roads and Maritime Services conditions are complied with.

Performance

- A basic right (BAR) turn treatment as shown in Figure 7.5 Part 4A *Austroads Guide to Road Design* is to be provided in Cargo Road at its intersection with Canomodine Lane. The widened shoulder is to be sealed and built for a 100km/h speed environment to provide a reasonable level of safety for traffic turning right into Canomodine Lane and to allow

following traffic an area to pass the right turning vehicle on the left hand side.

Note: The proposed rural school bus bay adjoining the Cargo Road northbound travel lane is to be located on the departure side of the intersection, not the approach side as shown in the submitted plans.

- A basic left (BAL) turn treatment as shown in Figure 8.2 Part 4A *Austroads Guide to Road Design* (copy enclosed) and the submitted plans is to be provided in Cargo Road at its intersection with Canomodine Lane. The BAL facility will also need to be sealed and built for a 100km/h speed environment. The intersection is to be designed to accommodate the turning paths of the largest vehicle required to access the mine.
- Safe Intersection Sight Distance (SISD) requirements outlined in Part 4A *Austroads Guide to Road Design* and relevant Roads and Maritime supplements are to be provided and maintained in both directions at the intersection of Cargo Road and Canomodine Lane.

In accordance with section 16 of *State Environmental Planning Policy (Mining, Petroleum, Production and Extractive Industries) 2007*, Roads and Maritime provides the following recommended conditions for Council's consideration in the determination of DA2016/128:

- All activities including loading and unloading of goods associated with the development are to be carried out onsite and all loads are to be adequately covered before vehicles exit the mine.
- Haulage operations on Cargo Road and Canomodine Lane coinciding with local student school bus pick up/drop off times are to be avoided.
- In accordance with clause 16(1) of *State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007*, the applicant is to prepare and implement a driver code of conduct for the task of transporting materials on public roads.

28. ROAD UPGRADES

Objective

It is in the public interest that environmental impacts be identified and effects mitigated.

Performance

The proponent is to deliver all road upgrades as deemed necessary by RMS and Cabonne Council, and to the satisfaction of those authorities, prior to any on-site mine construction works commencing.

29. ROAD REPAIR AND MAINTENANCE CONTRIBUTION

Objective

To ensure that the impact of the development on infrastructure is considered and appropriately mitigated.

Performance

Within six (6) months of the issue of this consent the proponent is required to enter into an agreement with Cabonne Council for payment of an annual road repair and maintenance based upon the heavy vehicle traffic generation for the development.

The contribution to council will apply to the repair and maintenance of Cargo Road (MR 237) from its intersection with Canomodine Lane and the intersection with the Canowindra – Cudal Road (MR 310). The contribution calculation is to be established by Cabonne Council. The proponent's contribution will also include the costs to council of engaging environmental management expertise.

30. DRIVER CODE OF CONDUCT

Objective

In the interest of public safety.

Performance

The Driver's Code of Conduct outlined in the EIS must be implemented and abided to by all employees and contractors from the time the development commences.

31. COMPLAINTS LINE - TELEPHONE HOT LINE

Objective

To ensure the impact of the development on the environment and surrounding properties is considered.

Performance

The proponent is required to establish a telephone complaints hot line, for the purpose of receiving any complaints from members of the public in relation to activities conducted at the site, or by vehicles and plant associated with the site activity. The proponent must notify the public of the complaints telephone line so that the impacted community is aware of the service. This condition does not apply until the mine site construction commences.

32. COMMUNITY CONSULTATIVE COMMITTEE

Objective

To ensure ongoing community engagement between the proponent, surrounding land owners and council, during the life of the project

Performance

The proponent shall establish and maintain a Community Consultative Committee for the life of the mine. The Community Consultative Committee is to be established in accordance with the Department of Planning's guidelines.

33. ANNUAL REPORT

Objective

To respond to the public interest in identifying and mitigating environmental impacts associated with the development proceeding.

Performance

The proponent is required to submit to Cabonne Council on or before the 31 December yearly an Annual Report that includes (but is not limited to) the following:

- (a) Total extraction volume for the year
- (b) Total volume of material transported from the site for the year
- (c) A record of any complaints received, including time / date of complaint, details of the complaint, and any action to rectify the complaint.

34. BUILDING CONTROL

Objective

To ensure compliance with statutory provisions.

Performance

No building or structure may be erected without prior gaining the appropriate approvals or permits, unless the development is considered exempt development under SEPP (Exempt and Complying Development Codes) 1008 or SEPP (Infrastructure) 2007.

35. ON-SITE WASTE MANAGEMENT SYSTEM

Objective

To ensure compliance with statutory provisions

Performance

The proponent must obtain approval from Cabonne Council to install and operate a system of sewage management on the site under section 68 of the Local Government Act 1993. The installation and operation of the system must be carried out in accordance with the conditions of approval.

Note: All plumbing and drainage works which may be required to be carried out to comply with the approval must be completed by a licenced plumber and to the requirements of the NSW Environment and Health Protection Guidelines and AS/NZ Standard 1547:2000 On-site Domestic Wastewater Management, AS 3500, National Plumbing and Drainage and the NSW Code of Practise: Plumbing and Drainage.

36. LIGHTING

Objective

To identify and manage environmental impacts

Performance

The proponent shall ensure that any lighting associated with the development complies with AS 4282 (INT) Control of Obtrusive Effects of Outdoor Lighting (as amended) and is mounted, screened and directed in such a manner that it does not create a nuisance for surrounding properties.

37. STORAGE OF CHEMICALS, FUELS AND OILS

Objective

To identify and manage adverse environmental and water quality impacts

Performance

All chemicals, fuels and oils shall be stored in appropriate bounded areas with impervious flooring and have sufficient capacity to hold 110% of the largest container stored within the bund area. The bund shall be designed and installed in accordance with the requirements of all relevant Australian Standards.

ADVISORY NOTES

No advertising signage has been approved as part of this development consent. Any signage not complying with the exempt development provisions will require separate development consent.

Protection of the Environment Operations Act 1997

General Terms of Approval – Issued



Notice No: 1539865

South - Bathurst

(by Delegation)

ATTACHMENT A EPA's GENERAL TERMS OF APPROVAL

Except as expressly provided by these General Terms of Approval or by any conditions of approval issued by Cabonne Shire Council or the conditions of an in-force environment protection licence issued by the Environment Protection Authority, works and activities must be carried out in accordance with the proposal contained in:

- the Development Application 2016/128 submitted to Cabonne Shire Council on 12 April 2016;
and
- the Supporting Documentation (EIS) dated March 2016;

Should any conflict exist between the abovementioned documents, the most recent document or revision supersedes the conflict, except where superseded by any conditions of approval issued by Cabonne Shire Council or the conditions of an in-force environment protection licence issued by the Environment Protection Authority.

The Proponent must apply for and hold an in-force (i.e. issued) environment protection licence issued by the Environment Protection Authority prior to the Proponent carrying out any scheduled activities under the *Protection of the Environment Operations Act 1997* as proposed.

The Proponent must comply with any additional requirements imposed by an in-force environment protection licence issued by the Environment Protection Authority.

Attachment 1

General Terms of Approval — for works requiring a Licence under Part 5 of the Water Act 1912 (Monitoring Bores)

Our Reference		Canowindra Limestone Project	File No:	
Site Address		Canomodine Lane, Canowindra		
DA Number		DA2016/128		
I-GA		Cabonne Shire Council		
Number	Condition			
Plans, standards and guidelines				
1	<p>These General Terms of Approval (GTA) only apply to activities constituting a Licence associated with the proposed Groundwater Monitoring as conceptually defined in the documentation relating to the Canowindra Limestone project.</p> <p>Any amendments or modifications to the proposed works may render these GTAs invalid. If the proposed activities are amended or modified the DPI Water must be notified to determine if any variations to these GTA will be required.</p>			
2	<p>Prior to the commencement of any works associated with Groundwater Monitoring for the Canowindra Limestone Project, the consent holder must obtain the necessary Licence under Part 5 of the Water Act 1912, from DPI Water.</p>			
3	<p>The licence shall lapse if the works is not commenced and completed within three years of the date of the issue of the licence.</p>			
4	<p>The licence holder must, within (2) months of completion or after the issue of the licence if the work is existing, furnish to DPI WATER:</p> <p>(a) Details of the work as set out on Form "A" attached to the licence.</p> <p>(b) A plan showing accurately the location of the work in relation to the property boundaries.</p> <p>(c) Details of any water analysis and/or pumping test.</p>			
5	<p>The licensee shall allow DPI Water or any person authorised by it, full and free access to the works, either during or after construction, for the purpose of carrying out inspection or test of the works and its fittings and shall carry out any work or alterations deemed necessary by the department for the protection and proper maintenance of the works, or the control of the water extracted and for the protection of the quality and the prevention from pollution or contamination of sub-surface water.</p>			
6	<p>If during the construction of the work, saline or polluted water is encountered above the producing aquifer, such water shall be sealed off by:-</p> <p>(a) inserting the appropriate length(s) of casing to a depth sufficient to exclude the saline or polluted water from the work.</p> <p>(b) cementing between the casing(s) and the walls of the bore hole from the bottom of the casing to ground level.</p> <p>Any departure from these procedures must be approved by the department before undertaking the work.</p>			

7	<p>(a) the licensee shall notify DPI Water if a flowing supply of water is obtained. The bore shall then be lined with casing and cemented and a suitable closing gear shall be attached to the borehead as specified by DPI Water.</p> <p>(b) if a flowing supply of water is obtained from the work, the licensee shall only distribute water from the bore head by a system of pipe lines and shall not distribute it in drains, natural or artificial channels or depressions.</p>
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www.water.nsw.gov.au

209 Cobra Street, Dubbo, NSW 2830 | PO Box 717 Dubbo, NSW 2830, Australia | e water.enquiries@dpi.nsw.gov.au

Attachment 1

Our Reference		Canowindra Limestone Project	File No:	
Site Address		Canomodine Lane, Canowindra		
DA Number		DA2016/128		
I-GA		Cabonne Shire Council		
Number	Condition			
8	If a work is abandoned at any time the licensee shall notify DPI Water that the work has been abandoned and seal off the aquifer by:- (a) backfilling the work to ground level with clay or cement after withdrawing the casing (lining); or (b) such methods as agreed to or directed by DPI Water.			
9	The licensee shall not allow any tailwater/drainage to discharge into or onto:- any adjoining public or crown road; - any other persons land; - any crown land; - any river, creek or watercourse; - any native vegetation as described under the native vegetation conservation act 1 997; - any wetlands of environmental significance.			
10	If the bore authorised by this license is lined with steel or plastic casing the inside diameter of that casing shall not exceed 220 mm.			
11	Water shall not be pumped from the bore authorised by this license for any purpose other than groundwater investigation.			
12	Subject to condition (11) the licensee shall within two months of the date of completion of the bore authorised by the license (1) backfill it with clay or cement to ground level, after withdrawing any casing(lining), or:(2) render it ineffective by any other means acceptable to the department.			
13	Condition (10) shall have no force or effect if:- (1) at the relevant time there is with DPI Water, an application in respect of which the department has not made a decision to convert the groundwater investigation bore into a production bore; or (2) the licensee has completed the bore for the purpose of measuring water levels or water quality by the addition of casing with a diameter not exceeding 220mm.			
END OF CONDITIONS				

End of Attachment 1

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209 Cobra Street, Dubbo, NSW 2830 | PO Box 717 Dubbo, NSW 2830, Australia | e water.enquiries@dpi.nsw.gov.au



Documentation to Support a Council Presentation

for the
**Canowindra
Limestone
Project**

22 November 2016



Prepared by:
R.W. CORKERY & CO. PTY. LIMITED

INTRODUCTION

Westlime Pty Limited has prepared an application for development consent for the development and operation of the Canowindra Limestone Project. The application has been exhibited and assessed by Cabonne Shire Council and the Assessment Report was made available to the Applicant on Thursday 17 November with the Council Papers. The conditions of consent were not located within that document until 6pm on Friday 18 November. A review of the draft conditions of consent has identified a number that are, in the Applicant's opinion, unjustified or would impose unreasonable burden on the Applicant or others.

Suggested text to be removed is presented as ~~strikeout text~~, while suggested text for insertion is presented as underlined text.

ISSUE 1 – CONDITION 10 – EXPANSION OF THE BIODIVERSITY OFFSET AREA

Background

The Project will disturb native vegetation and a biodiversity offset has been proposed. **Table 1** presents the areas of vegetation that would be disturbed and the areas within the proposed Biodiversity Offset Area. **Figure 1** presents the proposed Biodiversity Offset Area and **Plates 1** and **2** present views of the Box Gum Woodland EEC.

Table 1
Vegetation Communities of the Biodiversity Offset Area

	EEC	Proposed disturbance	Biodiversity Offset Area
LA217 – Box Gum Woodland	Yes	16.4ha	13.48ha
LA138 – Derived tussock grasslands	No	1.7ha	27.42ha
Disturbed / cropped land	No	Nil	0.40ha
Total		18.1ha	41.3ha

The Office of Environment and Heritage provided advice in relation to the proposed offset. That advice was based on assumptions that the Applicant does not believe are justified and has recommended that the biodiversity offset area be **increased to 55ha**. There is no justification for how that figure has been determined.

The Applicant, through protracted negotiations, has reached agreement with the owners of the land, Mr and Mrs Wythes, in relation to the Biodiversity Offset Area. Based on that agreement, Mr and Mrs Wythes have submitted an application to Council to realign the Lot boundaries and to arrange their financial affairs and succession planning. There is no additional land for offsets within the realigned Lot.

Requested Modification

~~Additional areas of Box Gum Woodland EEC in woodland or derived native grassland form be sourced to provide a minimum offset area of 55 hectares~~

A Biodiversity Offset Area of 41.3ha be provided consistent with the following.

	EEC	Proposed disturbance	Biodiversity Offset Area
LA217 – Box Gum Woodland	Yes	16.4ha	13.48ha
LA138 – Derived tussock grasslands	No	1.7ha	27.42ha
Disturbed / cropped land	No	Nil	0.40ha
Total		18.1ha	41.3ha

Justification

The following justification for the above request is provided.

- The full 55ha offset must be established now, despite disturbance occurring gradually over the 27 year life of the Project, with the full 18.1ha unlikely to be disturbed for more than 20 years.
- There is no justification for how the 55ha figure has been arrived at.
- The land to be disturbed has been the subject of unrestricted grazing operations for more than 100 years.
- The Company has managed its impacts by selecting low productivity agricultural land while avoiding the best quality native vegetation.
- The draft condition would provide an unreasonable imposition on the Applicant and would remove further agricultural land from production.

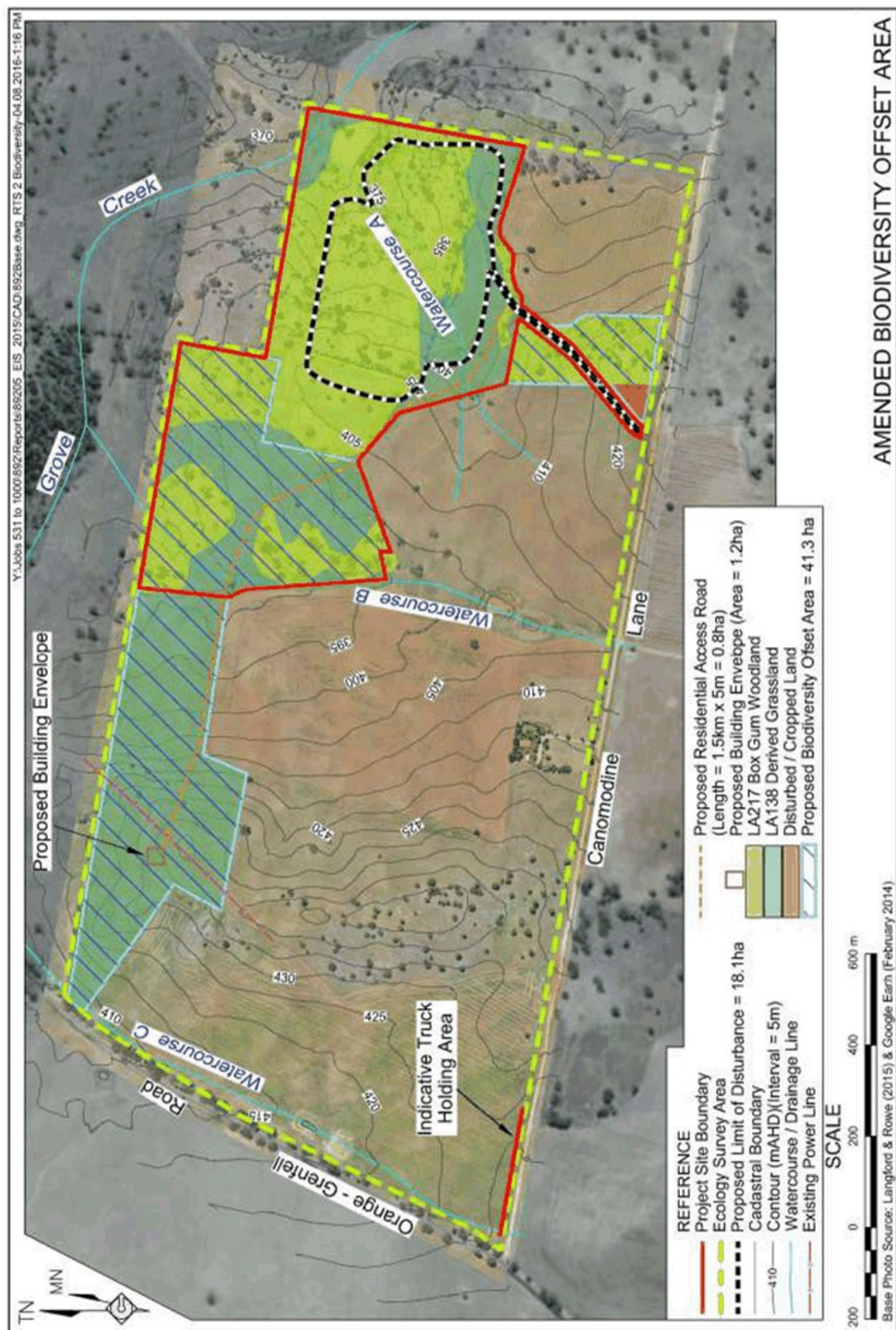


Figure 1 Biodiversity Offset Area



Plate 1 – Box Gum Woodland



Plate 2 – Box Gum Woodland

ISSUE 2 – CONDITION 18 – ADEQUATE ONSITE TRUCK PARKING**Background**

The Proposal includes provision of a truck holding area adjacent to Canomodine Lane (**Figure 1**). This was included at the request of the landholder, Mr and Mrs Wythes, who recognised that trucks may arrive prior to the opening of the 6:00am opening of the Mine. The truck holding area would permit safe parking of trucks without the need for them to pass Mr and Mrs Wythes house at an unreasonable time of day. Indeed, Mr Wythes felt strongly enough that he has indicated that he would be willing to permit a section of his land to be used for this purpose if required.

Requested Modification

The proponent shall ensure that, with the exception of the truck holding area:

- a) All vehicle parking is contained within the site
- b) No vehicles associated with the development shall be parked in the public road system, and
- c) Vehicles do not queue on public roads at any time

The proponent shall also ensure that a truck holding area is constructed adjacent to Canomodine Lane to permit safe parking of trucks that may arrive prior to the opening of the Mine.

Justification

The following justification for the above request is provided.

- Failure to modify the condition would impose an unreasonable imposition on the landholders, Mr and Mrs Wythes.
- It would be unreasonable to expect the Applicant to control the arrival time of contract truck drivers who may not be locally based or may not regularly access the Mine Site.

ISSUE 3 – CONDITION 20 – ROAD DESIGN AND CONSTRUCTION (CANOMODINE LANE)

Background

The Applicant has committed to upgrading Canomodine Lane to a “Rural Collector Road” standard, including a 10m wide formation and 8m seal consistent with Table 2.3 of Cabonne Councils’ *Guidelines for Engineering Works*. **Table 2** reproduces that information.

Requested Modification

The Applicant is required to bear the full cost of survey, design and construction of the proposed upgrade of Canomodine lane which is to be built to a minimum design requirement for a Rural Collector Road” (~~10.0m~~ 8.0m seal width on a 10.0m formation).

Justification

The following justification for the above request is provided.

- The condition is not consistent with Council’s guidelines.
- A 10m seal width is wider than the seal width on the Orange – Grenfell Road, including the newly constructed sections and, with a 3.5m lane width and 1.5m sealed shoulder, wider than almost all other roads in the district.
- At \$8/m² and with a length of 1850m, the additional sealing cost would be \$29,600.

Table 2
Standard Road widths – Cabonne Council *Guidelines for Engineering Works*

Class of Road	Width of Road Reserve	Footway Width	C’way Width	Traffic Lanes	Parking Lanes	Seal Width	Formation Width	Shoulder Width
Urban								
Urban Collector	20	2 / 3.5	13.0	2 / 3.5	2 / 3.0			
Urban Local Access	17	2 / 3.5	10.0	2 / 3.0	2 / 2.0			
Urban Cul-de-sac	15	2 / 3.5	8.0	2 / 3.0	2 / 1.0			
Industrial	20	2 / 3.5	13.0	2 / 3.5	2 / 3.0			
Rural*								
Rural Collector	20					8.0	10.0	2 / 1.0
Rural Local Access	20					6.0	8.0	2 / 1.0
Pedestrian Facilities								
Pathway	5	1.2						
Cycleway	5	2.0 – 2.5						

(* Not applicable to a proclaimed Main Road)

ISSUE 4 – CONDITION 28 – ROAD UPGRADES

Background

The Applicant proposes to use material extracted from within the Mine Site to construct the required works for the Canomodine Road and intersection upgrades. The condition as currently drafted would not permit the Applicant to do so.

Requested Modification

The Proponent is to deliver all road upgrades as deemed necessary by Roads and Maritime Service and Cabonne Council, and to the satisfaction of those authorities, prior to ~~any on-site mine construction activities commencing~~ transporting any products from the Mine Site, with the exception of those required for road upgrade purposes identified in this approval.

Justification

- The Applicant will produce road base at the Mine Site. To require it to purchase and transport road base material from other suppliers or transport that material from Parkes would result in unjustifiable impacts on the road network and costs for the Applicant

DRAFT CONDITIONS OF CONSENT

1. DEVELOPMENT IN ACCORDANCE WITH PLANS

Objective

To ensure the development proceeds in the manner assessed by Council.

Performance

Development is to take place in accordance with the attached stamped modified plans (Ref: Geolyse, proposed site plan, project number 216243, sheet TP03 of TP03 - marked revision A) and documentation submitted with the application and subject to the conditions below, to ensure the development is consistent with Council's consent.

The Principal Certifying Authority for the project may request an application for modification of this consent or a new application in the event that changes to the approved plans are subsequently made. An application to modify the development consent under s96 of the Environmental Planning and Assessment Act, 1979, as amended and will be subject to a separate fee.

2. LOT DESIGN AND PURPOSE

Objective

To ensure the subdivision proceeds in accordance with Council's consent and that the purpose of the newly created Lots are clarified in the context of Cabonne Local Environmental Plan, 2012.

Performance

- (a) Surveying of the subject land will be generally in accordance with the attached draft plan of survey.
- (b) Lots 1, 2, 3, and 4 have been approved under Clause 4.1(3) of the Cabonne Local Environmental Plan, 2012.

3. APPLICATION FOR CERTIFICATION

Objective

To satisfy the post-consent requirements of this Development Consent, and to comply with Section 109 of the Environmental Planning and Assessment Act 1979, as amended.

Performance

The person having the benefit of this consent is required to apply for a:

AN ACCESS CONSTRUCTION CERTIFICATE to satisfy the requirements of Condition 10

AN ACCESS COMPLIANCE CERTIFICATE to satisfy the requirements of Condition 10

SUBDIVISION CERTIFICATE to satisfy the requirements of Condition 4

4. REGISTRATION OF PLAN OF SUBDIVISION

Objective

To ensure compliance with Section 109C(1)(d) of the Environmental Planning and Assessment Act 1979, as amended.

Performance

An application for a Subdivision Certificate is to include three (3) copies of an original Plan of Subdivision prepared by a Registered Surveyor to be lodged at Land and Property Information.

5. ASSET PROTECTION ZONES – RFS S100B Authority

Objective

The intent of measures is to provide sufficient space and maintain reduced fuel loads so as to ensure radiant heat levels of buildings are below critical limits and to prevent direct flame contact with a building. To achieve this, the following conditions apply

Performance

The existing Asset Protection Zones (APZs) around the existing dwelling are to be maintained as outlined within section 4.1.3 and Appendix 5 of 'Planning for Bush Fire Protection 2006' and the NSW Rural Fire Service's document 'Standards for asset protection zones'.

6. WATER AND UTILITIES – RFS S100B Authority

Objective

The intent of measures is to provide adequate services of water for the protection of buildings during and after the passage of a bushfire, and to locate gas and electricity so as to not contribute to the risk of fire to a building.

Performance

The provision of water, electricity and gas shall comply with section 4.1.3 of 'Planning for Bush Fire Protection 2006'.

7. ACCESS – RFS S100B Authority

Objective

The intent of measures for property access is to provide safe access to/from the public road system for fire fighters providing property protection during a bush fire and for occupants faced with evacuation.

Performance

Public road access shall comply with 4.1.3(1) of 'Planning for Bushfire Protection 2006'.

8. PROVISION OF RURAL ADDRESS NUMBER**Objective**

To provide each eligible rural property with a rural address number in accordance with Standard AS/NZS 4819:2011: Geographic Information – Rural and Urban addressing.

Performance

The location of each eligible access will be established and a number allocated based upon measurements taken by the Principal Certifying Authority which will be in accordance with Standard AS/NZS 4819:2011.

The applicant is to contact Council's Environmental Services Department on 63923247 to obtain an application form and instructions.

9. ERECTION OF RURAL ADDRESS NUMBER**Objective**

To ensure each eligible rural property has a suitably erected and clearly visible rural address number in accordance with Standard AS/NZS 4819:2011: Geographic Information – Rural and Urban Addressing.

Performance

The designated number plate(s) shall be obtained and erected in accordance with the Specifications for Erection of Rural Address Numbers as supplied by Council. (Note: These plates are available from Council at the fee specified in Council's Fees and Charges)

Written notification is to be provided to Council indicating rural addressing number(s) has/have been erected. This letter is to be supplied to Council or Principal Certifying Authority PRIOR to the issue of a Subdivision Certificate.

10. PROVISION OF PRIVATE ACCESS**Objective**

To ensure that safe and practical access is provided to the subject land.

Performance

Access must be provided to all proposed lots in accordance with Council's Provision of Private Access Specification that is current at the time of application.

An Access Construction Certificate must be obtained prior to commencement of construction of any access or accesses to the property from the adjoining road.

A joint inspection with the Principal Certifying Authority is to be held prior to commencing construction of the access. Please telephone Council's Development Engineer on 6392 3247 to arrange a suitable date and time for the inspection.

An Access Compliance Certificate for the accesses must be submitted to Council before any Subdivision Certificate can be issued for the development.

11. TRAFFIC AND PEDESTRIAN MANAGEMENT PLAN

Objective

To ensure that any traffic or pedestrian movement through or past the work site is safe.

Performance

The applicant is to prepare and implement a Traffic Management Plan that provides necessary direction to traffic or pedestrian movement through or past the work site. The Traffic Management Plan is to be prepared by a suitably qualified person in accordance with the provisions of the relevant Australian Standards and is to be submitted to Council for approval PRIOR to its implementation.

12. CONTRIBUTION TO BUSHFIRE SERVICES

Objective

To make an equitable contribution towards improvement of Bushfire Services and Amenities for the specified Brigade. The contribution has been levied in accordance with Councils Bushfire Service Contributions Plan, February, 1993.

A copy of this Plan is available for inspection at Councils Department of Environmental Services Bank Street, Molong during business hours.

Performance

The applicant will make a contribution of \$1,195.50 x 3 = \$3,586.50 towards the improvement of Bushfire Services and Amenities for The Ponds Brigade (Income No: 1032) to Cabonne Council before any Subdivision Certificate can be issued for the development.

13. ROAD IMPROVEMENT CONTRIBUTION (SUBDIVISION)**Objective**

To make equitable contribution to address the impacts of development on Council roads. The contribution has been levied to make improvements to the stated road in accordance with Council's Road Contributions Plan dated April 2007, (General Rural Zone) or June 1993 (Rural Small Holdings Zone).

Performance

The applicant is required to make a road improvement contribution of \$16,413.50 towards the improvement to Gowan Road (Income Number: 5321) to Cabonne Council before any Subdivision Certificate can be issued for the development.

14. PROVISION OF POWER FOR SUBDIVISION**Objective**

To ensure financial equity in providing adequate power supply for newly created Lots 1, 2 & 4.

Performance

Prior to the issuing of a Subdivision Certificate, the applicant will submit a Compliance Certificate from the Electricity Authority indicating that adequate power supply would be available to proposed Lots 1, 2 & 4 shall it be required.

15. COMPLIANCE WITH CONDITIONS OF CONSENT**Objective**

To ensure the development proceeds in the manner as determined by Council.

Performance

All conditions of this consent are to be complied with to the standards specified **prior** to issue of a subdivision certificate.

ADVISORY NOTE**Objective**

Advisory condition only where survey indicates the need for correction of the road alignment.

Performance

In the event that, during the course of the survey, it is found that part of a constructed public road intrudes onto the subject property, the applicant will be

required to bear all survey costs which are common to that of the subdivision. Any request to Council for reimbursement for additional survey costs which relate directly to the road re-alignment should be direct council's General Manager.

Agenda of Ordinary Meeting - 20 December 2016

{Instruction for Contaminated Land Policy Template:

- 1 text in {} brackets are advisory notes and must be deleted in the final Council Specific policy.
- 2 text in [] square brackets are statements that are considered optional in developing your own council specific policy.
- 3 search for { or [to locate section to modify.
- 4 while the final policy format and content will be up to each council to determine, the more consistent policies are between councils the more effective they will be in improving CLM across the whole region. Therefore it is highly recommended that, with the exception of those statements identified as optional, the policy be adopted as is.}

Addendum May 2016

11.3 point 8 underground petroleum storage system to Underground Storage tank

12.3.2 add condition 5 fencing and erosion and sediment controls

17 correct regulation title

Appendix A add two historical land uses for electrical switch gear and transformers and off site impacts from regulated sites

Update Category 1 table of areas and zones with Standard Instrument details

Addendum September 2016

12.2 Addition considerations for Category 1 remediation DAs

12.3.2 update condition 14, replace condition 15 with condition 15, 16 and 17

12.5 add "report"

13.1 Clarify how reports may be assessed and audited

14 Clarify Auditing requirements for Tier 2 and 3 risk assessments

16 correct offence provisions for unlawful waste facility

17 Add reference to planning considerations for UPSS regulation

Appendix A Minor edits and identify Table 1 activities

Appendix B Clarifying statements on how standard wording is to be used

Update standard conditions for

- Remediation Action Plans,
- Validation,
- Site Management Plans
- Site Audit Statements
- Category 1 remediation conditions 1, 3, 7, 8, 9, 18, 20

Additional conditions around

- Where evidence of contaminating activity is to be destroyed
- Ongoing site management

Appendix C Amendments to Summary Report Template

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1 Preamble

Contaminated land is managed by Council to minimise the impacts of past land use on the orderly development of land in the future. Land may have become contaminated by actions in the past when issues around contamination, pollution and waste management were not considered important by the community and the long-term effects of some chemicals on the environment and human health were poorly understood.

The Environment Protection Authority (EPA) is the State body that regulates contaminated land under the *Contaminated Land Management Act 1997*; however Council has responsibility to ensure that when exercising its statutory planning functions in relation to the development of contaminated land, all the relevant information is considered.

To do this Council must:

- Consider the likelihood of land contamination as early as possible in the planning and development control process;
- Link decisions about the development of land with the information available about contamination possibilities;
- Adopt a policy approach which will provide strategic and statutory planning options based on the information about contamination; and
- Exercise statutory planning functions with a reasonable standard of care.

This policy is made to guide Council on how it will carry out its planning functions, and to provide a local context for decision making in relation to contaminated land. This policy is intended to supplement, and should be read together with, the *Managing Land Contamination Planning Guideline* (1998) with reference to Part 7A of the *Environmental Planning and Assessment Act 1979*.

It is expected that the reader of this policy will be familiar with the general contaminated land management framework that is set out in the *Managing Land Contamination Planning Guideline* (Department of Urban Affairs and Planning and EPA 1998), *State Environmental Planning Policy 55 Remediation of Land* (SEPP 55), the *National Environmental Protection (Assessment of Site Contamination) Measure 1999*, and other applicable legislation.

This policy sets out the local requirements for **{insert Council Name}** and must be read in conjunction with the other documents mentioned. Further information about the general principles of contaminated land management and how Council's policy may relate to the sale or redevelopment of your land may be found on **{insert appropriate website}**.

This policy is based on the Central West Councils Regional Contaminated Land Policy Template, developed with assistance from the New South Wales Government through the EPA's Contaminated Land Management Program under funding by the NSW Environment Trust.

2 Policy Objectives

The objectives of the policy are to describe how Council will keep relevant records, provide information to interested parties and make decisions regarding contaminated land. Specifically this policy will describe how:

- Information about potentially contaminated land is collected;
- Information is to be maintained in a Contaminated Lands Information System (CLIS);
- Council will use information to appropriately manage the use of land and what information is required for the development of the land;
- Information will be provided to owners of affected land and the public;
- Information will be provided on s149 planning certificates;
- Council should be notified of remediation activities within its LGA;
- Clarify where Category 1 remediation activities will be identified;
- how remediation activities should be conducted;
- Consultants should report on contaminated sites;
- A Site Audit Statement may be required;
- A Site Management Plan will be enforced;
- Council will use contaminated land standards and principles to address illegal land filling;
- The UPSS (Underground Petroleum Storage System) Regulation is to be administered by Council.

3 Application

This policy applies to all land within the **[insert Council name]** Local Government Area and includes:

- 1 Where Council is duly exercising one of the following planning functions:
 - a. Preparation of a planning proposal;
 - b. Processing and determination of a development application or the modification of a development consent;
 - c. Processing and determination of an application for a complying development certificate; and
 - d. Furnishing of advice in a certificate under section 149; or
- 2 Where Council is:
 - a. Investigating or remedying illegal land filling; or

- b. Administering the *Protection of the Environment (Underground Petroleum Storage System) Regulation 2012*.

Note: the functions described in paragraph 2 above are not 'planning functions' to which Council is afforded protection from liability under section 145B of the EP&A Act.

4 Policy Statement

Where Council is aware of any past or present potentially contaminating land uses or activities (as described in this policy) it will maintain relevant information about the land on which that use or activity occurred or is occurring to ensure:

- That land owners and other interested parties may be made aware of those uses; and
- Council can assess land contamination issues and monitor remediation under *State Environmental Planning Policy 55 Remediation of Land* (SEPP 55).

The information held is intended to aid decision-making regarding contaminated land investigations, land use planning and determinations.

This policy will restrict the use of land by:

- 1 Prescribing the circumstances where land is required to undergo some level of assessment for land contamination, or remediation, before consent can be granted for any development on that land or the land can be rezoned; and
- 2 Enforce the restrictions that, in the opinion of the consultant or auditor, are required through the imposition of a Site Management Plan that may be imposed on the land following remediation.

Council will set standards for the conduct of remediation and reporting of contaminated land matters to ensure that contamination and remediation can be effectively managed and monitored for the benefit of the community.

While Council will endeavour to develop and maintain a comprehensive collection of relevant information, it does not guarantee the completeness or accuracy of all the information held. To the degree that information is not required to be provided to Council or hitherto has not been required to be kept by Council, Council may not be in possession of all the relevant information for any given property at any given time.

5 Abbreviations

CLIS Contaminated Land Information System

CLM Contaminated Land Management

CLM Act *Contaminated Land Management Act 1997*

DA	Development Application
DSI	Detailed Site Investigation
EPA	NSW Environment Protection Authority
EP&A Act	<i>Environmental Planning and Assessment Act 1979</i>
EP&A Reg	<i>Environmental Planning and Assessment Regulation 2000</i>
EPI	Environmental Planning Instrument
LEP	Local Environment Plan
NEPM	<i>National Environmental Protection (Assessment of Site Contamination) Measure 1999</i>
POEO Act	<i>Protection of the Environment Operation Act 1997</i>
PSI	Preliminary Site Investigation
RAP	Remediation Action Plan
SAS	Site Audit Statement
SEPP 55	<i>State Environmental Planning Policy 55 Remediation of Land</i>
SMP	Site Management Plan
UPSS	Underground Petroleum Storage System
UST	Underground Storage Tank

6 Glossary

Assessment of site contamination	A formal investigation and report carried out by a contaminated land consultant in accordance with the Planning Guideline, the Reporting Guidelines or the UPSS Regulation and may include a preliminary site investigation, a detailed site investigation, a remediation action plan or a validation report.
Category 1 remediation	As defined in SEPP 55, being remediation that requires development consent.
Category 2 remediation	As defined in SEPP 55, being remediation that may be undertaken without development consent.
Contaminated Land Management	In regard to Council's responsibilities: The management of records relating to past or present land use, assessment of site

	contamination, provision of relevant information, monitoring of remediation and the determination of suitability for rezoning and development consents as described within this policy.
Contamination	<p>As defined in EP&A Act: contaminated land means land in, on or under which any substance is present at a concentration above the concentration at which the substance is normally present in, on or under (respectively) land in the same locality, being a presence that presents a risk of harm to human health or any other aspect of the environment.</p> <p>or in CLM Act: Contamination of land, for the purposes of this Act, means the presence in, on or under the land of a substance at a concentration above the concentration at which the substance is normally present in, on or under (respectively) land in the same locality, being a presence that presents a risk of harm to human health or any other aspect of the environment.</p> <p>Note: Contamination and Pollution have similar statutory definitions, and while Council has statutory powers to regulate pollution (in particular under the <i>Protection of the Environment Operations Act 1997</i>) this policy is primarily concerned with contamination. A pollution incident is considered to be a matter that is dealt with in the short term by the relevant powers. Pollution can result in contamination if the pollution is not cleaned up in the short term or Council does not become aware of the issue within a reasonable time to be able to enforce a suitable remedy.</p>
Contamination assessment	See Assessment of site contamination.
Deferred Commencement	A development consent is granted subject to a condition that the consent is not to operate until the applicant satisfies the consent authority as to any matter specified in the condition, in accordance with s 80 (3) of the <i>Environmental Planning and Assessment Act 1979</i> .
Detailed Site Investigation	Stage 2 – Detailed Investigation as defined in Planning Guideline, the Reporting Guidelines and the NEPM. An investigation that will define with high precision the nature, extent and risks posed by contamination.
Environmental Management Plan	See Site Management Plan.

Phase	A term commonly used to refer to the formal stages of contamination assessment; however, it is not reliably consistent with the terms defined in this policy.
Planning Guideline	<i>Managing Land Contamination Planning Guideline</i> (Department of Urban Affairs and Planning and EPA 1998) or otherwise specified by s 145C <i>Environmental Planning and Assessment Act 1979</i> .
Pollution	<p>As defined in POEO Act</p> <p>pollution means:</p> <ul style="list-style-type: none"> a water pollution, or b air pollution, or c noise pollution, or d land pollution. <p>pollution incident means an incident or set of circumstances during or as a consequence of which there is or is likely to be a leak, spill or other escape or deposit of a substance, as a result of which pollution has occurred, is occurring or is likely to occur. It includes an incident or set of circumstances in which a substance has been placed or disposed of on premises, but it does not include an incident or set of circumstances involving only the emission of any noise.</p> <p>land pollution or pollution of land means placing in or on, or otherwise introducing into or onto, the land (whether through an act or omission) any matter, whether solid, liquid or gaseous:</p> <ul style="list-style-type: none"> a that causes or is likely to cause degradation of the land, resulting in actual or potential harm to the health or safety of human beings, animals or other terrestrial life or ecosystems, or actual or potential loss or property damage, that is not trivial, or b that is of a prescribed nature, description or class or that does not comply with any standard prescribed in respect of that matter, but does not include placing in or on, or otherwise introducing into or onto, land any substance excluded from this definition by the regulations. <p>See note under contamination.</p>
Preliminary Site Investigation	Stage 1 – Preliminary investigation as defined by the Planning Guideline, the Reporting Guidelines and the NEPM. An investigation that defines the potentially contaminating activities carried out on a site, the areas where contamination is most likely to exist and, if necessary, sufficient soil or

	groundwater sampling to confirm whether the land has been contaminated or not.
Reporting Guidelines	<i>Guidelines for Consultants Reporting on Contaminated Sites</i> (EPA 1997 updated 2011).
Remediation	As defined in SEPP 55 remediation means: <ul style="list-style-type: none"> a. removing, dispersing, destroying, reducing, mitigating or containing the contamination of any land, or b. eliminating or reducing any hazard arising from the contamination of any land (including by preventing the entry of persons or animals on the land).
Remediation Action Plan	Stage 3 – Site Remediation Action Plan as defined by the Planning Guideline and the Reporting Guidelines. A plan that sets out how a contaminated site can be made suitable for its intended use including methodology, clean-up criteria and validation procedures.
s149 planning certificate	A planning certificate as defined under section 149 of the EP&A Act.
Site Audit	<p>Non Statutory Site Audit means a site audit undertaken by a site auditor that is not a requirement of a statutory instrument such as a development consent or regulation by the <i>Contaminated Land Management Act (1997)</i>.</p> <p>Statutory Site Audit as defined in section 47 of the <i>Contaminated Land Management Act (1997)</i> means a site audit carried out in order to secure compliance with, among other things, a requirement of SEPP55 or a development consent.</p> <p>Site Audit Statement contains the Site Auditor’s findings and is in the form approved by the EPA. See s53B CLM Act.</p> <p>Further information about Site Audits can be found in the NSW EPA website: http://www.epa.nsw.gov.au/clm/auditorscheme.htm</p>
Site Management Plan	A plan that is intended to manage residual contamination following suitable remediation of a site.
Specific potentially contaminating	A land use specified in Appendix A that will, if determined to

land use	have been carried out on the land, be used to identify land for contaminated land management under this policy.
Suitably qualified person	Means a person who has such competence and experience in relation to the assessment of site contamination as is recognised as appropriate by the contaminated land management industry. They will also be, or be reasonably able to be, or supervised by a consultant who is, certified under a contaminated land consultant certification scheme recognised by the EPA.
UPSS regulation	<i>Protection of the Environment Operations (Underground Petroleum Storage Systems) Regulation 2014</i>
Validation Report	Stage 4 – Validation and monitoring as defined by the Planning Guideline and the Reporting Guidelines. A report detailing the results of the post-remediation testing against the clean-up criteria stated in the RAP.

7 Legislation

Contaminated Land Management Act 1997

Provides for Site Auditing (s47), and specific requirements for 149 planning certificates in relation to the Act (s59).

Environmental Planning and Assessment Act 1979

Provides the basis of the planning system in NSW and permits the creation of State Environmental Planning Policies. Part 7A specifically details the liabilities for Planning Authorities in respect of contaminated land and defines the contaminated land Planning Guideline.

Environmental Planning and Assessment Regulation 2000

Sets out the requirements for s149 planning certificates (Schedule 4).

National Environmental Protection (Assessment of Site Contamination) Measure 1999.

Sets a national standard for contaminated site assessment.

Protection of the Environment Operations Act 1997

Enables the EPA, and Councils, to regulate pollution and waste in NSW.

Protection of the Environment Operations (Waste) Regulation 2014

Regulation of waste in NSW.

Protection of the Environment Operations (Underground Petroleum Storage Systems) Regulation 2014

Self-regulation regime of underground fuel storage in NSW

State Environmental Planning Policy No 55-Remediation of Land

Establishes the mandatory considerations for consent authorities when considering development applications in relation to contaminated land, and criteria for remediation of land before development can occur.

{Local Environment Plan for LGA}

8 Potentially contaminating land uses

This policy will identify those land uses that have a reasonable potential to result in land contamination that may need to be addressed during development.

The list of land uses and activities that this policy will specifically identify as having the potential to result in land contamination are in Appendix A. These land uses have the potential to cause land contamination because of the materials typically used, processed or stored on-site, the generation of contaminating waste products or the use of thermal processing.

In addition, the storage of significant volumes of petroleum or chemicals or activities involving the maintenance of motor vehicles or mechanical plant will be considered to be potentially contaminating land uses.

Where a property has been identified as having been associated with one or more of these land uses or activities, it will be included in the Contaminated Land Information System so that relevant information can be recorded and used for the purpose of this policy.

9 Information management

Note: Council's records and classifications are not intended to reflect the risk of harm to human health or the environment for a property in its current state or by its current land use. Where there are concerns that need to be addressed in the short term, the Council should use its powers under the *Protection of the Environment Operations Act 1997* or refer the matter to the EPA.

9.1 Contaminated Land Information System definition

Council will maintain a Contaminated Land Information System (CLIS) to record relevant information regarding land, its historical uses and activities carried out on it, assessments for contamination, remediation and Site Audits.

Information pertaining to a specific location shall include:

- Current and historical property description;

- Historical land uses or activities that have the potential to contaminate (See Appendix A);
- The land contamination investigation status;
- Reports and notices relating to contamination assessment;
- Reference to and brief comments relating to development applications, development consents, planning proposals to rezone land approved (or refused on the basis of contamination-related issues) and complying development certificates;
- Site Audit Statements; and
- EPA correspondence.

The information will not include personal information except personal information that is included in an assessment report.

9.2 What the information is used for

The information held in the CLIS will be used for the purpose of fulfilling the policy statement (see Section 4 Policy Statement above).

Specifically the information will be used to:

- Provide information on s149 planning certificate;
- Inform development applications, modification applications, complying development certificate applications and assessments, including pre-DA meetings and assessment;
- Inform strategic planning and the preparation of Planning Proposals;
- Monitor and regulate remediation of contaminated land; and
- Administer the UPSS regulation.

9.3 Including or removing land from Council's CLIS

Land is included in the CLIS based primarily on information known to Council regarding land use and does not necessarily reflect whether the land is actually contaminated or not. Land will be identified on the CLIS if Council:

- Holds records, or is aware, that the land has been used for a potentially contaminating land use as defined in Appendix A;
- Has carried out an inspection that suggests the land is likely to have been affected by contamination, pollution, landfilling, or by being used in an environmentally unsatisfactory manner (refer to definitions in the POEO Act);
- Is aware that the land has been the subject of remediation;

- Believes the land could have lawfully been used for a purpose listed in Appendix A and has no evidence to the contrary; or
- Is aware that the land is, or has been, zoned for industrial purposes.

Any land where a new development is commenced, whether approved by Council, subject to a Complying Development Certificate or exempt development, that is consistent with land uses defined in Appendix A will be included on the CLIS when Council becomes aware of it.

Land will not be included where:

- The use is at a domestic scale;
- The land use is clearly operated at a scale that is unlikely to cause land contamination; or
- The activity is, and has always been, generally of a retail or warehousing nature provided that any fuels, oil and chemicals remain in sealed containers from the manufacturer and are not dispensed or decanted into other containers; and,
- Council is not otherwise aware that the land is likely to be contaminated.

Note: It is acknowledged that both agricultural and residential land can be subject to incidental contamination and that, in some circumstances, could give rise to a risk to human health and the environment, however it is considered unreasonable to apply this policy where there is no evidence of circumstances presenting such a risk. Areas of agricultural land such as fuel storages and stock dips will be considered for contamination assessment when a DA is received however the whole land parcel will not be included in the CLIS unless specific reports are provided to Council.

[A maximum of three land use descriptors will apply to each record.]

[When land is added to the CLIS the owner will be notified.]

As it is a requirement that Council review its records every time it issues a s149 planning certificate and considers land contamination before determining a development application, a record of land must not be removed from the CLIS unless Council is satisfied that the information held does not relate to the land, or that any potentially contaminating activity has not taken place on the land.

Where land is subdivided or consolidated, information about the former land uses on the land will be carried onto the new property description(s).

9.4 Land Contamination Investigation Status

To assist Council to monitor and communicate the level and quality of information about contamination on any land parcel, each parcel on the CLIS will be classified according to the significance of the information the Council holds about the parcel. Each parcel on the CLIS will be classified into one of five classifications:

Table 1. Contaminated site investigation status classification

Investigation Class	Description
A - Identified	<ul style="list-style-type: none"> Council has identified that the land should be included on the CLIS because a potentially contaminating land use is known to have been undertaken (Appendix A), but the results of any formal investigation have not been provided to Council. At this status, it is not possible to determine if land could be suitable for any particular use.
B - Assessed	<ul style="list-style-type: none"> Council has been provided with a contamination assessment report or other documentation indicating that the land is (or has been) contaminated, but is not satisfied, based on information provided in contamination assessment reports, that the land is suitable for any specific land uses and, therefore, further consideration of investigation, remediation or validation is required to determine a relevant application. Reports may indicate that the land may be suitable for some uses with conditions such as limited depth of excavation or contamination remaining in inaccessible areas due to existing structure etc. For any land adjacent to identified potentially contaminated land where a contamination assessment report received by Council has identified that contamination has migrated to the adjoining land will be classified as assessed.
C – Site Management Plan	The land has been remediated, however, is subject to a site management plan (SMP). Any new DA must consider the requirements of a SMP that applies to the land.
D - Suitable for Limited Uses	<ul style="list-style-type: none"> Council has been provided with a contamination assessment report or other documentation indicating that the land is (or has been) contaminated, but is satisfied, based on information provided in contamination assessment reports, that the land is suitable for some specific land uses without conditions. Further consideration of investigation, remediation or validation would be required to determine a relevant application for more sensitive land uses.
E - Unrestricted	Council is satisfied based on information provided in contamination assessment reports that the land is suitable for all land uses and, therefore, no further investigation is required to determine a relevant application. This category shall only be used where no further assessment of contamination is required to determine the suitability of any permissible DA.

The land contamination investigation status classification does not necessarily indicate that land is or is not contaminated but indicates whether or not appropriate information is available to make a decision in respect of the land.

Whenever new information about a land parcel or property is received by Council, the status classification should be reconsidered and changed if necessary.

If contamination investigations standards change, it should be considered whether any land with a status class of “E – Unrestricted” should have its status changed. If investigation thresholds are

reduced it may be appropriate that all “D - suitable for limited uses” and “E – Unrestricted” statuses be changed to “B - Assessed” until a thorough review of each assessment report can be carried out.

9.5 Provision of information

Information on the CLIS may be provided to any person in the form of an s149 planning certificate in accordance with the EP&A Act.

Otherwise, a person with a valid interest may seek to view:

- 1 The CLIS register information; and
- 2 Reports held by Council.

However, due to Council’s privacy policy or copyright restrictions (and the legislative requirements of *Government Information (Public Access) Act 2009* and *Privacy and Personal Information Protection Act 1998*), Council may not be able to provide all information it holds.

A person with a valid interest may include the following people in respect of the relevant land:

- 1 The owner;
- 2 The owner of neighbouring land;
- 3 State Government agencies such as the NSW Environment Protection Authority;
- 4 Contaminated land consultants investigating the land or neighbouring land;
- 5 Utilities providers;
- 6 Conveyancers acting on behalf of the owner; or
- 7 With the owner’s permission:
 - a. A potential purchaser;
 - b. A purchaser’s conveyancer; or
 - c. A real estate agent.

The general release of information on the CLIS is not considered to be in the public interest.

9.6 Information provided on the s149 planning certificate

S149 planning certificates provide a range of information regarding the rights and restrictions placed on a parcel of land.

Council is obliged to provide certain information on the s149 planning certificate as specified in Schedule 4 of the *Environmental Planning and Assessment Regulations 2000* and s59 of the *Contaminated Land Management Act 1997*. That is:

- 1 Clause 7, Schedule 4 of the *Environmental Planning and Assessment Regulations 2000* requires that the certificate identify whether or not the land is affected by any policy (adopted by Council or by a public authority for the express purpose of its adoption being referred to in s149 certificates issued by Council) that restricts the development of land because of the likelihood of any risk. Information pertinent to clause 7 are noted in 1A and 1B below; and
- 2 Section 59 of the *Contaminated Land Management Act 1997* requires that the certificate address the specific matters relating to the management of contaminated land set out in that section. Information pertinent to s59 is noted in 2A and 2B below.

This Policy intends to be an adopted policy of the kind referred to in numbered paragraph 9.6, 1. above, that restricts the development of land because of the likelihood of contamination risk as set out in the Policy Statement (Section 4. above).

The following wording will be used for each Contamination Investigation Status and where other relevant information is known about the land:

1A Notation to be included on s149 planning certificate issued under s149(2), as required by Clause 7, Schedule 4 of the EP&A Reg – adopted policies that restrict the development of the land because of the likelihood of any risk:

- Land not considered to require restriction under this policy

Council's adopted Contaminated Land Policy does not place any specific restriction on the land to which this certificate relates at this time.

- Land classed as "A - Identified"

The land to which this certificate relates has been used for purposes that have the potential to contaminate land. Council records do not have sufficient information to determine whether the land is contaminated. Council's adopted Contaminated Land Policy restricts the development on the land by requiring that the land undergoes some level of assessment for land contamination, and/or remediation if required, where zoning changes are proposed or consent is required for the carrying out of any development. Council's adopted policy provides information on how these restrictions will be applied in accordance with provisions under relevant State legislation. It is recommended that persons relying on this certificate undertake their own assessment of the land's suitability for purposes that do not require development consent.

- Land classed as "B - Assessed"

The land to which this certificate relates has been used for purposes that have the potential to contaminate land. Council's adopted Contaminated Land Policy restricts the development on the land by requiring that the land undergoes some level of assessment for land contamination, and/or remediation if required, where zoning changes are proposed or

consent is required for the carrying out of any development. Council's adopted policy provides information on how these restrictions will be applied in accordance with provisions under relevant State legislation. It is recommended that persons relying on this certificate undertake their own assessment of the land's suitability for purposes that do not require development consent.

- Land classed as C - Site Management Plan

The land to which this certificate relates has been used for purposes that have the potential to contaminate land. Council has been advised that the site has undergone some remediation of site contamination; however, remains subject to a site management plan to mitigate the risk posed by land contamination on the land. The site management plan may place restrictions on development or use of the land and may include ongoing obligations by the owner or occupier. Council's adopted Contaminated Land Policy restricts the development of the land by ensuring compliance with the applicable site management plan. Further investigation may be required where zoning changes are proposed or consent is required for the carrying out of any development. Council's adopted policy provides information on how these restrictions will be applied in accordance with provisions under relevant State legislation. It is recommended that persons relying on this certificate undertake their own assessment of the land's suitability for purposes that do not require development consent.

- Land classed as D - Suitable for Limited Uses

The land to which this certificate relates has been used for purposes that have the potential to contaminate land. An assessment of site contamination has recommended that the land is suitable for certain types of use. Council's adopted Contaminated Land Policy restricts the development on the land by requiring that the land undergoes some level of assessment for land contamination, and/or remediation if required, where zoning changes are proposed or consent is required for the carrying out of development not consistent with the assessment of site contamination recommendations. Council's adopted policy provides information on how these restrictions will be applied in accordance with provisions under relevant State legislation. It is recommended that persons relying on this certificate undertake their own assessment of the land's suitability for purposes that are not consistent with the assessment of site contamination recommendations and do not require development consent.

- Land classed as E - Unrestricted

The land to which this certificate relates has been used for purposes that have the potential to contaminate land. An assessment of site contamination has recommended that the land is suitable for all types of use.

1B Notation to be included on s149 planning certificates issued under s149(5) of the EP&A Act – advice on such other relevant matters affecting the land of which Council may be aware.

- Where the site is known to be subject to the UPSS regulation as regulated by Council

The land is subject to the Protection of the Environment (Underground Petroleum Storage System) Regulation 2014.

- Where the land has been used for specific purposes listed in this policy

The land has been used for the following purposes:

(see list from Appendix A for potentially contaminating land uses and activities that may be listed).

- Where Council is in possession of contamination assessment reports

Council has one or more reports on the assessment of site contamination.

{Where Council is able to provide investigation results or summaries of results held by Council without disclosing confidential information it should do so as part of the planning certificate.}

- Where Council is in possession of a Site Audit Statement

Council has a site audit statement.

{this is a duplication in terms of the CLM Act s59 requirements for s149(2) requirements however the Planning Guideline recommends a copy of the site audit statement should be attached to s149(5).}

{Where Council is able to provide a copy of the site audit statement with the planning certificate it should do so.}

- Where remediation has been approved in accordance with SEPP55

Development consent has been granted to carry out Category 1 Remediation on the land.

- Where remediation has been notified in accordance with SEPP55

Council has been notified that Category 2 remediation is to be carried out on the land.

2A Notation to be included on s149 planning certificate issued under s149(2) of the EP&A Act, as required by s59(2) of the CLM Act

- Where Council has received a Site Audit Statement that relates to the land

Council has received a Site Audit Statement that relates to the land.

- Where the site has not been regulated by the CLM Act

The land to which this certificate relates is not presently subject to regulation under the Contaminated Land Management Act 1997.

- Where the site has been declared significantly contaminated under the CLM Act

The land to which this certificate relates is significantly contaminated land under the Contaminated Land Management Act 1997.

- Where the site is subject to a management order under the CLM Act

The land to which this certificate relates is subject to a management order under the Contaminated Land Management Act 1997.

- Where the land is subject to a voluntary management proposal under the CLM Act

The land to which this certificate relates is subject to an approved voluntary management proposal under the Contaminated Land Management Act 1997.

- Where the land is subject to an ongoing maintenance order under the CLM Act

The land to which this certificate relates is subject to an ongoing maintenance order under the Contaminated Land Management Act 1997.

2B Notation to be included on s149 planning certificates issued under s149(2) of the EP&A Act, as required by section 59(3) of the CLM Act

- Where the land has been, but is no longer declared significantly contaminated under the CLM Act

The land to which this certificate relates was, but is no longer significantly contaminated land under the Contaminated Land Management Act 1997.

- Where the land has been, but is no longer subject to a management order under the CLM Act

The land to which this certificate relates was, but is no longer subject to a management order under the Contaminated Land Management Act 1997.

- Where the land has been, but is no longer subject to a voluntary management proposal under the CLM Act

The land to which this certificate relates was, but is no longer subject to an approved voluntary management proposal under the Contaminated Land Management Act 1997.

- Where the land has been, but is no longer subject to an ongoing maintenance order under the CLM Act

The land to which this certificate relates was, but is no longer subject to an ongoing maintenance order under the Contaminated Land Management Act 1997.

10 Rezoning

The rezoning of land is controlled by Part 3 Division 4 of the EP&A Act. A planning proposal is prepared by the Council and submitted for consideration and determination by the Minister (gateway determination). A gateway determination will determine what further studies may be required.

Clause 6 of SEPP 55 has the effect of requiring the consideration of contamination before preparing a planning proposal that would have the effect of zoning or rezoning land. In order to assess the potential for land contamination, Council will need a thorough land use history for the site with reference to the potentially contaminated land uses and activities defined in this policy.

Preliminary Site Investigations may be required prior to the preparation of the planning proposal if such an investigation can reasonably be carried out. A planning proposal may also recommend that further contamination investigations are carried out.

Council must have regard to a Preliminary Site Investigation, where such an investigation has been carried out or it is practicable that such an investigation can be carried out, before making a planning proposal where:

- 1 The land is declared significantly contaminated land under Part 3 of the CLM Act;
- 2 An activity referred to in Appendix A is being carried out on the land;
- 3 Council's records show that an activity or use referred to in Appendix A has been carried out on the land; or
- 4 Council has incomplete records about the use of the land, and the land is proposed to be used for residential, educational, recreational, childcare or hospital purposes (either as a dominant or ancillary use), and during the periods not covered by those records it would, according to the uses formerly permitted on the land, have been lawful to carry out an activity referred to in Appendix A.

If a planning proposal proposes to change a land use zone in a local environmental plan:

- 1 For a particular parcel of land, it would not be appropriate to proceed with the planning proposal unless the land was proven suitable for all kinds of development that would be permitted in the new zone or for the development contemplated in the planning proposal or it could be demonstrated that the land could, and would, be remediated to make the land suitable; or
- 2 For a large area of land (Generalised Rezoning), the planning proposal should seek to adopt measures in the local environmental plan or development control plan to ensure that the potential for contamination and the suitability of the land for any proposed use are assessed before any development consent within the rezoned land is granted.

If a preliminary site investigation indicates that contamination would make land unsuitable for particular uses, and:

1. The land may be appropriately remediated for those uses, provisions are needed in the local environmental plan or development control plan to require the remediation before those uses can occur.
2. Where remediation may not be appropriate for those uses, either the planning proposal should not proceed or the range of permissible uses should be restricted in the local environmental plan for that land use zone; that is, the land use options should be reconsidered.

Information on contamination possibilities can be used to locate uses according to land suitability, for example, sensitive uses only being allowed in areas of low contamination probability.

{Council should include this information in its policies, DCP or instructions relating to rezoning and planning proposals}

11 Development Applications

11.1 Pre Development Application Meetings

A pre DA meeting may be held between Council staff and a potential applicant to discuss the matters that need to be considered under heads of consideration (s79C EP&A Act), the Local Environment Plan and the Development Control Plan for the Council. **[Please refer to information about pre DA meetings on Councils website.]**

A pre DA meeting is not a planning function covered by Part 7A of the EP&A Act, and any advice provided regarding land contamination matters is subject to the same limitations and liabilities as any other advice provided in a pre DA meeting.

Council's advice in a pre DA meeting should acknowledge:

- 1 That the potential for land contamination must be considered for each and every development application;
- 2 That any pre-existing reports, studies or site audit statement need be considered in terms of the specific development proposal;
- 3 Whether or not the pre-existing reports or studies will meet the reporting requirements of the Council at the time the development application is lodged.

After acknowledging the factors above, Council may be able to provide advice as to whether any further site assessment is required in order to assess the specific proposal. However, Council may not prejudice the assessment of suitability of the site for that proposed use.

The provisions of the Development Assessment section 11.2 below may be applied regardless of any advice provided during any pre DA meeting.

11.2 Development Assessment consideration of contamination

Upon receipt of a Development Application in respect of any land, SEPP 55 (cl7(1)) requires that land contamination must be considered. Any Statement of Environmental Effects or environmental impact statement should address the historical uses of the land.

{Council should consider updating DA information to reflect this policy position}

Land contamination shall be considered by Council's assessing officer by:

- 1 Referring to the CLIS to determine if any information is held by Council regarding the potential for land contamination;
- 2 Considering the past known uses for the land having regard to the potentially contaminating land uses listed in Appendix A, and if there is an opportunity confirm past uses through a records search or seeking relevant information from the proponent;
- 3 Consideration of evidence of possible land contamination or potentially contaminating activities discovered during a site inspection relating to the development application; or
- 4 Considering information received through the public consultation process.

Where land has been remediated in the past, the issue of land contamination must again be considered for any subsequent development application. Council will need to ensure that any remediation that has been carried out is appropriate in terms of the specific development proposal. Council will need to determine if the remediation standards meet the requirements of the proposed use, if the standards have changed since the time of the remediation or if there is any residual contamination that may cause concern for the new proposal.

Where the information held by Council is not sufficient to determine if the land is suitable for the proposed development, relevant information, studies, investigations and or reports will be requested to assist in making the determination.

Changes of use on contaminated land may proceed provided that:

- 1 The land is suitable for the intended use; or
- 2 Conditions are attached to the development consent to ensure that the subject land can and will be remediated to a level appropriate to its intended use prior to or during the development stage.

When considering the suitability of the land for development under s79C(1)(c) of the EP&A Act, the risk to health and the environment from contamination must be included in this assessment. This includes risks during the construction and operation of the development. The former includes work safety issues as well as the potential for construction to disturb contamination and cause off-site movement of chemicals.

The Planning Guideline sets out the four stages of the contamination investigation process and all references to contamination investigations and reports should use the descriptions in the Planning Guideline, the NEPM or this policy.

In order to assess or determine the development application, information may be requested that does not constitute a contamination investigation as specified in the Planning Guideline or the NEPM. In that case the requirements of the 13 Contaminated Land Consultants section may not apply.

Such information may include:

- Confirmation of past land uses;
- Plans identifying where certain activities have taken place; or
- Oral history of the use of the land.

This type of information should be accompanied by a Statutory Declaration from the person providing the information.

If a development consent can be granted without the need to carry out any formal contaminated site investigation or remediation (for example, due the nature of the development or the circumstances of the potential contamination, such as contamination that is present under a building that it not being demolished), but there is a risk that physical evidence of past, potentially contaminating activities will be destroyed if the development goes ahead, then a photographic survey and oral history of the use of the land may be required to be submitted to Council for its records.

11.3 Triggers for preliminary site investigation

As a minimum requirement, a preliminary site investigation will be required when considering a development application for land on which Council:

- 1 Has knowledge of a potentially contaminating land use specified in Appendix A having occurred; or
- 2 Has reasonable grounds to believe the land may be contaminated because of the land's history, condition or other information known to Council,

and one or more of the following circumstances have occurred:

- 3 The circumstances suggest that the past use could reasonably have significantly contaminated the site;
- 4 The proposed development will involve any disturbance of soil including boring or trenching for foundations or services;

- 5 The contaminating activity that potentially caused contamination on the land involved illegal or unauthorised work;
- 6 The proposed development will include construction over land that may be contaminated;
- 7 The proposed development will interfere with groundwater; or
- 8 The potential contamination is from an underground storage tank (UST) (not including operating sites subject to the UPSS regulation).

The triggers specified above are in addition to the minimum assessment criteria set by the SEPP 55 in clause 7 (2), (3) and (4).

Note: land used for extensive agriculture should be assessed for site contamination where development applications relate to redevelopment in the vicinity of stock yards, stock dip or farm sheds where fuel or chemicals have been stored or handled.

11.4 Conditions of consent requiring remediation

Where a development will require remediation so that the site can be suitable for the proposed use the development consent may include conditions that require remediation and validation as well as a site management plan and site audit statement. Such conditions may be included as Deferred Commencement Conditions.

[Standard conditions that may be applied to the consent of any Development Application are in Appendix B Standard Conditions of Consent. Each application will be considered on its merit and the use, or modification, of any standard condition is at the discretion of Council in each circumstance.] {Standard Condition may be excluded from the policy}

11.5 Unexpected findings protocol

In circumstances where land contamination has not been able to be identified prior to a development being approved and contamination or infrastructure is uncovered during development, work should cease and Council should be advised immediately.

Please be aware that in managing any unexpected finding of contamination, the provisions of SEPP 55 apply and modification to the development consent or a new development consent application may need to be considered.

Council will impose a condition on all development consents to this effect.

{A standard condition for all excavation work should be developed and used on all consents regardless of whether or not land contamination was considered an issue for the development}

12 Remediation

12.1 Remediation Overview and SEPP 55

Remediation is any process that will remove, disperse, destroy, reduce, mitigate or contain contamination of land or eliminate or reduce any hazard arising from the contamination on land (including by preventing the entry of persons or animals to the land).

Remediation activities should be defined in a Remediation Action Plan (RAP), being a plan that sets out how a contaminated site can be made suitable for its intended use including methodology, clean-up criteria and validation procedures. An RAP must be prepared by an appropriately qualified consultant in accordance with the applicable EPA guidelines.

The consultant will determine the most suitable way to remediate a site and prepare an RAP.

State Environmental Planning Policy 55 – Remediation of Land (SEPP55) states as one of its objects: *...promote the remediation of contaminated land for the purpose of reducing the risk of harm to human health or any other aspect of the environment* (SEPP55 cl2(2)).

Where remediation of contaminated land is necessary, the remediation should be carried out (whenever reasonably possibly to do so) within the context of a proposed development to achieve the highest best use. If there is doubt over whether remediation must be carried out to ensure the land is suitable for the use, then it is preferred that remediation be carried out.

Under SEPP 55 there are two categories of remediation Category 1 and Category 2.

Category 1 remediation requires development consent from Council and Category 2 does not. SEPP 55 specifies the criteria for each, if the proposed remediation is considered to be Category 1 remediation, a development Application must be made to the appropriate consent authority, generally Council. Category 2 remediation must be notified to Council prior to works commencing.

Please note that s122 of the EP&A Act requires compliance with SEPP 55 and s123 provides provision by which Council may enforce compliance through the NSW Land and Environment Court.

12.2 Category 1 remediation (requires consent)

Clause 9 of SEPP 55 sets out the criteria for Category 1 remediation and it is recommended that each remediation proposal considers whether or not it should be considered Category 1 or 2.

The following information is provided in order to identify land that is referred to in SEPP 55 clause 9 (b) land declared to be a critical habitat, (c) likely to have a significant effect on a critical habitat or a threatened species, population or ecological community and (e) area or zone to which any classifications to the following effect apply under an environmental planning instrument:

{in relation to (e) if an EPI other than the LEP applies, it should be included

Delete any that do not apply from the Local Environment Plan}

SEPP 55 Clause 9	Equivalent {insert Council LEP} mapped land
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(b) land declared to be a critical habitat,	[not mapped and would need to be assessed on a site by site basis]
(c) critical habitat or a threatened species, population or ecological community	[not mapped and would need to be assessed on a site by site basis]
(e) (i) coastal protection	[such an area or zone is not classified by the {insert Council LEP}]
(ii) conservation or heritage conservation	[such an area or zone is not classified by the {insert Council LEP}] {Heritage conservation areas (if any) are shown on the Heritage Map as well as being described in Schedule 5. Note it applies to areas and not items} land identified as "Conservation Area - General" on the Heritage Map
(iii) habitat area, habitat protection area, habitat or wildlife corridor	[such an area or zone is not classified by the {insert Council LEP}] {the following may apply under Part 7 Additional local provisions:} land identified as "Biodiversity" on the Terrestrial Biodiversity Map; land identified as "Sensitive Waterways" or that is within 40 metres of the top of the bank of a "Sensitive Waterways" on the Watercourse Map,
(iv) environment protection	Zone RU6 Transition Zone RE1 Public Recreation Zone RE2 Private Recreation Zone E1 National Parks and Nature Reserves Zone E2 Environmental Conservation Zone E3 Environmental Management Zone W1 Natural Waterways Zone W2 Recreational Waterways {the following may apply under Part 7 Additional local provisions:} land identified as "Biodiversity" on the Terrestrial Biodiversity Map; land identified as "Groundwater Vulnerability" on the Groundwater Vulnerability Map; land identified as "Drinking water" on the Drinking Water Catchment Map
(v) escarpment, escarpment protection or escarpment preservation	[such an area or zone is not classified by the {insert Council LEP}]
(vi) floodway	[such an area or zone is not classified by the {insert Council LEP}] {the following may apply under Part 7 Additional local provisions:} land identified as "Flood Planning Area" on the Flood Planning Map, and other land at or below the flood planning level

(vii) littoral rainforest	[such an area or zone is not classified by the {insert Council LEP}]
(viii) nature reserve	[such an area or zone is not classified by the {insert Council LEP}] Zone E1 national Parks and Nature Reserves
(ix) scenic area or scenic protection	[such an area or zone is not classified by the {insert Council LEP}] Zone R5 Large Lot Residential Zone W1 Natural Waterways Zone W2 Recreational Waterways
(x) wetland	[such an area or zone is not classified by the {insert Council LEP}] {the following may apply under Part 7 Additional local provisions:} [land identified as "Wetlands" on the Wetlands Map]

Note: any Environmental Planning Instrument (EPI) made or amended after the adoption of this policy should be considered when determining the remediation category under SEPP 55.

The above information does not limit the consideration of SEPP 55 clause 9 (a) designated development and (d) development for which another State environmental planning policy or a regional environmental plan requires development consent.

In accordance with Clause 9(f) of SEPP 55, it is considered that where Category 2 remediation will not or cannot be conducted in compliance with this policy (see section 12.3.2 below), the remediation should be considered as Category 1 remediation. An RAP will be required to be submitted with any application for Category 1 remediation.

In assessing a proposal for Category 1 remediation, the consequences of not carrying out the remediation will need to be considered and weighed up against the environmental impacts of carrying out the remediation. This involves an assessment of matters such as how the work will contribute to a net improvement in environmental quality, reduce health risks or promote the economic use and development of the land. Both the applicant and Council need to consider this issue.

However, Council must not refuse development consent for Category 1 remediation work unless Council is satisfied that there would be a more significant risk of harm to human health or some other aspect of the environment from the carrying out of the work than there would be from the use of the land concerned (in the absence of the work) for any purpose for which it may lawfully be used (clause 12(1) of SEPP55).

[Standard conditions that may be applied to the consent of any Category 1 Development Application are in Appendix B Standard Conditions of Consent. Each application will be considered on its merit and the use of or modification of any standard condition is at the discretion of the Council in each circumstance.] {Standard Condition may be excluded from the policy}

In addition to the matters listed for consideration under section 79C of the EP&A Act, the following issues may also be relevant when assessing a development application for Category 1 remediation:

- 1 Is the risk to the environment from the remediation actions greater than the consequences of not carrying out the remediation with respect to the matter that triggered Category 1 remediation?
- 2 Does the Remediation Action Plan meet the criteria set out in the Reporting Guidelines?
- 3 Is the Site Management Plan acceptable?
- 4 Does the proposal require other approvals from regulatory authorities?
- 5 Is the remediation proposed to be supervised by an appropriately qualified consultant?
- 6 Is the proposal for validating the remediation adequate?
- 7 Are reporting and monitoring mechanisms and proposals adequate?

12.3 Category 2 remediation (carried out without consent, SEPP 55)

12.3.1 Notification

The Council will be notified in writing using the form available from the Council at the time of notification and consistent with notice requirements set out in clause 16 of SEPP 55.

A copy of the RAP is to be provided with the notification.

Council will acknowledge receipt of the notification and provide any relevant comments as soon as practicable prior to the proposed works start date if possible. The notice period for Category 2 remediation is 30 days, however SEPP 55 permits a lesser notice period in specific circumstances (cl 16(2)).

Failure to notify Council within the prescribed timeframes or to carry out remediation in the manner described in this policy shall be considered as a contravention of s76A of the *Environmental Planning and Assessment Act 1979*.

12.3.2 Conduct of remediation

To reduce the potential for offsite impacts and to comply with the requirements of the POEO Act, Category 2 remediation shall be conducted in the following manner:

Communication

- 1 *Adjoining property owners must be notified in writing of the commencement date, duration and nature of the remediation activities at least 7 days prior to remediation activities commencing on site.*

- 2 *A sign identifying the contact details of the remediation contractor must be displayed at the site for the duration of the remediation activities. The sign must identify the phone numbers for the duration of the remediation activities.*
- 3 *While the remediation activities are being undertaken the contractor must maintain a written record of any complaints received in relation to the conduct of the remediation. The written record must include each complainant's name and address, the time and date that each complaint was made, the nature of each complaint and the actions taken to address the complaint. The record may be requested by Council officers during the conduct of remediation, in which case the record must be made available to Council.*
- 4 *[Any complaint received by the contractor in relation to the remediation activities must be notified to Council during Council business hours as soon as possible, and in all cases no later than 2 business days following the date that the complaint was received by the contractor.]*

Managing Impacts

- 5 *Remediation activities must not cause any environmental harm outside of the area nominated for remediation within the site. The remediation area is to be contained by a suitable barrier or fencing to prevent all unauthorised access. Erosion and sediment controls must be in place to prevent any soil leaving the remediation site. Runoff from areas of contaminated soil, whether in situ, stockpiled or in excavation pits, must not be permitted to leave the site without relevant testing or treatment.*
- 6 *Remediation must not create visible dust that extends beyond any site boundary.*
- 7 *Remediation activities must not cause offensive noise (as defined by POEO Act) and avoid the production of vibration that may impact nearby properties.*
- 8 *Remediation activities must be managed to ensure that dust, odour, gases or fumes are not emitted beyond the boundary of the remediation site. Appropriate monitoring equipment must be used to demonstrate compliance with the condition.*

Dealing with Waste

- 9 *All liquid and solid waste must be classified in accordance with the Protection of the Environment (Waste) Regulation 2014 and related guidelines.*
- 10 *All waste transported from the remediation site must be covered in a vehicle suitable for that waste material. There must be no tracking of soil onto public roads.*
- 11 *Any receiver of waste material must be properly licensed by the EPA to receive that waste. If a non-licensed premises is intended to receive waste from the site then an approved notice within the meaning of s143(4) of the POEO Act (s143 notice) must be supplied prior to removal of the material from the remediation site.*

- 12 Details of material removed including volume, mass, classification, destination and any s143 notices are to be included in the validation report.
- 13 All waste transport routes must avoid where possible all sensitive land uses such as residential areas, schools, preschools, etc., avoid bus routes and particularly school bus pick up and drop off periods.

Validation report

- 14 A validation report shall be provided to Council along with the Summary Document and the notice of completion required under clause 17(2) of SEPP 55 to confirm that the remediation has been carried out in accordance with the requirement of SEPP 55 and provide a statement regarding the suitability of the site for use in accordance with the generic land use settings identified by the National Environmental Protection (Assessment of Site Contamination) Measure (1999). The validation report must be prepared in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guidelines (1998), relevant EPA Guidelines and the National Environmental Protection (Assessment of Site Contamination) Measure (1999). Please note the requirements specified in Council's Contaminated Land Policy relating to consultants reporting and Site Audits.

Site Management plan

- 15 If the validation report recommends or requires the implementation of an ongoing site management plan or a site management plan is otherwise required, the site management plan must be prepared in consultation with Council in regard to how land use will be restricted, compliance with any ongoing monitoring and responses to unsatisfactory monitoring results. Such a Site Management plan may be required to be subject to a Site Audit in accordance with Part 4 Contaminated Land Management Act 1997.
- 16 A restriction or covenant requiring compliance with the site management plan must be registered on the title under section 88E of the Conveyancing Act 1919 or section 29(3) of the Contaminated Land Management Act 1997.
- 17 Assistance must be provided to Council (including by executing relevant documents) to enable registration (without unreasonable delay) of the restriction or covenant and Council is to be named as the only party able to vary or release the restriction or covenant.

12.4 Underground Storage Tanks and Underground Petroleum Storage Systems

The presence of an underground storage tank (UST) may not always be associated with an Underground Petroleum System (UPSS) within the meaning of the *Protection of the Environment (Underground Petroleum Storage Systems) (UPSS) Regulation 2014*. In particular USTs used for

material that is waste or is not petroleum or if the UST has not been operated since before 1 June 2008 may not necessarily be regulated by the UPSS Regulation.

For the removal of doubt, the removal of any underground storage tank (UST) used for the storage of liquids that in themselves constitute potential contaminants, will be considered to be remediation for the purpose of SEPP 55 only if validation of surrounding soils is carried out. Validation of UST removal or replacement is a requirement for sites that come under the UPSS regulation.

Where no validation sampling and laboratory analysis (in accordance with appropriate guidelines) is carried out, the site will be considered unremediated and will require suitable validation sampling before any determination under SEPP55 can be made. However, to carry out the removal of a UST without validation is considered to be development that requires consent.

The modification of an Underground Petroleum Storage System as defined in clause 3 of the *UPSS Regulation 2014* is deemed to be development that requires consent.

12.5 Validation reports and Notice of completion of remediation

The Planning Guideline highlights the importance of validation reporting to remediation process.

The UPSS Regulation requires that a validation report be submitted in relation to modification and decommissioning of UPSS (ccl 13 and 15).

The Reporting Guidelines state that:

Where remedial action has been carried out, the site must be 'validated' to ensure that the objectives stated in the RAP have been achieved. A report detailing the results of the site validation is required.

SEPP 55 does not explicitly require that a validation report be submitted to Council following remediation works; however a Notice of Completion is required under Clause 17. The Notice of Completion criteria is specified in clause 18 of SEPP 55.

For the purpose of this policy, a validation report is not considered to be the same as a Notice of Completion.

Following any remediation, it is required that:

- 1 A validation report be provided within 30 days of completion of work (except where legislation or a development consent permits another time period).
- 2 The Notice of Completion may be incorporated into the Summary Report, as specified in section 13.4, where it is provided with a complete validation report.

13 Contaminated Land Consultants

13.1 Reports

All reports regarding the assessment of site contamination, as set out in the Planning Guideline and the NEPM, must be prepared by a suitably qualified person and be completed in accordance with the Reporting Guidelines.

A report may be provided to Council as:

- 1 A validation report for Category 2 remediation;
- 2 A validation report required by clauses 13 and 15 of the UPSS Reg following modification or decommissioning of an UPSS;
- 3 A contamination assessment report in order for Council to carry out its planning function in relation to development applications or compliance with development consent; or,
- 4 A report intended to provide information in order to amend the CLIS status.

Council may need to determine whether or not a report meets the requirements of relevant standards, and may enforce compliance with the relevant standards of reporting if necessary.

If a report is to be used for DA assessment or for amending the CLIS, whether or not it was provided in the first instance for that or another purpose, Council will only consider that report if it meets the reporting standards of this policy. Council may not necessarily advise at the time of submission whether a report is considered to be satisfactory for another purpose at a later time.

If Council does consider that it cannot rely on a particular report because it does not meet the standards of this policy, it may request that another report be submitted to address the particular concern.

The matters set out in this section of the Management Plan will be considered by Council in determining if any given report should be relied upon.

Any report received may be subject to review by Council staff and the conclusions and recommendations will not necessarily be accepted or adopted by Council. Before any determination is made that relies on any report submitted to Council at any time; that report may be required to be reviewed by a Site Auditor, subject to the policy statement regarding Site Audits.

{Council may wish to consider wording relating to the referral of any report to another Council for comments if this is a process that can readily be accommodated}

All reports must:

- 1 Reference Council's policy and specifically refer to any conditions for remediation;
- 2 Be accompanied by a Summary Report as defined in this Policy in section 13.4.

- 3 Not have liability exclusions that prevent Council from relying on the information provided for carrying out its functions including maintaining and sharing information in accordance with this policy.

Reports provided to Council should contain factual information and avoid subjective opinion, language or analysis that has the potential to mislead Council or a third party to whom the report may be disclosed under s149(5) of the EP&A Act.

13.2 Certification of consultant

All reports submitted to Council for the purposes of fulfilling the SEPP55 and the UPSS regulation are to be prepared, or reviewed and approved, by a consultant who is certified under a contaminated land consultant certification scheme recognised by the EPA.

The front cover of a report submitted to Council is to include the details of the consultant's certification.

Prior to 1 April 2017, consultants who are not certified should provide evidence that their qualifications, experience and breadth of expertise would meet the expectations of a certification scheme and are appropriate for the nature of the investigation or plan being reported on.

Any report received by Council after 1 April 2017 that does not include the consultant's certifications details will not be accepted.

Any report provided to Council following the adoption of this policy that does not meet the requirements set out above may not be recognised for the purpose of any subsequent Development Application.

13.3 Insurance

Consultants must carry professional indemnity insurance that specifically identifies contamination and pollution coverage to a value of at least \$20,000,000.

13.4 Summary Report

Council requires that any Assessment of Site Contamination report be accompanied by a summary report which provides a succinct overview of the site investigation or remediation on the parcel of land. The report will assist Council, landholders, purchasers and neighbours in reviewing matters associated with that land. A summary report cannot be relied upon solely for decision making under SEPP 55.

A summary report shall be one A4 page with one A4 page site plan or map. It should be completed on the template available from Council (see Appendix C for an example template). The report will provide a summary of the key facts:

- 1 Consultant's name and contact details;
- 2 Real property description (Lot, DP, address);

- 3 Main areas of concern;
- 4 Source of contamination;
- 5 Dates of investigations and remediation;
- 6 Nature and extent of contamination:
 - a Key contaminants involved;
 - b Highlight concentrations eg highest, % of samples above HSL, HIL etc;
 - c On the plan, an estimate of the lateral extent and depths;
 - d A cross section if useful;
- 7 What remediation was carried out including waste removed;
- 8 What contamination remains and where;
- 9 Brief recommendations of next steps;
- 10 Recommendation of suitability; and
- 11 Sign off, certification details and reference to full report.

Council shall be granted the right to copy summary reports for the use of owners or developers of the subject land or adjoining land.

14 Site Auditing

A statutory site audit in accordance with s47 *Contaminated Land Management Act 1997* may be required as a condition of consent or as partial notice of completion of remediation work (cl 18 SEPP55).

The Planning Guideline states:

- “As a general principle, a site audit is only necessary when the planning authority:*
- believes on reasonable grounds that the information provided by the proponent is incorrect or incomplete;*
 - wishes to verify the information provided by the proponent adheres to appropriate standards, procedures and guidelines;*
 - does not have the internal resources to conduct its own technical review.”*

Under this policy, a site audit statement will be required for reports on sites where:

- Site specific investigations threshold levels are used in a Tier 2¹ risk assessment;
- A Tier 3 risk assessment is relied upon for determination of suitability;
- A groundwater investigation is not carried out where underground tanks or infrastructure has been identified;
- A Site Management Plan is to be imposed;
- Council does not accept the consultant's recommendation; or,
- Council considers it necessary.

A Site Audit Statement (SAS) may be requested at any stage of the investigation (Preliminary, Detailed, RAP Validation or Site Management Plan) to assist Council in making its determinations under SEPP55, however, Council will not require an SAS at every stage without cause.

The SAS needs to establish that the land is suitable, or could be made suitable, subject to any specific requirements of the site auditor for the specified land uses. Council will determine which of the land uses specified on the site audit statement best characterises the development and specify this in relevant development assessment or consent conditions.

15 Site Management Plans

A Site Management Plan (SMP) is required when contamination is to remain on site. The SMP should be developed in consultation with Council to determine that it can be reasonably complied with and enforced. It should make provisions for Council to carry out checks of relevant compliance.

Further information of the use and need for an SMP can be found in section 3.4.6 Environmental management plans in the *Guidelines for the NSW Site Auditor Scheme (2nd edition)* (DEC NSW 2006).

Council may charge a fee for inspections or other services in relation to the monitoring of compliance of the SMP in accordance with provisions of the *Local Government Act 1993*.

Any SMP should be provided to Council along with any other report that recommends such a plan. The existence of an SMP will be noted on s149 planning certificates and included in the CLIS.

Where there is an SMP, and where Council is able to do so, a standard condition of consent will require the registration of a covenant on title requiring compliance with the SMP. This shall be a standard condition of consent for all development applications and Category 1 remediation where there is an SMP. It is a requirement relating to the conduct of Category 2 remediation under this policy.

¹ Details of what is involved in Tier 2 and 3 risk assessments can be found in the NEPM Schedule B4 Section 2.4

Council will endeavour to have any SMP that Council is aware of, or relating to a consent condition predating this policy, registered on title by the land owner or relevant party.

{this may be by explaining to the owner the benefits of registering on title (eg the ability to limit the current owner's exposure to future liability if remediation measures are not maintained) or through a development consent condition on a subsequent DA where the SMP has been considered during assessment of the DA under SEPP 55}

16 Contaminated land standards for pollution

Individual pollution incidents, illegal dumping or spills of hazardous materials do not necessarily constitute contamination. Pollution incidents and waste offences should primarily be managed under the legislative framework set out in Chapters 4, 5, 7 and 8 of the *Protection of the Environment Operations Act 1997* and Part 6 of the *Environmental Planning and Assessment Act 1979*.

Such offences include but are not limited to:

- Filling land without consent under s76A EP&A Act;
- Filling land with material that is not approved ie where a development consent specifies that imported fill must meet certain standards;
- Water or land pollution as described in the POEO Act; or
- Unlawful waste facility ss143,144 POEO Act

Waste is defined in the POEO Act and may include any type of soil with or without contaminants.

When dealing with matters of waste or pollution, it is not appropriate to use the NEPM as the basis for investigation. Waste classification (as per EPA guidelines) should be used.

When considering clean-up criteria for pollution incidents, illegal dumping or spills of hazardous materials, the original state of the land or “background” levels of contaminants should be used as the clean-up goal.

Only if the land cannot be returned to its original condition or the pollution or waste activities are deemed to be no longer current, may it be considered a potentially contaminated site.

17 The Protection of the Environment Operations (Underground Petroleum Storage System (UPSS) Regulation (2014) enforcement

The *Protection of the Environment Operations (Underground Petroleum Storage Systems) Regulation 2014* requires that the local Council is to be advised of certain matters including the validation reports for UPSS removal or modification and the notification of environmental harm.

All reports for validation of remediation under the UPSS regulation must meet the requirements for consultants' reporting set out in this policy, specifically consultant certification and the provision of summary reports.

The requirement of the UPSS regulation is generally to ensure that:

- 1) Infrastructure and equipment are properly designed installed, commissioned and operated;
- 2) A secondary loss detection system is in place; and,
- 3) An environmental protection plan is in place.

The regulatory authority (the EPA until 1 June 2017, then Council) has the right under the POEO Act to enter the property and request to view records at any reasonable time.

At the time when regulatory responsibility for the UPSS regulation is handed to Council, Council may schedule routine inspections of UPSS sites to ensure compliance with the regulation. A fee may be charged in line with Council's Schedule of Fees and Charges.

Council is able to issue penalty infringement notices for any non-compliance with the regulations.

Council will consider the requirements of the UPSS regulation in regard to Development Applications for removal, modification or installation of underground petroleum storage systems.

Appendix A - potentially contaminating land uses

The following land use definitions generally relate to the land use definitions used in the *Standard Instrument—Principal Local Environmental Plan*. Additional definitions and comments are included in the table to assist in identifying the potential to contaminate land from that land use.

Should only be used where specific information about the site is available.

* Table 1 activities where a Preliminary Investigation is mandatory for change of use DA. See cl 7(2) & (4) SEPP55.

Grouping	Potentially contaminating land use	Definition or comments
Agriculture	Aquaculture	Cultivating or keeping fish or marine vegetation for commercial purposes; Fisheries Management Act 1994
	* Extensive agriculture [#]	Used to capture farm shed activities such as chemical storage and handling
	Food manufacturing	All types of food and drink manufacturing that may have included boilers or cooking, needs to be at reasonable scale
	* Intensive livestock agriculture	Feed lots, piggeries, dairies, concentrated waste products Designated development triggers
	* Intensive plant agriculture	Vineyards, orchards, irrigated cropping, turf farming
	Livestock processing industries	Production of products derived from the slaughter of animals (including poultry) or the processing of skins or wool of animals, and includes abattoirs, knackerries, tanneries, wool scours and rendering plants.
	Rural supplies	Store large quantities of chemicals but should be only applied where chemicals are decanted or repackaged on site
	* Sheep and cattle dips	Public or private facilities
	Stock and sale yards	Associated with waste, wash-down facilities and stock dips or other pest treatments
	* Tanning and associated trades	
Asbestos	Asbestos Disposal [#]	Where asbestos containing material has been buried for permanent disposal
	* Asbestos production and disposal	Includes mining and asbestos product manufacturing
	Demolition without asbestos clearance	A building with significant ACM demolition without providing an asbestos clearance
Chemical	* Acid/alkali plant and formulation	
	Battery manufacture, storage and recycling	Commercial scale storage of used batteries

Grouping	Potentially contaminating land use	Definition or comments
	Chemical storage facilities	Includes the bulk storage and handling of chemical in association with other activities
	* Chemicals manufacture and formulation	
	* Defence works	UXOs, fuels and chemical use or storage
	* Dry cleaning establishments	
	Hospitals	Incinerators and boilers, radioactive wastes
	Laboratory	Place equipped to conduct scientific experiments, tests, investigations, etc., or to manufacture chemicals, medicines, or the like. Includes large scale photographic labs etc.
	* Paint formulation and manufacture	
	Paper and printing works	Commercial printeries with significant stores of ink and solvents
	* Pesticide manufacture and formulation	
	* Wood preservation	
Fuel	Liquid fuel depots	
	* Oil production and storage	Oil refineries
	* Service stations	
	Store and dispense 450l or more of fuel or oils	Fuel storage on land where primary land use is not otherwise listed
Industry	Cement works	
	* Drum re-conditioning works	
	* Electrical manufacturing (transformers)	
	* Electroplating and heat treatment premises	
	* Engine works	Manufacture of engines
	* Explosives industry	Includes explosives magazines, ammunition and fireworks manufacture and testing.
	* Gas works	
	Heavy industrial storage establishment	Storage of goods, materials, plant or machinery for commercial purposes

Grouping	Potentially contaminating land use	Definition or comments
	Heavy industrial workshops and metal fabrication	Includes welding, sand blasting, spray painting
	* Iron and steel works	
	* Metal treatment	
	* Mining and extractive industries	Including mineral or ore processing or coal washing etc.
	Paper pulp or pulp products industries	
	Pet food manufacturing	As distinct from food manufacturing
	* Power stations	
	Sawmill or log processing works	Relating to often being off grid using steam or liquid fuel driven machinery, also drying kilns and use of pesticides
	Small engine service and repairs	Lawnmowers and other small engine not considered motor vehicles
	* Smelting and refining	
	Storage of plant and equipment	Generally informal storage of equipment that may lead to land contamination
	Vehicle body repair workshops	Panel beaters and spray painting
Transport	* Air transport facilities	Includes heliports and all ancillary buildings
	Emergency services facilities	Police, Ambulance Fire, SES have often included fuel storage
	Freight transport facility	
	Motor vehicle service and repairs	Including cars sales yards and tyre shops
	* Railway yards	
	Truck or transport depots	Place used for the servicing and parking of trucks, earthmoving machinery and the like
	Vehicle washing	Where involved in truck washing or engine degreasing for the public or as a standalone operation
Waste	Contaminated soil and groundwater treatment works	
	Junk yard	land used for the collection, storage, abandonment or sale of scrap metals, waste paper, bottles or other scrap materials or goods, or land used for the collecting, dismantling, storage, salvaging, or abandonment of cars or other vehicles or machinery or for the sale of their parts.
	* Landfill sites	Sites use for the disposal of waste
	Oil Recycling	

Grouping	Potentially contaminating land use	Definition or comments
Other	* Scrap yards	
	Sewage treatment plants	
	Site used for illegal waste disposal	
	Use of uncertified fill	Land has been levelled or reshaped with fill material that has not been certified as suitable and or the filling has not been approved
	* Waste storage and treatment	
Other	Commercial or industrial fixed plant with liquid fuels, e.g. generator sets.	
	Rifle or shooting range	
	Site that includes large electrical transformers or switch gear	Including electrical substations and transformers or switchgear for large industrial premises.
	Site that is impacted by off-site contamination [#]	Sites that would require contamination assessment due to the impacts of contamination derived from land that is being regulated by the EPA under Part 3 of the CLM Act.

Appendix B Standard Conditions of Consent

Development Applications for contaminated sites

Request for information:

Prior to determination of development application if additional information is required, one or more of the following may be relevant.

Site History

A review of the historical land uses of the site is requested to ensure that any activities that have the potential to cause land contamination are identified. Council requests that this information be forwarded with a statutory declaration by any person furnishing relevant information declaring that the information is true and complete to the best of their knowledge.

Where a potentially contaminating activity is identified, a relevant contaminated site investigation will be required and shall be carried out in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guideline (1998), relevant EPA Guidelines and the Assessment of Site Contamination NEPM (1999 as amended 2013). Please note the requirements specified in Council's policy for consultants reporting and for Site Audits.

Preliminary investigations

A preliminary contaminated site investigation is required to be submitted prior to further assessment of DA Number/year. The preliminary investigation shall be carried out in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guideline (1998), relevant EPA Guidelines and the Assessment of Site Contamination NEPM (1999 as amended 2013). Please note the requirements specified in Council's policy for consultants reporting and for Site Audits.

Detailed investigations

A detailed contaminated site investigation is required to be submitted prior to further assessment of DA Number/year. The detail Investigation shall be carried out in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guideline (1998), relevant EPA Guidelines and the Assessment of Site Contamination NEPM (1999 as amended 2013). Please note the requirements specified in Council's policy for consultants reporting and for Site Audits.

Recommended Condition where development will destroy evidence of potential contamination in an area of the site:

Prior to any works commencing on the site a photographic survey and oral history of the use of the land may be required is to be submitted to Council for its records.

Recommended Conditions for Deferred Commencement or prior to Construction Certificate:

The following conditions may be applied to ensure that the land is remediated in accordance with the development proposal and the information provided in relevant contamination assessments. Each application will be considered on its merit and the use, or modification, of any of the standard condition is at the discretion of Council in each circumstance. Conditions may be tailored to meet the specific circumstance of the development.

The use of deferred commencement is strongly advised if there is any doubt that the remediation will be entirely successful.

Remediation Action Plans

A Remediation Action Plan (RAP) is to be prepared that addresses the contamination identified in [report(s) details Title, Author, Date] and sets out how site can be made suitable for its intended use including methodology, clean-up criteria and validation procedures. The RAP must be prepared in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guideline (1998), relevant EPA Guidelines and the Assessment of Site Contamination NEPM (1999 as amended 2013). Please note the requirements specified in Council's policy for consultant's reporting and for site audits.

[A Site Audit statement stating that the land CAN BE MADE SUITABLE (Section B) for the proposed development as [insert SAS land use category of the development] land use shall be provided to Council. Please note the requirements specified in Council's policy for site audits.]

[Any remediation carried out prior to commencement is subject to the requirements to either obtain consent or notify Council in accordance with SEPP 55 and Council's policy.]

Validation

A validation report shall be provided to Council along with the summary report and notice of completion required under clause 17(2) of SEPP 55 to confirm that the remediation has been completed generally in accordance with the RAP and that the site is suitable for the development. The validation report must be prepared in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guideline (1998), relevant EPA Guidelines and the Assessment of Site Contamination NEPM (1999 as amended 2013). Please note the requirements specified in Council's policy for consultants' reporting and for Site Audits.

Any recommendations identified in the validation report shall be binding on the development.

Site Management Plans

A Site Management Plan (has the same meaning as an Environmental Management plan as defined in the Guidelines for the NSW Site Auditor Scheme (2nd edition) (DEC NSW 2006)), if required to make the site suitable for the development, shall be submitted to Council for approval. The plan shall address what land use restrictions are required, any ongoing monitoring requirements and what

responses should be made to any unsatisfactory monitoring results. The Site Management Plan must be prepared in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guideline (1998), relevant EPA Guidelines and the Assessment of Site Contamination NEPM (1999 as amended 2013). Please note the requirements specified in Council's policy for consultants reporting and for Site Audits.

A restriction or covenant requiring compliance with the approved site management plan must be registered on the title under section 88E of the Conveyancing Act 1919 or section 29(3) of the Contaminated Land Management Act 1997. Assistance must be provided to Council (including by executing relevant documents) to enable registration (without unreasonable delay) of the restriction or covenant and Council is to be named as the only party able to vary or release the restriction or covenant.

Site Audit Statement

A Statutory Site Audit Statement in accordance with Part 4 Contaminated Land Management Act 1997 stating that the land is suitable for the proposed development as [insert SAS land use category of the development] land use shall be provided to Council. Please note the requirements specified in Council's policy for Site Audits.

SAS land use categories are found on the Site Audit Statement template available on the EPA website <http://www.epa.nsw.gov.au/resources/clm/SAS.doc>.

Recommended Conditions for ongoing site management:

All construction, development and use shall be bound by the recommendations of the validation report or any Site Management Plan coming from the remediation of the site.

Category 1 remediation:²

- 1 Remediation activities shall be carried out in accordance with the RAP [insert details of RAP: title, author, date]. Any variation to the RAP must be communicated to Council before work is commenced to determine if any proposed variation will require reassessment under s96 of the EP&A Act.*

² Cat 1 remediation shall not be approved without a satisfactory RAP and Site Audit if deemed necessary.

- 2 *Remediation work is to be carried out by a suitably qualified and experienced contractor under the guidance of a contaminated land consultant who meets the requirements of Council's Contaminated Land Policy in relation to reporting, certification and insurances.*
- 3 *A site auditor shall oversee the remediation [and where practicable, be the same site auditor that has reviewed the RAP]. A site audit statement in accordance with Part 4 Contaminated Land Management Act 1997 shall be provided to Council for the validation report and any Site Management Plan stating that the land is suitable for the proposed development as [insert SAS land use category of the development] land use.*
- 4 *A Construction Certificate shall be required for any structure required to carry out the remediation.*

Community consultation

- 5 *Adjoining property owners must be notified in writing of the commencement date of the remediation activities at least 7 days prior to remediation activities commencing on site.*
- 6 *A sign identifying the contact details of the remediation contractor must be displayed at the site for the duration of the remediation activities. The sign must identify the phone numbers for the duration of the remediation activities.*
- 7 *While the remediation activities are being undertaken the contractor must maintain a written record of any complaints received in relation to the conduct of the remediation. The written record must include each complainant's name and address, the time and date that each complaint was made, the nature of each complaint and the actions taken to address the complaint. The record may be requested by Council officers during the conduct of remediation, in which case the record must be made available to Council.*

Reason: so that any impacts on the surrounding environment are mitigated in a timely manner.

- 8 *Any complaint received by the contractor in relation to the remediation activities must be notified to Council during Council business hours as soon as possible, and in all cases no later than 2 business days following the date that the complaint was received by the contractor.*

Reason: so that Council is made aware that a complaint has been made and the contractor has dealt with the complaint promptly.

Managing Impacts

- 9 *Remediation activities must not cause any environmental harm outside of the area nominated for remediation within the site. The remediation area is to be contained by a suitable barrier or fencing to prevent all unauthorised access. Erosion and sediment controls must be in place to prevent any soil leaving the remediation site. Runoff from areas of*

contaminated soil, whether in situ, stockpiled or in excavation pits, must not be permitted to leave the site without relevant testing or treatment.

- 10 Remediation must not create visible dust that extends beyond any site boundary.*
- 11 Remediation activities must not cause offensive noise (as defined by POEO Act) and avoid the production of vibration that may impact nearby properties.*
- 12 Remediation activities must be managed to ensure that dust, odour, gases or fumes are not emitted beyond the boundary of the remediation site. Appropriate monitoring equipment must be used to demonstrate compliance with the condition.*

Dealing with Waste

- 13 All liquid and solid waste must be classified in accordance with the Protection of the Environment (Waste) Regulation 2014 and related guidelines.*
- 14 All waste transported from the remediation site must be covered in a vehicle suitable for that waste material. There must be no tracking of soil onto public roads.*
- 15 Any receiver of waste material must be properly licensed by the EPA to receive that waste. If a non-licensed premises is intended to receive waste from the site then an approved notice within the meaning of s143(4) of the POEO Act (s143 notice) must be supplied prior to removal of the material from the remediation site.*
- 16 Details of material removed including volume, mass, classification, destination and any s143 notices are to be included in the validation report.*
- 17 All waste transport routes must avoid where possible all sensitive land uses such as residential areas, schools, preschools, etc, as well as bus routes and particularly school bus pick up and drop off periods.*

Validation report

- 18 A validation report shall be provided to Council along with the summary report and the notice of completion required under clause 17(2) of SEPP 55 to confirm that the remediation has been carried out in accordance with the requirement this consent and SEPP 55 and provide a statement regarding the suitability of the site for use in accordance with the generic land use settings identified by the National Environmental Protection (Assessment of Site Contamination) Measure (1999). The validation report must be prepared in accordance with Council's Contaminated Land Policy, the Managing Land Contamination Planning Guideline (1998), relevant EPA Guidelines and the National Environmental Protection (Assessment of Site Contamination) Measure (1999).*

Site Management Plan

- 19 If the validation report recommends or requires the implementation of an ongoing site management plan (has the same meaning as an Environmental Management plan as defined in the Guidelines for the NSW Site Auditor Scheme (2nd edition DEC NSW 2006) or a site management plan is otherwise required, the site management plan must be prepared in consultation with Council in regard to how land use will be restricted, compliance with any ongoing monitoring and responses to unsatisfactory monitoring results.*
- 20 A restriction or covenant requiring compliance with the site management plan must be registered on the title under section 88E of the Conveyancing Act 1919 or section 29(3) of the Contaminated Land Management Act 1997. Assistance must be provided to Council (including by executing relevant documents) to enable registration of the restriction or covenant and Council is to be named as the only party able to vary or release the restriction or covenant.*

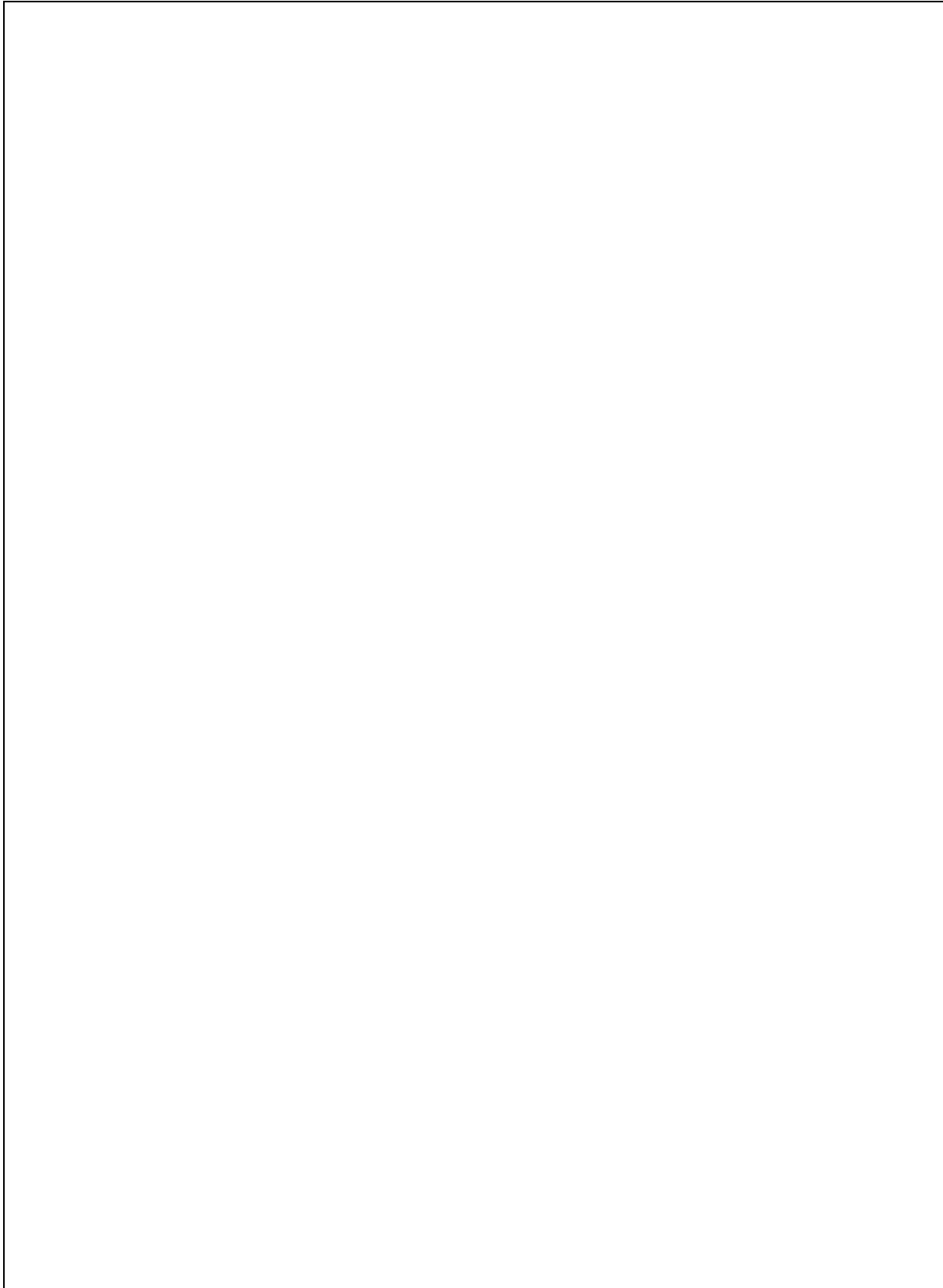
Appendix C Summary Report Template

Contaminated Land Management Summary Document -Pursuant to XXXX Council Contaminated Land Policy

Real property Description and address
Address . Lot DP Parish County
Dates of investigation or remediation
Main Areas of Concern (reason for undertaking the investigation/remediation work)
e.g. fuel tanks, waste area, storage of chemicals, processing area
Notable contaminant concentrations eg maximum specific concentrations and validation results
Maximum soil concentrations in soil removed – Analyte mg/kg, Residual soil concentration - Analyte mg/kg Maximum ground water concentration Analyte mg/l
Nature of works carried out
Soil investigation, ground water investigation, excavation, on-site remediation, removal of soil etc. Validation sampling, backfilled with imported soil with ENM classification.
Nature and extent of residual contamination
Contamination identified in investigation, Contamination unable to be remediated within the scope of the work, or areas not assessed.
Risk Factors
Reference to conceptual site model.
Waste removed
Include Soils bore cuttings and groundwater from development and purging of wells Bulk waste removal from remediation
Remediation Summary
What was removed or treated? Was it successful, is residual remediation remaining? .
Statement of suitability
The land is considered suitable for [residential, residential with limited soil access, open space, industrial/commercial] land use, other (describe) .
Endorsement
<p>This is an accurate summary of the report titled:</p> <p>Produced by:</p> <p>Dated:</p> <p>Provided to xxx Council on:</p> <p>Name: Signature:</p> <p>Certification details</p>

Summary Document - Textual description may not extend beyond one page.

Summary Document – Site Plan. Please note areas of concern, contamination removed or remediated and any residual contamination or risk factors.

A large, empty rectangular box with a thin black border, intended for a site plan description. It occupies the majority of the page area below the introductory text and above the concluding note.

Summary Document – Site Plan description may not extend beyond one page.

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ITEM 1 - RATES SUMMARY

REPORT IN BRIEF

Reason For Report	Information provided in relation to Council's Rates collections.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.4.a - Level of rate of collection
Annexures	1. Rates Graph November 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\FINANCIAL MANAGEMENT\FINANCIAL REPORTING\FINANCIAL REPORTS TO COUNCIL - 796701

SENIOR RATES OFFICER'S REPORT

Rate Collection Summary to 30 November 2016 is attached for Council's information. The percentage collected is 61.41%, which is slightly higher to the figure for previous years.

The second instalment fell due on 30 November 2016.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 2 - INVESTMENTS SUMMARY

REPORT IN BRIEF

Reason For Report	Information provided in relation to Council's Investment Schedule.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.4.b. Maximise secure income through investments
Annexures	1. Investment Summary November 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\FINANCIAL MANAGEMENT\FINANCIAL REPORTING\FINANCIAL REPORTS TO COUNCIL - 797810

ACTING FINANCE MANAGER'S REPORT

Council's investments as at 30 November 2016 stand at a total of \$43,327,579.

Council's average interest rate for the month was 2.60%. The effect of the low cash rate is having a negative impact on term deposit rates offered by financial institutions. The Reserve Bank's official cash rate remained steady at 1.50% during the month of November. However, Council's average rate is higher than Council's benchmark rate of the 30 Day Bank Bill Swap Rate of 1.61%.

Council's investments are held with multiple Australian financial Institutions with varying credit ratings according to Council's Investment Policy. The annexure to this report shows a break up of each individual institution that Council invests with and its "Standard and Poors" Credit Rating.

The Schedule of Investments for November 2016 is attached for Council's information.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 3 - STRATEGIC DIRECTIONS WORKSHOP - OUTCOMES

REPORT IN BRIEF

Reason For Report	To report on the key projects identified at the strategic direction workshop held on 11 August 2015.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.a. Provide quality administrative support and governance to councillors and residents
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\COUNCIL MEETINGS\\WORKSHOPS - 792873

ACTING GENERAL MANAGER'S REPORT

On 11 August 2015, Mr Stephen Blackadder of Blackadder & Associates, consultants, facilitated a Future Directions Forum review session with 9 councillors and the senior staff team at council chambers.

At its August 2015 meeting, Council resolved to receive an update report about each key project identified at the workshop for the balance of the council term unless a project is completed.

The key 'projects' identified were as follows, with advice on the status of each item outlined after each one:

1. Road program
Refer to Engineering and Technical Services update report.

2. Molong quarry
Council is still negotiating with Earth Plant Hire in relation to signing a lease for the operation of the Molong Limestone Quarry. It is hoped that this will be finalised by the end of January if not earlier.
3. Canowindra Retirement Village
Meetings with committee and council representatives held on 2/11 and 30/11.
4. Molong Library and Visitor Information Centre
 - Development application lodged, including demolition.
 - Tenders will be called in mid January 2017.
 - It is anticipated the construction will commence in March 2017 and a new kitchen for the hall to be completed by the time the Players production takes place in August 2017.
5. Yeoval & Cumnock Sewerage Scheme
Small Towns Sewer Scheme complete.
6. Asset Management Plans
Asset Management plans approved at June 2016 council meeting.
7. Review of asset holdings
A preliminary template has been designed to assess qualitative criteria for asset holdings that will allow informed decision making. The template is currently being populated and updated for building assets.
8. Multi-purpose sport facility
 - Contract commenced onsite works on 10/10/2016.
 - Contractor has completed soil stripping and excavation, based on the approved design.
 - Sub soil drainage works are in progress
 - Pavement construction commenced
 - Synthetic surface will be installed in early January 2017.
 - Fence works will be completed by mid-January 2017.
 - It is anticipated the project will be completed by end of January 2017.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 4 - RESOLUTIONS REGISTER - INFOCOUNCIL - ACTIONS REPORTING

REPORT IN BRIEF

THIS IS PAGE NO 3 OF THE GENERAL MANAGER'S REPORT ON MATTERS FOR NOTATION TO THE ORDINARY MEETING OF CABONNE COUNCIL HELD ON 20 DECEMBER, 2016

Reason For Report	To provide Council with a report on progress made in actioning its resolutions up to last month's Council meeting and any committee meetings held.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.a. Provide quality administrative support and governance to councillors and residents
Annexures	1. Council ↓ 2. Traffic Light Summary ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\COUNCIL MEETINGS\\RESOLUTION REGISTER - 796357

ACTING GENERAL MANAGER'S REPORT

InfoCouncil generated reports are annexed including actions up to the previous month's meetings resolutions.

Progress comments are provided until the final action comment which will also show "COMPLETE": that item will then be removed from the register once resolved by the council.

Attached also is the "traffic light" indicator system that enables the council to identify potential areas of concern at a glance.

Councillors should raise any issues directly with the directors as per the mayor's request.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 5 - CENTROC BOARD MEETING

REPORT IN BRIEF

Reason For Report	To update Council on matters discussed at the Centroc Board Meeting on 24 November 2016.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.d. Maintain effective membership of Centroc, WBC Strategic Alliance, Hawkesbury City Council, Weddin Shire Council and

	Cabonne Council Country-City Alliance, LG NSW and other forums
Annexures	1. Mayoral Board Report ↓ 2. Minutes - Board Meeting 24 November 2016 ↓ 3. Minutes of AGM Thursday 24 November 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\CENTROC 2015-2016 - 797200

ACTING GENERAL MANAGER'S REPORT

The Mayor & Acting General Manager attended the Centroc Board meeting and AGM held at Parliament House Canberra on 24 November 2016.

Centroc Annual General Meeting

Cr Bill West stepped down from the Chair. Cr Gary Rush was elected as Chair unopposed. Cr John Medcalf was elected as Deputy Chair unopposed.

Centroc Board meeting

Andrew Gee, Member for Calare opened the day with the following also present during the morning:

- Hon Sussan Ley, Minister for Health and Aged Care
- Hon Luke Hartsuyker, Assistant Minister to the Deputy Prime Minister
- Hon Darren Chester MP, Minister for Infrastructure and Transport
- Mark Coulton, Member for Parkes
- Hon Angus Taylor, Member for Hume, Assistant Minister for Cities and Digital Transformations

Matters discussed at the Board meeting included:

- Water Infrastructure;
- Transport Infrastructure;
- Health;
- Regional Development.

Minutes of the Board meeting, AGM and the Mayoral Board report are attached for Councillors' information

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "*Council decision making during merger proposal periods*". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing administrative nature and it is considered it complies with the guidelines.

ITEM 6 - COMMUNITY FACILITATION FUND

REPORT IN BRIEF

Reason For Report	To report on approved expenditure under the Community Facilitation Fund (CFF).
Policy Implications	Nil
Budget Implications	Within existing budget allocation
IPR Linkage	3.3.5.a. Review community need for new and upgraded facilities
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GRANTS AND SUBSIDIES\PROGRAMS\COMMUNITY FACILITATION FUND - 797134

ACTING GENERAL MANAGER'S REPORT

Council adopted guidelines for the Community Facilitation Fund (CFF) in March 2015. The CFF was created for smaller community projects not originally included in the council's budget, to be allocated at the discretion of the Mayor and Deputy Mayor.

As a reminder, the guidelines for the CFF are as follows:

1. Projects where no existing vote for the works has been allocated or the vote is insufficient to complete the project.
2. Recipients must be community based not-for-profit groups.
3. Mayor and Deputy Mayor to jointly approve funds (with the General Manager as proxy if one is not available).
4. Allocation of funds to be reported to the next available council meeting.
5. Limit of \$3,000 per allocation unless other approved by council.

There following allocation of funds were made in December.

Cabonne Food Wine & Cultural Centre	Contribution towards Cudal War Memorial Gates restoration project.	\$3,000
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Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 7 - WBC ACTIVITIES UPDATE REPORT

REPORT IN BRIEF

Reason For Report	To provide Council with an update on WBC activities for the preceding month.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.4.c. Ensure long term viability of Wellington/Blayney/Cabonne (WBC) Strategic Alliance
Annexures	1. WBC Update Report - December 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNMENT RELATIONS\\LOCAL AND REGIONAL LIAISON\\WBC - 797334

ACTING GENERAL MANAGER'S REPORT

An update report on the activities undertaken by the WBC Executive Manager has been provided as an annexure for councillors' information.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 8 - ELECTION TIMING AND CYCLE OF COUNCIL ELECTIONS

REPORT IN BRIEF

Reason For Report	Advising of information received from the Office of Local Government
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.c - Provide appropriate mechanisms for democracy and participation for Cabonne residents
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\GOVERNANCE\\AMALGAMATIONS\\BLAYNEY SHIRE, CABONNE AND ORANGE CITY COUNCILS PROPOSED MERGER 2016 - 795535

ADMINISTRATION MANAGER'S REPORT

The Office of Local Government have issued a circular regarding election timing and cycle of Council elections.

Due to the 'pending' status of a number of merger proposals as a consequence of legal action taken by councils covered by these proposals advice has been provided by the NSW Government in seeking to clarify the timing of electoral cycles.

The Local Government Act 1993 (the Act) provides that the NSW Electoral Commission is to conduct the first elections for new councils following amalgamations. The Electoral Commission requires sufficient time to make the necessary arrangements for council elections following any mergers. The information provided in the Office of Local Government circular which informs this report is based on advice received from the NSW Electoral Commissioner.

What does this mean for councils?

Councils that held elections on 10 September 2016 were elected for a four year term and will hold elections again in 2020.

Councils already merged will hold elections on 9 September 2017 for a three year term, and will hold elections again in 2020.

What does this mean for our council?

Under the Act any council subject to a **pending merger proposal that has not been merged by 10 April 2017** will need to have an election date set and the election conducted.

The election will only be conducted if the merger does not proceed prior to the election date. The likely election date is **9 September 2017**.

If the election is conducted, due to the merger not having proceeded by the likely election date of 9 September 2017, this will have no bearing on the status of the merger proposal. That is, holding an election does not mean the merger proposal will not follow its process and if the merger proceeds the newly elected council will be replaced by an Administrator.

Additionally, the NSW Electoral Commissioner has advised that:

For any council **created** after the end of November 2016 the earliest an election may be held is March 2018;

For any council **created** after 1 August 2017, an election date will need to be set that does not interfere with the conduct of the 2019 NSW state election. The earliest date this can occur is September 2019. To reduce the potential for voter confusion and additional cost it may be preferable to combine these elections with the next ordinary local government elections in September 2020.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they

make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 9 - ECONOMIC DEVELOPMENT ACTIVITIES REPORT

REPORT IN BRIEF

Reason For Report	Updating councillors on economic development activities undertaken by Council's Economic Development and Tourism team
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	2.1.1.a. Develop a current economic development plan for Cabonne
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\ECONOMIC DEVELOPMENT\REPORTING\COUNCIL REPORTS - 796772

ACTING ECONOMIC DEVELOPMENT MANAGER'S REPORT

Activities undertaken by the Acting Economic Development Manager and Tourism and Community Development Coordinator are listed below.

Projects and Programs

Cabonne Country Tourism Advisory Committee (CCTAC)

TP Action 1.2.2

Last CCTAC meeting for the year was scheduled to be held on Tuesday 13 December 2016 in Molong.

What's On In Cabonne Newsletter

TP Action 2.1.1, 3.1.2

The Cabonne 'What's On' Newsletter promoted 18 events and activities in December Christmas edition of the newsletter for the close of 2016. The main events for this month included Jayes Gallery Classic Music Night and Art Exhibition, various markets, Christmas carols and Christmas parties along with the regular Amusu Theatre film screenings and markets.

The newsletter is distributed via email to regional Visitors Centres, Cabonne tourism operators, accommodation providers, schools, progress associations, community groups and regional and local media. It is also posted on the Cabonne Council and Cabonne Country websites and Facebook pages, with 350 hard copies distributed throughout the shire.

Caravanning Industry Support

A waste water dump point has been ordered for the overnight stay camping ground at Yeoval Showground and the subsidy approved by the Campervan and Motorhome Club of Australia. It is expected to be installed early in the new year.

Yeoval Showground is receiving growing overnight stays which is helping the local economy and supporting the Yeoval Progress Association.

An application has been completed and submitted for Molong to become a member of the RV Friendly Town program. Notification and a letter advising that Molong has met the criteria to be accepted as an RV Friendly Town was received on 5 December 2016.

Cabonne Country Website

TP Action 3.1.2, 3.4.2, 3.5.2

Statistics collected from the Cabonne Country website indicate the following tourism trends:

Month	Activity	2013	2014	2015	2016
January	Visits	Statistic	6,121	8,971	10,457
	Hits	now not available	Statistic now not available	83,274	123,475
February	Visits	Statistic	5,146	7,813	7846
	Hits	now not available	59826	88,736	73,042
March	Visits	Statistic	6,269	7,937	6,259
	Hits	now not available	95,799	80,202	113,645
April	Visits	Statistic	7,482	8,313	7,132
	Hits	now not available	94,981	88,480	100,572
May	Visits	5,297	7,547	7,293	6,567
	Hits	60,107	97,692	91,554	105,668
June	Visits	5,101	9,809	6,757	7,966
	Hits	45,229	110,648	96,266	133,625
July	Visits	6,768	19,889	7,489	8,007
	Hits	52,442	73,814	109,530	190,403
August	Visits	2,804	17,534	7,889	7,687
	Hits	79,532	104,150	129,623	229,557

September	Visits	5,987	14,010	7,024	7,816
	Hits	74,746	90,361	84,260	178,115
October	Visits	6,241	10,900	7,933	9,554
	Hits	81,869	69,518	139,823	371,346
November	Visits	5,764	9,812	7887	12,853
	Hits	70,612	103,591	124,306	402,807
December	Visits	5,950	10,015	7,211	
	Hits	69,626	96,778	109,865	
Year Total	Total Visits	43,912	124,534	92,517	84,457
	Total Hits	534,163	997,158	1,137,183	1,917 349

Page views jumped from 79,211 in May to 108,326 in June, 168,435 in July and 205,084 in August and with 155,457 page views in September with 315,741 page views in October and 104,066 for November which is down on the previous month.

Advertising / Magazines

TP Action 3.1.2

Editorial and or advertisements were placed in the following printed media:

- a. Discover Central NSW Magazine
- b. IMAG on the webpage
- c. The Wanderer Magazine
- d. Canowindra News

Central NSW Tourism

TP Action 5.2.2

Central NSW Tourism Board held its annual meeting on the 30 November 2016 in Parkes. The meeting was well attended by tourism managers and officers from across the Central West. Board members were re-elected until July 2017. Cabonne Council was represented at the meeting as there was a scheduled tourism managers meeting to help set the direction for future projects and promotions for the new year.

Upcoming Events

Upcoming events in the Cabonne LGA include:

- a. Molong Carols on the Village Green 9 December 2016
- b. Cumnock Christmas Tree event at Cumnock Showground
- c. CWA Combined Churches Carols by Candlelight 10 December 2016
- d. Manildra Christmas Party 14 December 2016

- e. Holiday Jamboree 22 January 2017
- f. Banjo Paterson Australian Poetry Festival 16 -26 February 2017
- g. Newcrest Challenge 3 – 5 March 2017
- h. Canowindra@home 100 Mile Dinner 4 March 2017
- i. Manildra Movie Festival 17 March 2017
- j. NSW Sheep Dog Working Championship Trials March 2017 DTB
- k. Cumnock Show 25 March 2017
- l. Great Volcanic Challenge 27 March 2017

Community Group Development

EDS Objective 9.4

The ED&T Team has administered the following enquires and/or met with:

- a. Age of Fishes Museum – ongoing support.
- b. Cycling NSW - NSW Masters Championships Road race April
- c. Bicycle Network – March 2017
- d. Central NSW Tourism
- e. Brand Orange
- f. Campervan & Motorhome Club of Australia –RV Friendly Towns
- g. Canowindra Arts Group
- h. Canowindra RSL Sub- Branch

Business Inquiries & Development

EDS Objective 10.7, 9.2

Council has administered the following enquires and/or met with:

- a. Brand Orange
- b. CENTROC
- c. Orange City Council
- d. Blayney Council
- e. Adloyalty
- f. Orange Wine Region
- g. BEC Orange
- h. Business Chamber - Canowindra
- i. Age of Fishes Museum
- j. Yeoval Progress Association
- k. Central NSW Tourism
- l. Leukaemia Foundation
- m. Orange Tri-Athlete Association

Barangaroo Taste Orange Event

On Sunday 20 November 2016 the inaugural TasteOrange@Barangaroo was held in Nawi Cove Reserve at Barangaroo, Sydney's newly developed harbour-side amenity.

The event was a food and wine festival with 23 stalls plus for the first time a cultural flavour was included with Dreamtime Tucka and Indigenous Cultural Adventures Bush Tucka who are now the cultural food ambassadors for the region.

The event was well attended with more than 5,000 people enjoying all that the Orange region had to offer in fine produce, music and attractions. During the event the visitor information stand was manned by a Cabonne Council representative who received strong interest and demand for local information. Overall the event proved to be a success on the Sydney calendar attracting extensive metropolitan media and social media coverage. There are plans in place to include this as an annual event due to the marketing success in raising the area's profile and the scenic venue.

Daroo Business Awards

Feedback from those who attended the 2016 Daroo Business Awards at Cumnock on 4 November 2016 suggests this was the most successful presentation night in the 17-year history of the Daroos.

Planning has started for the 2017 awards.

The committee met on 6 December 2016 for a debriefing of the 2016 event and to consider options for next year, depending on whether or not Cabonne Council is amalgamated with Orange City and Blayney Councils.

Should the merger proceed, one of the options is for the committee to seek support from the new council entity to expand the Daroos to incorporate villages from the previous Orange City and Blayney Local Government areas, such as Blayney, Millthorpe, Neville and Lucknow.

Should the new entity not wish to be directly involved in the organisation of the awards, the committee may seek sponsorship from the new entity to enable the Central NSW Business Enterprise Centre to continue coordinating the event.

If there is no council support for the awards, the committee hopes to work with the BEC to continue to stage the Daroos for businesses in the towns and villages of the current Cabonne Local Government area. However, it was acknowledged that a lack of financial support from the new council could make this difficult.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 10 - SMALL TOWNS DEVELOPMENT COMMITTEE MEETING

REPORT IN BRIEF

Reason For Report	To inform Council of the Small Towns Development Committee meeting held on 6 December 2016
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	2.1.1.b - Implement CBD promotional activities and works in consultation with businesses and progress associations
Annexures	1. Minutes 6 December 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\ECONOMIC DEVELOPMENT\REPORTING\COUNCIL REPORTS - 797578

ACTING ECONOMIC DEVELOPMENT MANAGER'S REPORT

The Cabonne Small Towns Development Committee held its final meeting for 2016 on December 6.

Key points from the meeting included:

- a. The committee congratulated Cabonne Council on the success of its recent Discover the Riches tourism campaign promoting the villages of Cabonne and suggested that should Cabonne Council continue as a stand-alone council in the future that it consider running another Discover the Riches television advertising campaign.

Delegates said there appeared to be a larger number of visitors in the villages during the six weeks of the campaign, with many coming from Orange and other central West centres.

- b. The committee congratulated Marion Gosper from Cudal, Glenda Gibson from Manildra and Jenny Middleton from Canowindra on being included in the NSW Government's Hidden Treasures Honour Roll for 2016 which recognises the efforts of women volunteers in rural communities.
- c. It was reported that Kerrie Christie was stepping down after 30 years as the voluntary editor of Cumnock Progress Review newspaper. Val McKenzie will take on the role.

After 14 years, Marion Gosper has retired from producing the Cudal News, with David Kidd stepping into the position from next year.

The committee congratulated and thanked Kerrie Christie and Marion Gosper for doing an outstanding job in producing their local newspapers over many years and wished their replacements all the best.

- d. The Cabonne Food Wine and Cultural Centre will finance the restoration of the Memorial Gates in the park at Cudal after being unsuccessful with an application for a grant under the State Government's War Memorials Program.

CFW&CC want to repair and restore the gates and posts, correct some mistakes on the honour roll where people had been overlooked or placed in the wrong category and inscribe additional names of those who have served in Iraq and Afghanistan.

They are sourcing marble from Italy and are aiming to have the project completed by Anzac Day 2017. The estimated cost is \$6,800. Council have contributed \$3,000 from the Community Facilitation Fund to this project.

- e. The committee congratulated the Daroo Business Awards Committee and Cumnock community for conducting a highly successful presentation dinner at Cumnock Showground on 4 November 2016. All the feedback from various communities throughout Cabonne indicated this was the best Darooos in the 17-year history of the event.

Minutes of the meeting are attached as an annexure.

The next meeting is scheduled for 14 February 2017.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

**ITEM 11 - NEWELL HIGHWAY ROADS AND MARITIME SERVICES
ADDITIONAL FUNDING**

REPORT IN BRIEF

Reason For Report	To advise Council of funding received due to the closure of the Newell Highway.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.1.1.a - Complete the annual rural and urban roads maintenance program
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\ROADS and BRIDGES\REPORTING\OPERATION MANAGER ROAD - BRIDGES REPORTS - 797212

ACTING DIRECTOR OF ENGINEERING & TECHNICAL SERVICES' REPORT

As a result of the closure of the Newell Highway on the 22 September 2016, due to floodwaters inundating the roadway, the Roads and Maritime Services (RMS) liaised with Council staff to select an alternate route through the Cabonne LGA to maintain the continuity of traffic movement from West Wyalong through to Forbes and Parkes.

The selected route put additional traffic, including heavy transport vehicles, on the state road network, MR 310 Canowindra to Cudal, MR 377 Eugowra to Parkes Road intersection at The Monument, MR 61 from the Parkes LGA boundary to the intersection with MR 359 Peabody Road and MR 359 Peabody Road through to intersection of Mitchell Highway at Molong.

The alternate route was in place until 4 November 2016. An inspection of the affected road network was undertaken by staff from Council and RMS to ascertain the amount of damage caused to the network as a result of the increased traffic movements. This was undertaken late in October and a sum of \$3,115,856 was approved to repair the damage.

The total affected area of roadway exceeded 78,000 m² and Council immediately commenced the repairs. The repair program is now completed.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is for noting only and is considered it complies with the guidelines.

ITEM 12 - ENGINEERING AND TECHNICAL SERVICES UPDATE REPORT

REPORT IN BRIEF

Reason For Report	To update council on works progress in the Engineering and Technical Services Department.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.a. Provide quality administrative support and governance to councillors and residents
Annexures	1. ENGINEERING REPORT DEC 2016 2017 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNANCE\REPORTING\ENGINEERING AND TECHNICAL SERVICES REPORTING - 797567

ACTING DIRECTOR OF ENGINEERING & TECHNICAL SERVICES' REPORT

Please find attached to this report an update of the 2016/17 works in the Engineering and Technical Services department.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. This matter is for noting only.

ITEM 13 - MOLONG TO CUMNOCK AND YEOVAL PIPELINE

REPORT IN BRIEF

Reason For Report	To update Council regarding the Molong to Cumnock and Yeoval pipeline.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	5.1.2.a - Construct new Cabonne Water projects
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\WATER SUPPLY\\DESIGN AND CONSTRUCTION\\CUMNOCK TO YEOVAL PIPELINE PROJECT - 797913

**ACTING DIRECTOR OF ENGINEERING & TECHNICAL SERVICES'
REPORT**

The detail design for Molong to Cumnock and Yeoval pipeline is in progress and 85% design has been completed so far. The draft design includes transfer of potable water from Molong Low Level Clearwater Reservoir to Cumnock 0.4 ML new reservoir, 5km from Cumnock village. A new pump station will be provided at the Molong Low Level Clearwater Reservoir to pump the potable water through a rising main approx. 19.9 km from the new Pump Station, to the new 0.4 ML Cumnock Clearwater Reservoir.

The gravity main from Cumnock to Yeoval will be controlled with a PRV to ensure adequate pressure is delivered to Cumnock Reticulation System. A gravity main will supply drinking water from the 0.4 ML Cumnock Clearwater Reservoir to the existing 0.4 ML Yeoval Clearwater reservoir. Re-chlorination stations are to be located at the Cumnock and Yeoval Clearwater Reservoirs to boost chlorine levels as required, to comply with Australian Drinking Water Standards and Guidelines.

The Cumnock and Yeoval Water Supplies - Assessment of Condition and Potable Supply Options (NSW Public Works, June 2016) has adopted a peak instantaneous demand for residential dwellings of 0.08 L/s/tenement based on small service area peak instantaneous demand modelling previously undertaken by NSW Water Solutions. For 30 additional residents along the proposed water trunk main from Molong to proposed Cumnock new Reservoir, this equates to approximately 2.4 L/s. Based on the review of the modelling work by the consultant MWH the proposed draft design for Molong to Cumnock and Yeoval Pipeline would be able to service this water flow for potable use without impacting the ability to service the Cumnock and Yeoval with potable water and would mean the pumps run for longer to meet the additional demand. Additional smaller 'jockey' pump(s) for small flows plus larger pumps, all with

VSD's (to vary pump speed to match flow by maintaining pressure) is generally more energy efficient than starting and stopping pumps.

This option of installing two additional smaller pumps at Molong Pump Station can be incorporated into the design and implemented at a future date to supply the potable water to the residents from the trunk main.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "*Council decision making during merger proposal periods*". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 14 - ENERGY EFFICIENCY COMMITTEE MEETING

REPORT IN BRIEF

Reason For Report	Providing the minutes of the Energy Efficiency Committee meeting
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	5.7.2.a - Report on sustainability initiatives
Annexures	1. Energy Efficiency Committee Meeting 4 - 19 October 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\\ENVIRONMENTAL MANAGEMENT\\MEETINGS and COMMITTEES\\ENERGY EFFICIENCY AND SUSTAINABILITY COMMITTEE - 796536

ACTING DIRECTOR OF ENGINEERING & TECHNICAL SERVICES' REPORT

The minutes of the Energy Efficiency Committee meeting held on 9 October 2016 are attached for the Council's information.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "*Council decision making during merger proposal periods*". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 15 - 2012-2016 REGIONAL COMPREHENSIVE STATE OF THE ENVIRONMENT REPORT

REPORT IN BRIEF

Reason For Report	To advise council of the publication of the RSoE comprehensive report 2012-16
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	5.5.1.b - Participate In Local Land Services (LLS) Local Government reference group discussions and initiatives
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\LOCAL LAND SERVICES - 795284

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

Council participates in the annual preparation of a Regional State of the Environment report facilitated by the Central Tablelands Local Lands Service. The 17 participating local government areas extend across the western, central western and central tablelands area (three LLS regions).

The regional approach to environmental reporting facilitates a better understanding of the state of the environment across the region, encourages collaboration and project partnerships, assists in the management of shared environmental resources and forges stronger regional links between participating councils.

The 2012-2016 Regional Comprehensive State of the Environment Report has been completed. A copy of the report has been provided to councillors under separate cover.

The report highlights a significant increase in the area of riparian land being rehabilitated within the Cabonne Council Local Government Area. The report also noted an increase in the volume of household hazardous waste collected and diverted from landfill. A significant decrease was recorded in the rate of restocking of native fish in local streams during 2015-2016.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. This matter is for noting only and is considered it complies with the guidelines.

ITEM 16 - HERITAGE ADVISOR'S REPORT FOR DECEMBER 2016

REPORT IN BRIEF

Reason For Report	For the information of council
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Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.3.2.b - Heritage advisory service provided
Annexures	1. David Scobie Architects report December 2016 ↓
File Number	\\OFFICIAL RECORDS LIBRARY\GRANTS AND SUBSIDIES\PROGRAMS\HERITAGE GRANTS 2017 - 797978

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

The Heritage Advisor's report for December 2016 is attached for the information of council.

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period. This matter is for noting only and is considered it complies with the guidelines.

ITEM 17 - DEVELOPMENT APPLICATIONS APPROVED DURING NOVEMBER 2016

REPORT IN BRIEF

Reason For Report	Details of development applications approved during the preceding month.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a. Provide efficient and effective development assessment
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\DEVELOPMENT AND BUILDING CONTROLS\BUILDING AND DEVELOPMENT APPLICATIONS\REPORTING - DEVELOPMENT APPLICATIONS TO COUNCIL - 796565

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

The following Development Applications have been approved during the period 1/11/2016 to 30/11/2016 as detailed below.

SUMMARY OF APPROVED DEVELOPMENT APPLICATIONS

<u>TYPE</u>	<u>ESTIMATED VALUE</u>
S68 Only x 7	\$ -----
Subdivision – 6 Lot	\$ -----

Modification x 5	\$ -----
Event - Markets	\$ -----
Self Contained Serviced Apartments & Signage	\$ -----
Dwelling with Detached Shed & Water Tank	\$385,000
Storage Shed	\$17,060
Dwelling	\$350,000
Above Ground Swimming Pool	\$1,000
Dwelling	\$309,000
Alterations & Additions to Existing Dwelling	\$70,000
Storage Shed	\$8,600
Dwelling	\$240,000
Storage Shed	\$10,000
Extension to Existing Detached Storage Shed	\$17,954
Detached Single Garage	\$4,500
In-ground Swimming Pool & Retaining Wall	\$50,000
Alterations & Additions to Existing Dwelling	\$180,000
Café/Lolly Shop, Signage & Ramp	\$10,000
TOTAL: 29	\$1,653,114

**SUMMARY OF APPROVED COMPLYING DEVELOPMENT
APPLICATIONS**

<u>TYPE</u>	<u>ESTIMATED VALUE</u>
Shed & Back Verandah	\$26,500
In-Ground Swimming Pool	\$24,100
Dwelling & Attached Garage	\$550,000
In-Ground Swimming Pool	\$44,994
Garage	\$20,491
TOTAL: 5	\$666,085

GRAND TOTAL: 34	
<i>Previous Month: 41</i>	\$2,319,199

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

**ITEM 18 - DEVELOPMENT APPLICATIONS RECEIVED DURING
NOVEMBER 2016**

REPORT IN BRIEF

Reason For Report	Details of development applications received during the preceding month.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a. Provide efficient and effective development assessment
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\DEVELOPMENT AND BUILDING CONTROLS\\BUILDING AND DEVELOPMENT APPLICATIONS\\REPORTING - DEVELOPMENT APPLICATIONS TO COUNCIL - 796573

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

The following Development Applications have been received during the period 1/11/2016 to 30/11/2016 as detailed below.

SUMMARY OF DEVELOPMENT APPLICATIONS RECEIVED

<u>TYPE</u>	<u>ESTIMATED VALUE</u>
Section 68 Only x 8	\$-----
2 Lot Subdivision	\$-----
Modification to Proposed 2 Lot Subdivision	\$-----
Modification to Dwelling	\$-----
Event – 100 Mile Dinner	\$-----
Storage Shed	\$8,600
Above Ground Swimming Pool	\$1,000
Dwelling Shed Water Tank & Septic	\$818,390
Storage Shed	\$10,000
Storage Shed	\$160,000
In-Ground Swimming Pool & Retaining Wall	\$50,000
Detached Single Garage	\$4,500
Demolition of Existing Dwelling/Construction of New	\$1,950,000
Extension to Existing Detached Storage Shed	\$17,954
Dwelling	\$359,898
Alterations & Additions to an Existing Dwelling	\$80,000
Proposed Detached Studio	\$58,000
Dwelling with Detached Garage & Cellar	\$475,000
Dual Occupancy	\$500,000
Dwelling	\$740,282
Dwelling & Detached Storage Shed	\$175,000
Detached Storage Shed	\$20,000
Game Bird Farm (Quail & Pheasants)	\$35,900
Patio & Balustrade	\$18,000

TOTAL: 31	\$5,482,524
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SUMMARY OF COMPLYING DEVELOPMENT APPLICATIONS RECEIVED

<u>TYPE</u>	<u>ESTIMATED VALUE</u>
Farm Shed	\$27,701
In-Ground Swimming Pool	\$44,994
In-Ground Swimming Pool	\$24,100
Shed & Back Verandah	\$26,500
Dwelling & Attached Garage	\$550,000
Garage	\$20,491
TOTAL: 6	\$693,786
GRAND TOTAL: 37	\$6,176,310

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 19 - MEDIAN PROCESSING TIMES 2016

REPORT IN BRIEF

Reason For Report	To provide information on median processing times.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.3.a. Assess and determine development applications, construction certificate applications and Onsite Sewerage Management Systems (OSMS) to meet agreed service levels
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\DEVELOPMENT AND BUILDING CONTROLS\\BUILDING AND DEVELOPMENT APPLICATIONS\\REPORTING - DEVELOPMENT APPLICATIONS TO COUNCIL - 796776

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

Summary of median Application Processing Times over the last five years for the month of August:

<u>YEAR</u>	<u>MEDIAN ACTUAL DAYS</u>
2011	30
2012	28

2013	18
2014	23
2015	16

Summary of median Application Processing Times for 2016:

<u>MONTH</u>	<u>MEDIAN ACTUAL DAYS</u>
January	22
February	45
March	30
April	14.5
May	41
June	28
July	36
August	43
September	44
October	33
November	26.5
December	

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.

ITEM 20 - BURIAL STATISTICS

REPORT IN BRIEF

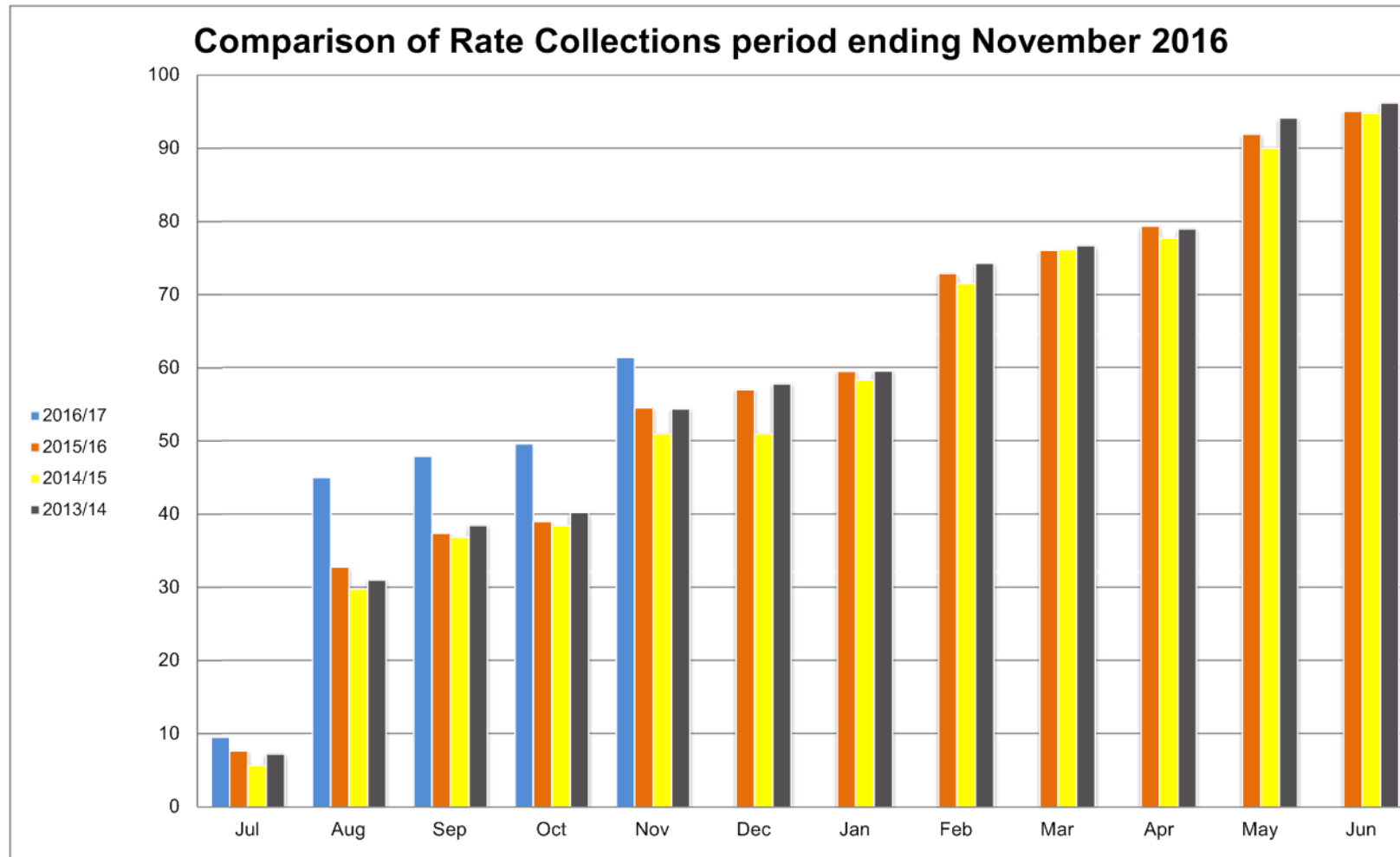
Reason For Report	To provide information on burial statistics.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	3.3.1.a - Maintain cemeteries in accordance with community requirements
Annexures	Nil
File Number	\\OFFICIAL RECORDS LIBRARY\\PUBLIC HEALTH\\CEMETERIES\\REPORTING - BURIAL STATISTICS - 796781

DIRECTOR OF ENVIRONMENTAL SERVICES' REPORT

<u>YEAR</u>	<u>NO OF BURIALS</u>
2006/07	59
2007/08	62
2008/09	57
2009/10	65

2010/11	40
2011/12	54
2012/13	54
2013/14	80
2014/15	66
2015/16	64
July	1
August	4
September	6
October	4
November	3
December	
January	
February	
March	
April	
May	
June	
Total	18

Please note that guidelines have been issued under Section 23A of the Local Government Act titled "Council decision making during merger proposal periods". Council must consider the guidelines in relation to each decision they make during the proposal period, this matter is of an ongoing nature and it is considered it complies with the guidelines.



Cabonne Council
Schedule of Investments as at 30/11/16

Annexure - Item 2

GENERAL FUND

Investing Institution	Credit Rating	Amount Invested	Interest Rate	Terms (Days)	Maturity Date
ANZ Bank	A1+	2,500,000	2.60%	149	9/02/2017
ANZ Bank	A1+	3,000,000	2.60%	126	2/02/2017
ANZ Bank	A1+	1,000,000	2.60%	151	9/03/2017
ANZ Bank	A1+	1,000,000	2.70%	180	12/01/2017
ANZ Bank	A1+	2,000,000	2.70%	180	18/01/2017
Bank of Qld	A2	500,000	2.95%	185	16/01/2017
Commonwealth Bank	A1+	1,619,579	1.45%	Cash Mgt A/c	30/11/2016
Commonwealth Bank	A1+	2,000,000	2.55%	91	1/12/2016
Commonwealth Bank	A1+	3,000,000	2.60%	178	23/03/2017
Commonwealth Bank	A1+	2,000,000	2.60%	177	16/03/2017
Illawarra Mutual Build Society	A2	250,000	2.60%	182	6/02/2017
Illawarra Mutual Build Society	A2	500,000	2.55%	149	9/02/2017
Me Bank	A2	1,500,000	2.70%	120	22/02/2017
National Australia Bank	A1+	1,500,000	2.62%	92	1/12/2016
National Australia Bank	A1+	1,000,000	2.61%	150	2/02/2017
National Australia Bank	A1+	3,000,000	2.70%	154	9/03/2017
National Australia Bank	A1+	2,000,000	2.70%	154	9/03/2017
National Australia Bank	A1+	1,000,000	2.74%	120	23/03/2017
National Australia Bank	A1+	2,000,000	2.94%	185	16/01/2017
Reliance Credit Union	Unrated	250,000	2.70%	180	2/12/2016
Suncorp-Metway	A1	2,000,000	2.65%	181	23/02/2017
Westpac Bank	A1+	2,000,000	2.70%	130	19/01/2017
Westpac Bank	A1+	1,000,000	2.80%	119	23/03/2017
Westpac Bank	A1+	3,000,000	2.35%	93	1/12/2016
Westpac Bank	A1+	2,000,000	2.90%	120	6/12/2016
Westpac Bank	A1+	1,500,000	2.90%	120	15/12/2016

GENERAL FUND INVESTMENTS

\$ 43,119,579

TRUST FUND

Investing Institution	Credit Rating	Amount Invested	Interest Rate	Terms (Days)
Commonwealth Bank	A1+	208,000	1.70%	24 Hour at call account

TRUST FUND INVESTMENTS

\$ 208,000

TOTAL INVESTMENTS

\$ 43,327,579

S. J. Harding

Responsible Accounting Officer

I hereby certify that the investments listed in this report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and Council's Investment policy number POL 08/52.

INVESTMENT POLICY

Council's Investment policy states the aggregate of investments should not exceed the following percentages:

Standard & Poors Credit Short Term Rating	Maximum Percentage Total Investments
A1+	100.00%
A1 & A1-	50.00%
A2	10.00%
Unrated	2.00%

Council's Current Exposure of Total Investments

A1+	88.46%	\$	38,327,579
A1 & A1-	4.62%	\$	2,000,000
A2	6.35%	\$	2,750,000
Unrated	0.58%	\$	250,000
Total Investments		\$	43,327,579

Council's Investment policy states the amount invested with any one financial institution should not exceed the following percentages:

Standard & Poors Credit Short Term Rating	Percentage per Institution
A1+	30.00%
A1 & A1-	20.00%
A2	10.00%
Unrated	2.00%

Council's Current Exposure per Institution

Commonwealth Bank	20.37%	\$	8,827,579	A1+
National Australia Bank	24.23%	\$	10,500,000	A1+
Westpac Bank	21.93%	\$	9,500,000	A1+
ANZ	21.93%	\$	9,500,000	A1+
Suncorp-Metway	4.62%	\$	2,000,000	A1
Bank of Qld	1.15%	\$	500,000	A2
Illawarra Mutual Building Society	1.73%	\$	750,000	A2
Me Bank	3.46%	\$	1,500,000	A2
Reliance Credit Union	0.58%	\$	250,000	Unrated
Total Investments		\$	43,327,579	

INVESTMENT MOVEMENTS

Council's Overall Total Investments has increased by \$1,138,000 for the month.

	This Month	Last Month	June 2016
Total Investments	\$ 43,327,579	\$ 42,189,579	\$ 44,436,579
% Change	2.63%		-2.56%

INTEREST RATE PERFORMANCE

Council's Average Interest rate for the month was 2.6%. The average rate movement is minimal due to the low cash rate and the flow on effect to term deposit rates offered in the market. The Reserve Bank's official cash rate remained at 1.50% in November. However, Council's average is still higher than Council's Performance Benchmark, the 30 Day Bank Bill Swap Rate of 1.61%.

Performance Benchmark 30 Day Bank Bill Swap Rate	Av Interest Rate This Month	Av Interest Rate Last Month	Av Interest Rate July 2016
1.61%	2.60%	2.59%	2.75%

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 17 September 2013	Sharlea Kenney Michael Ryan	For Determination	PURCHASE OF STATE RAIL OWNED LAND FOR NASHDALE RAIL OVERBRIDGE
MOTION (MacSmith/Wilcox)			
THAT Council:			
<ol style="list-style-type: none"> 1. Compensate the owners of Lot 2 DP 109486 the sum of \$2,000 for the acquisition of the subject land; 2. Pay all legal, survey, production and plan lodgement costs associated with the purchase of the land; 3. Affix the common seal to the documents associated with the purchase of the land; and 4. Classify the land as operational. 			
07 Dec 2016 - 10:38 AM - Sharlea Kenney Waiting for messenger and messenger to send invoice to council for payment			
01 Nov 2016 - 3:48 PM - Sharlea Kenney Still in 6 week settlement and with solicitors			
15 Sep 2016 - 11:41 AM - Jolene Pearson Have contract of sale for Nashdale overpass Bridge. Council has signed it and handed to solicitors. Deposit not yet paid, awaiting advise from solicitors before paying that.			
09 May 2016 - 1:48 PM - Sharlea Kenney Still with JHR they said they needed to confirm the area (which has been done on multiple occasions) and also said they needed a subdivision. I gave them the area again they said they need a subdivision certificate (ended up getting Council's surveyor to email them telling them they don't need a subdivision for an acquisition done in that manner). Now they have said they will continue processing.			
11 Mar 2016 - 9:45 AM - Sharlea Kenney still no further update			
15 Jan 2016 - 12:57 PM - Sharlea Kenney Last correspondence was on 11/11/15, JHR wanted confirmation of how much land was being acquired as their solicitor was unsure and could not proceed with organising sale. I advised on the 11/11 of the land required by Council and sent through another copy of plans. Have sent JHR correspondence asking for update.			
11 Nov 2015 - 10:35 AM - Sharlea Kenney still waiting on JHR - design staff liaising with JHR			
08 Sep 2015 - 4:25 PM - Sharlea Kenney reply from Jacob Evans - Have responded to Rail advising that we had accepted their pricing offer and we are awaiting on them to draw up contracts of sale.			
23 Jul 2015 - 12:17 PM - Sharlea Kenney Still with JH awaiting contracts to be signed			
04 Jun 2015 - 3:04 PM - Sharlea Kenney			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

Jacob Evans comment - Have responded to Rail advising that we had accepted their pricing offer and we are awaiting on them to draw up contracts of sale.

02 Apr 2015 - 3:49 PM - Sharlea Kenney

1. Have replied to JHR rail and accepted offer. Awaiting them to draw up sale contracts and I need to try to double check that the subdivision has been finalised and ready for the sale

06 Feb 2015 - 9:49 AM - Sharlea Kenney

paperwork has been recieved. Currently in the process of getting this finalised and sent to solicitors

06 Jan 2015 - 3:57 PM - Sharlea Kenney

Property Officer for JHR has contacted me and is chasing these documents up.

01 Dec 2014 - 3:02 PM - Sharlea Kenney

have asked for an update from John Holland....no response

09 Oct 2014 - 11:19 AM - Sharlea Kenney

Action reassigned to Sharlea Kenney by: Sharlea Kenney

02 Jul 2014 - 10:36 AM - Kristi Whiteman

Response to email sent 2/07/2014 - Documents with Transport NSW, John Holland following up on the progress.

02 Apr 2014 - 12:58 PM - Jason Theakstone

another email sent today requesting update

07 Mar 2014 - 3:36 PM - Jason Theakstone

emial sent 7/3/14 requesting update on progress of application

07 Mar 2014 - 10:37 AM - Jason Theakstone

AWAITING JOHN HOLLOND RAIL

05 Nov 2013 - 3:54 PM - Jason Theakstone

in progress awaiting JHR

17 Oct 2013 - 3:29 PM - Jason Theakstone

Application submitted to JHR. awaiting advice from JHR

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 17 September 2013	Sharlea Kenney Michael Ryan	Confidential Items	PURCHASE OF UNIDENTIFIED RAILWAY LAND NORTH OF LOT 1 DP 745958 MOLONG

RECOMMENDATION (Wilcox/Culverson)

THAT Council:

1. Proceed with the subdivision and purchase of the unidentified railway land north of Lot 1 DP 745958, Molong.
2. Affix the seal of Council to the subdivision and acquisition documents.
3. Classify the land as operational.

07 Dec 2016 - 10:39 AM - Sharlea Kenney

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

survey completed
 JHR have said they endorsed plan just waiting for council to receive
 02 Nov 2016 - 11:25 AM - Sharlea Kenney
 survey has been completed and information sent to Enviro for information as JHR wanting to get land subdivided.
 Awaiting on information
 15 Sep 2016 - 11:51 AM - Sharlea Kenney
 Quote accepted waiting for correspondence from contractor - Matt Forsyth
 09 May 2016 - 1:49 PM - Sharlea Kenney
 They advised that they now need a subdivision to be completed. Subdivision will be needed to finalise this one so I have sent this job to 3 surveyors for quotes. Have only received one quote so far. Will await to receive the remaining quotes
 11 Mar 2016 - 9:46 AM - Sharlea Kenney
 investigations still happening
 15 Jan 2016 - 12:55 PM - Sharlea Kenney
 John Holland asked for Council to supply 149 Certificate and provide sewer diagrams late last year. 149 Certificate asked to be supplied by Environmental Services.
 Environmental Services have advised that further investigations need to be done before supplied with 149.
 11 Nov 2015 - 10:36 AM - Sharlea Kenney
 still waiting on JHR - design staff liaising with JHR
 08 Sep 2015 - 4:24 PM - Sharlea Kenney
 Reply from Jacob Evans - Still haven't heard from John Holland Rail at all regarding this or the one below. I have literally just emailed them again this morning so awaiting a response but they haven't sent anything through at this stage.
 23 Jul 2015 - 12:18 PM - Sharlea Kenney
 Still awaiting approval from NSW Government properties for Rail to sell land directly to Council
 04 Jun 2015 - 2:54 PM - Sharlea Kenney
 Jacob Evan comment - Last correspondence from Rail was that they are still awaiting approval from Government Properties NSW to be able to sell land direct to Council.
 02 Apr 2015 - 3:50 PM - Sharlea Kenney
 2. Have contacted JHR regarding this matter and its still with Transport NSW so waiting on them. I was advised that JHR will follow them up to try to get a result.
 06 Feb 2015 - 9:39 AM - Sharlea Kenney
 have received confirmation from JHR to purchase. In the process now of doing all the paperwork and sending to solicitors.
 06 Jan 2015 - 3:57 PM - Sharlea Kenney
 Property Officer from JHR has contacted me and is chasing the documentation up
 01 Dec 2014 - 3:03 PM - Sharlea Kenney
 have asked for an update from John Holland....no response
 09 Oct 2014 - 11:20 AM - Sharlea Kenney
 Action reassigned to Sharlea Kenney by: Sharlea Kenney
 02 Jul 2014 - 10:40 AM - Kristi Whiteman
 Response to email sent 2/07/2014 - Documents with Transport NSW, John Holland following up on the progress.
 02 Apr 2014 - 12:58 PM - Jason Theakstone
 email sent today requesting update
 07 Mar 2014 - 10:37 AM - Jason Theakstone

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

AWAITING JOHN HOLLAND RAIL
 05 Nov 2013 - 3:55 PM - Jason Theakstone
 Awaiting JHR
 17 Oct 2013 - 3:30 PM - Jason Theakstone
 Application sent to JHR. Awaiting advice

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 17 September 2013	Victoria Priest Steve Harding	Confidential Items	PURCHASE OF UNIDENTIFIED RAILWAY LAND NORTH OF LOT 1 DP 745958 MOLONG

RECOMMENDATION (Wilcox/Culverson)

THAT Council:

1. Proceed with the subdivision and purchase of the unidentified railway land north of Lot 1 DP 745958, Molong.
2. Affix the seal of Council to the subdivision and acquisition documents.
3. Classify the land as operational.

09 Dec 2016 - 12:15 PM - Victoria Priest
 Awaiting Documents to apply seal
 02 Nov 2016 - 2:53 PM - Victoria Priest
 Noted comments from DETS PA - awaiting documents to apply seal
 24 Aug 2016 - 4:27 PM - Victoria Priest
 Spoken with DETS PA - no further updates as yet - still awaiting documents to apply seal
 04 Jul 2016 - 12:20 PM - Victoria Priest
 noted comments from DETS PA from May 2016
 Awaiting documents to apply seal
 28 Apr 2016 - 4:40 PM - Victoria Priest
 Noted comment from DETS PA from 11/3/16 - awaiting documents to apply seal.
 10 Mar 2016 - 9:43 AM - Victoria Priest
 Noted DETS PA comment from January 2016.
 Awaiting Documents to apply seal.
 20 Jan 2016 - 2:32 PM - Victoria Priest
 Noted that Environmental Services have advised that further investigations need to be done before supplied with 149 to JHR. Awaiting documents.
 12 Nov 2015 - 9:16 AM - Anna Sutton
 DETSPA wrote in InfoCouncil; still waiting on JHR - design staff liaising with JHR.
 11 Nov 2015 - 2:23 PM - Victoria Priest
 Action reassigned to Victoria Priest by: Gerard Aguila
 08 Sep 2015 - 9:44 AM - Anna Sutton

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM
<p>Awaiting documents 04 Aug 2015 - 4:05 PM - Anna Sutton</p> <p>Awaiting documents 15 Jul 2015 - 3:36 PM - Anna Sutton</p> <p>awaiting documents 04 Jun 2015 - 3:54 PM - Anna Sutton</p> <p>GIS Officer comment ; last correspondence from Rail was that they are still awaiting approval from Government Properties NSW to be able to sell land direct to Council. 12 May 2015 - 9:33 AM - Anna Sutton</p> <p>Awaiting documents 09 Feb 2015 - 12:00 PM - Anna Sutton</p> <p>Ememo sent to the Director asking for an update. 02 Feb 2015 - 1:47 PM - Anna Sutton</p> <p>Awaiting documents for the seal to be completed. 06 Jan 2015 - 9:43 AM - Anna Sutton</p> <p>Awaiting documents 12 Nov 2014 - 11:26 AM - Anna Sutton</p> <p>Awaiting documents. 15 Sep 2014 - 4:06 PM - Anna Sutton</p> <p>DM advised this requires Ministerial approval and will go on for a few years. 09 Jul 2014 - 12:26 PM - Anna Sutton</p> <p>DM advised - Response to email sent 2/07/2014 - Documents with Transport NSW, John Holland following up on the progress 14 May 2014 - 3:02 PM - Anna Sutton</p> <p>14/5/14 - DM advised is in progress, the DM has chased this document up several times with John Holland Rail. Awaiting to hear a response. 03 Feb 2014 - 12:10 PM - Anna Sutton</p> <p>Please see notes from above from Ashleigh re this process could take years. 22 Jan 2014 - 12:54 PM - Victoria Priest</p> <p>Action reassigned to Anna Sutton by: Gerry Aguila 25 Nov 2013 - 12:42 PM - Victoria Priest</p> <p>Action reassigned to Gerry Aguila by: Gerry Aguila 11 Oct 2013 - 11:34 AM - Ashleigh Hobbs</p> <p>Message from the DM 11/10/13 - The railway purchase of lands is going to take years. 23 Sep 2013 - 11:43 AM - Ashleigh Hobbs</p> <p>Common seal</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 19 August 2014	Victoria Priest Steve Harding	For Determination	ACQUISITION OF CROWN LAND FOR CANOWINDRA SEWERAGE TREATMENT PLANT
MOTION (Durkin/Wilcox)			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

THAT:

1. Council proceed with the compulsory acquisition of the land described as Lots 7300 (incorporating Travelling Stock Route 16094), 7301 & 7302 DP 1143594 and Lot 302 DP 750147 for the purpose of the Canowindra Sewerage Treatment Plant in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991;
2. Council make application to the Minister and the Governor for approval to acquire Lots 7300 (incorporating Travelling Stock Route 16094), 7301 & 7302 DP 1143594 and Lot 302 DP 750147 by compulsory process under section 186(1) and 186(2)(b) of the Local Government Act 1993;
3. The land to be acquired is to be classified as operational;
4. Council requests the Minister for Local Government to approve a reduction in the notification period from 90 days to 28 days;
5. Funding of \$38,500 be authorised from the Sewer Fund Reserve; and
6. Council authorise the affixing of the Common Seal to the transfer documents.

09 Dec 2016 - 12:15 PM - Victoria Priest

Awaiting Documents to apply seal

02 Nov 2016 - 2:55 PM - Victoria Priest

Noted comments from DETS PA - awaiting documents to apply seal

20 Oct 2016 - 1:53 PM - Victoria Priest

Awaiting documents to apply seal

24 Aug 2016 - 4:28 PM - Victoria Priest

Noted that task was reopened for DETS - awaiting documents to apply seal

07 Jul 2016 - 4:27 PM - Victoria Priest

Awaiting documents for seal

10 Mar 2016 - 9:29 AM - Victoria Priest

Awaiting Documents to apply seal

21 Jan 2016 - 12:06 PM - Victoria Priest

Awaiting Documents to apply Seal

02 Dec 2015 - 12:28 PM - Gerard Aguila

Awaiting Documents to apply Seal

11 Nov 2015 - 2:24 PM - Victoria Priest

Action reassigned to Victoria Priest by: Gerard Aguila

12 Aug 2015 - 9:21 AM - Anna Sutton

Awaiting documents

15 Jul 2015 - 3:36 PM - Anna Sutton

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Awaiting documents
04 Jun 2015 - 3:55 PM - Anna Sutton
GIS Officer advised further action is required from Council other then placing gazette notice which has to be published after 9th July. Have not received a response yet.
14 May 2015 - 9:40 AM - Anna Sutton
Awaiting documents
14 Apr 2015 - 4:04 PM - Anna Sutton
Email sent to Messenger and Messenger asking for an update. Awaiting response.
14 Apr 2015 - 4:04 PM - Anna Sutton
Still awaiting document
09 Feb 2015 - 12:29 PM - Anna Sutton
Spoke with Administration Officer at Messenger and Messenger and she advised that the document was with the Minister. Awaiting for the documents to be returned.
02 Feb 2015 - 1:50 PM - Anna Sutton
Awaiting documents for the seal to be completed.
06 Jan 2015 - 9:46 AM - Anna Sutton
Awaiting documents
12 Nov 2014 - 11:29 AM - Anna Sutton
Awaiting documents
15 Sep 2014 - 4:07 PM - Anna Sutton
DM advised Is in progress with M&M and the Crown, may take a while.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 April 2015	Michael Ryan Michael Ryan	For Determination	BALDRY ROAD UPGRADE PETITION
<u>MOTION</u> (Wilcox/Gosper)			
<p>THAT Council:</p> <ol style="list-style-type: none"> Note the petition; and Support the submission of Baldry Road under the Heavy Vehicle Productivity Program and Fixing Country Roads Program in the 2015 submission process. <p>03 Nov 2016 - 10:05 AM - Sharlea Kenney Unsuccessful for Fixing country roads and Nation Heavy Vehicle funding but have been advised to resubmit application. 15 Sep 2016 - 12:52 PM - Sharlea Kenney council was unsuccessful under the NHV project. 11 Jul 2016 - 10:10 AM - Sharlea Kenney still no news from NHV funding 09 May 2016 - 2:32 PM - Sharlea Kenney</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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still waiting on NHVR to notify of funding application
 11 Apr 2016 - 10:59 AM - Sharlea Kenney
 still waiting on NHVR to notify of funding application
 11 Mar 2016 - 9:49 AM - Sharlea Kenney
 council was not successful in the fixing country roads shortlisting. Awaiting the Heavy vehicle funding notification.
 07 Jan 2016 - 10:49 AM - Sharlea Kenney
 submission for expression of interest - looking at end of january early february when full applications will be sought
 04 Dec 2015 - 2:52 PM - Sharlea Kenney
 submitted application
 11 Nov 2015 - 10:37 AM - Sharlea Kenney
 will submit to Fixing country roads funding round 2
 08 Sep 2015 - 4:28 PM - Sharlea Kenney
 still waiting on funding opportunities
 12 Aug 2015 - 10:05 AM - Sharlea Kenney
 still waiting on funding opportunities
 30 Jun 2015 - 10:13 AM - Sharlea Kenney
 Have sent letter back to author of petition. Funding sources not available till about Sept/Oct so will submit once funding sources available
 13 May 2015 - 2:03 PM - Michael Ryan
 Action reassigned to Michael Ryan by: Gerard Aguila

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 August 2015	Dale Jones Steve Harding	Confidential Items	POSSIBLE DEED OF AGREEMENT WITH AUSTRALIAN MUSEUM
RECOMMENDATION (Davison/Wilcox)			
<p>THAT Council investigate options for the future storage and ownership of the Canowindra age of fishes fossils with a report to the next council meeting.</p> <p>06 Dec 2016 - 3:21 PM - Dale Jones Telephone meeting with Australian Museum scheduled for 9am 21 December 2016. 30 Nov 2016 - 1:22 PM - Dale Jones Draft documents referred to Council's solicitors for review and amendment 08 Nov 2016 - 4:17 PM - Dale Jones GM reviewing deeds of agreement with view to substantially rewriting document 18 Oct 2016 - 3:09 PM - Dale Jones Deed of Gift and other documents being analysed by GM 03 Aug 2016 - 11:11 AM - Dale Jones Latest correspondence from Australian Museum to be examined by DFCS and AEDM 11 Jul 2016 - 1:52 PM - Dale Jones</p>			

Outstanding Actions

Division:

Committee:

Officer:

Ordinary Meeting

Date From:

Date To:

Action Sheets Report

Printed: Monday, 12 December 2016 12:06:10 PM

Final Deed of Gift documents received and under review. Application submitted for storage facility funding under Clubgrants Category 3 program

11 May 2016 - 1:45 PM - Dale Jones

Updated Deed of Gift documents received from Australian Museum. To be reviewed by GM< DFCS and Acting EDM.

EOI for grant funding to build storage facility successful. Full grant application to be completed by 10 June 2016

14 Apr 2016 - 9:18 AM - Dale Jones

Australian Museum informed of Council's resolution to provide dollar for dollar funding up to \$300,000 towards suitable grant for fossil storage building. Museum to provide final draft Deed of Gift documents.

04 Mar 2016 - 1:54 PM - Dale Jones

Only one clause remains to be agreed upon before draft Deed of Gift, Stakeholders Deed and Collections Management Policy and Procedures are finalised.

Mayor, Cr Hayes, GM and Acting EDM scheduled to meet with Deputy Premier's staff and Member for Orange at Parliament House on Wednesday 9 March 2016 to discuss funding opportunities for fossil storage facility.

13 Jan 2016 - 10:10 AM - Dale Jones

Discussions progressing.

Acting EDM advised Council happy to proceed with amendments to deed of Gift clauses, excluding any financial commitment from council.

Advice provided that under the Office of Local Government's guidelines for decision making during merger proposal period, council can not make financial commitments that are binding on any new council.

Australian Museum will need to determine whether it wishes to proceed with the current Deed of Gift arrangements, with no financial commitment from Cabonne Council, or begin a fresh process with the new merged council later in the year should the proposed merger proceed.

Further talks to be held with Dr Rebecca Johnson, Australian Museum Director Research Institute, Science and Learning, after she returns from leave on 18 January 2016.

07 Dec 2015 - 9:23 AM - Dale Jones

Provided further feedback to museum after reviewing latest amendments. Will seek further meeting with museum following discussions with GM and Mayor

11 Nov 2015 - 11:40 AM - Dale Jones

Revised information received from Australian Museum and being reviewed before being forwarded for further consideration

07 Oct 2015 - 3:09 PM - Dale Jones

Suggested amendments and additional clauses in Deed of Agreement forwarded to Australian Museum.

Dr Rebecca Johnson, Director, Australian Museum Research Institute, Science and Learning, has forwarded Council's comments to colleagues for discussion and will get back to Council asap.

Council's Project Engineer has provided estimated cost of \$850 per m2 to construct fossil storage facility

03 Sep 2015 - 4:24 PM - Dale Jones

Project team form to consider options and prepare report for Council's September meeting

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 November 2015	Denis O'Brien Michael Ryan	For Determination	CANOWINDRA MEN'S SHED

MOTION (Dean/Culverson)

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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THAT Council:

1. Requests Crown Lands to add the purposes "Community Purposes" and "Public Recreation" to Reserve 66072;
2. Authorises the preparation of a standard Crown Lands licence to replace the expired Men's Shed lease; and
3. Authorise the affixing of Council Seal to the licence agreement.

06 Dec 2016 - 3:31 PM - Denis O'Brien

Standard licence to be prepared.

11 Nov 2016 - 8:47 AM - Denis O'Brien

Advised by Crown Lands Orange that the additional purposes have now been added as requested. Standard licence can now be prepared.

03 Nov 2016 - 10:42 AM - Denis O'Brien

Will follow up with Lands dept on their progress.

18 Oct 2016 - 10:39 AM - Denis O'Brien

Advised by Crown Lands that Rick Foster is now handling this matter

24 Aug 2016 - 3:39 PM - Denis O'Brien

No response from Crown lands as yet.

05 Jul 2016 - 8:53 AM - Denis O'Brien

Additional info provided to Crown lands at their request to expedite decision.

28 Jun 2016 - 2:23 PM - Denis O'Brien

Crown Lands contacted with request for update on progress of adding new purpose to the reserve.

28 Jun 2016 - 12:20 PM - Denis O'Brien

No reply from Lands.

11 May 2016 - 2:43 PM - Denis O'Brien

No reply received from Lands

18 Feb 2016 - 3:55 PM - Denis O'Brien

No reply received from Crown Lands re council letter dated 22/1/2016

20 Jan 2016 - 9:11 AM - Denis O'Brien

Letter being prepared for submission to Crown Lands requesting additional purposes be added to the reserve as per Council resolution.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 November 2015	Victoria Priest Steve Harding	For Determination	CANOWINDRA MEN'S SHED

MOTION (Dean/Culverson)

THAT Council:

1. Requests Crown Lands to add the purposes "Community Purposes" and "Public Recreation" to Reserve 66072;

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

2. Authorises the preparation of a standard Crown Lands license to replace the expired Men's Shed lease; and
3. Authorise the affixing of Council Seal to the licence agreement.

09 Dec 2016 - 12:15 PM - Victoria Priest
 Awaiting Documents to apply seal
 02 Nov 2016 - 3:06 PM - Victoria Priest
 Noted comments from Acting Urban Assets Coordinator - awaiting documents to apply seal
 20 Oct 2016 - 1:54 PM - Victoria Priest
 Awaiting documents to apply seal
 24 Aug 2016 - 4:30 PM - Victoria Priest
 Noted comments from Urban Assets Coordinator from August still awaiting documents to apply seal
 04 Jul 2016 - 12:14 PM - Victoria Priest
 Noted comments from Urban Assets Coordinator 28/6/16
 Awaiting documents to apply seal
 10 Mar 2016 - 9:37 AM - Victoria Priest
 Noted comment from Acting Urban Assets Coordinator.
 Awaiting Documents to apply seal
 15 Jan 2016 - 3:15 PM - Victoria Priest
 AO - Awaiting Documents to apply seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 February 2016	Denis O'Brien Michael Ryan	For Determination	CUDAL MEMORIAL PARK
<u>MOTION</u> (Dean/Treavors)			
THAT Council approve:			
<ol style="list-style-type: none"> 1. Installation of an interpretive plaque outlining the old fountain and park history; and 2. Renaming of the park to "Landauer Memorial Park". 			
25 Nov 2016 - 4:08 PM - Denis O'Brien Sign amendment for coreccted spelling of "Landauer Park" on order. 23 Nov 2016 - 10:35 AM - Denis O'Brien Plaque sample inspected for suitability of photo etching. Discussed with community rep. Text only requested for plaque. Plaque to be ordered. 02 Nov 2016 - 12:05 PM - Denis O'Brien			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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"Laundauer Memorial Park" sign now installed.
 02 Nov 2016 - 11:16 AM - Denis O'Brien
 Sample of information plaque now on hand for community approval.
 30 Aug 2016 - 10:49 AM - Denis O'Brien
 Delays due to wet weather and truck breakdowns.
 Anticipate sign installation this week pending weather conditions.
 24 Aug 2016 - 3:35 PM - Denis O'Brien
 Sample of draft information plaque being sent to council for approval
 02 Aug 2016 - 12:48 PM - Denis O'Brien
 Wet weather delaying installation of signage
 05 Jul 2016 - 8:55 AM - Denis O'Brien
 Costing for new plaque being obtained.
 04 Jul 2016 - 2:05 PM - Denis O'Brien
 New sign received for installation. Plaque text finalised and quote being obtained.
 28 Jun 2016 - 12:19 PM - Denis O'Brien
 Seeking better photo for memorial plaque
 02 Jun 2016 - 2:01 PM - Denis O'Brien
 Sign on order
 27 Apr 2016 - 3:13 PM - Denis O'Brien
 Costing being obtained for signage
 29 Feb 2016 - 2:18 PM - Denis O'Brien
 Letter being sent to Progress Association advising of Council resolution.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 February 2016	Michael Ryan Michael Ryan	Confidential Items	LEASE OF MOLONG LIMESTONE QUARRY
RECOMMENDATION (Hayes/MacSmith)			
THAT:			
<ol style="list-style-type: none"> 1. Council resolve not to invite fresh tenders as the process of inviting expressions of interest and inviting selected tenders was exhaustive and calling fresh tenders is unlikely to attract additional tenderers in such a specialised field; 2. Council delegate the Mayor and General Manager to enter into negotiation with Lockinda and Earth Plant Hire with a view to entering into a contract for the lease of the Molong Limestone Quarry on the basis of the outcome outlined in the report; 3. Council note the purpose of resolving to enter into negotiations with the two selected tenderers is to demonstrate to the community Council's aim of achieving the best possible commercial outcome for the Molong limestone quarry operation; 4. If the negotiations are unsuccessful, that council advertise for the appointment of a quarry manager. 			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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07 Dec 2016 - 10:36 AM - Sharlea Kenney
superseded by Tabled report 27/9/16

COMPLETE

03 Nov 2016 - 10:06 AM - Sharlea Kenney
Still negotiating with Earth Plant Hire

15 Sep 2016 - 11:53 AM - Sharlea Kenney
Lease contracts still with lawyers

11 Jul 2016 - 9:40 AM - Sharlea Kenney
Lease contracts in process of being done

16 Jun 2016 - 8:59 AM - Sharlea Kenney
Lease going to Earth Plant Hire

09 May 2016 - 2:52 PM - Sharlea Kenney
still negotiating

11 Apr 2016 - 11:02 AM - Sharlea Kenney
Meetings held and a final bid for lease to come from 2 companies

08 Mar 2016 - 9:33 AM - Sharlea Kenney
Meeting with both companies organised for Friday 11th March 2016

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 February 2016	Clive Cawthorne Michael Ryan	Confidential Items	PUZZLE FLAT CREEK LEVEE - LAND ACQUISITION

RECOMMENDATION (Walker/Nash)

THAT:

1. Council authorise the creation of an easement via compulsory acquisition burdening Lot 148, DP 750182 in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
2. Pursuant to Section 186 of the Local Government Act 1993, Council make an application to the Minister of Local Government and the Governor for the compulsory acquisition of an easement.
3. Council authorise the creation of an easement burdening Lot 71, DP 750182 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
4. Council authorise the creation of an easement burdening Lot A, DP 445761 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
5. Authority be granted to affix the Common Seal of Council to the compulsory acquisition documentation.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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08 Dec 2016 - 9:19 AM - Clive Cawthorne
with Solicitors / negotiating with land holders
18 Oct 2016 - 3:43 PM - Sharlea Kenney
This is with solicitors and will take some time yet. The crown road section is not required as part of acquisition now as I have transferred it to Council ownership
09 Aug 2016 - 9:54 AM - Clive Cawthorne
Concurrence by owner to create an easement - documentation with Council's solicitor
11 May 2016 - 10:01 AM - Clive Cawthorne
With Solicitor to initiate compulsory resumption
10 Mar 2016 - 12:38 PM - Clive Cawthorne
Land Acquisition has been referred to Council's solicitor for action

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 February 2016	Victoria Priest Steve Harding	Confidential Items	PUZZLE FLAT CREEK LEVEE - LAND ACQUISITION

RECOMMENDATION (Walker/Nash)

THAT:

1. Council authorise the creation of an easement via compulsory acquisition burdening Lot 148, DP 750182 in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
2. Pursuant to Section 186 of the Local Government Act 1993, Council make an application to the Minister of Local Government and the Governor for the compulsory acquisition of an easement.
3. Council authorise the creation of an easement burdening Lot 71, DP 750182 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
4. Council authorise the creation of an easement burdening Lot A, DP 445761 to be created in accordance with the Land Acquisition (Just Terms Compensation Act) 1991 as shown on the attached plan.
5. Authority be granted to affix the Common Seal of Council to the compulsory acquisition documentation.

09 Dec 2016 - 12:14 PM - Victoria Priest
Awaiting Documents to apply seal
02 Nov 2016 - 2:57 PM - Victoria Priest
Noted comments from DETS PA - awaiting documents to apply seal
20 Oct 2016 - 1:56 PM - Victoria Priest
Awaiting documents to apply seal
24 Aug 2016 - 3:33 PM - Victoria Priest

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Noted comments from the Acting Technical Services Manager from August - awaiting documents to apply seal

12 Jul 2016 - 9:28 AM - Victoria Priest

Awaiting Documents to apply seal

28 Apr 2016 - 4:38 PM - Victoria Priest

Noted comment from Acting Technical Services Manager - awaiting documents to apply seal.

10 Mar 2016 - 9:40 AM - Victoria Priest

Awaiting documents to apply seal.

29 Feb 2016 - 11:38 AM - Gerard Aguila

AO for Seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Clive Cawthorne Michael Ryan	For Determination	OPHIR ROAD UPGRADE PETITION

MOTION (Culverson/Dean)

THAT Council:

1. Note the petition; and
2. Include an amount of \$465,000 for consideration with priority in the 2016/17 draft budget to be funded from the Roads to Recovery program.

08 Dec 2016 - 9:22 AM - Clive Cawthorne

\$246,000 allocated from R to R funding & Works expected to commence in March 2017 (subject to weather and staff/plant availability)

01 Nov 2016 - 3:45 PM - Sharlea Kenney

\$465,000 R2R funding and works expected to start March 2017.

18 Oct 2016 - 3:47 PM - Sharlea Kenney

Due to staff absence, estimation cost assessment still being prepared

09 Aug 2016 - 9:52 AM - Sharlea Kenney

Estimate of cost being prepared for assessment against available funding

11 May 2016 - 9:59 AM - Clive Cawthorne

Referred to Assets Team for closer inspection and report back

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Dale Jones Steve Harding	For Notation	GUIDELINES FOR EVENT ORGANISERS

MOTION (Wilcox/Nash)

THAT a policy be developed clarifying activities conducted under a development application consent and the need for approval of those relating to a specific event.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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01 Nov 2016 - 10:39 AM - Dale Jones
Meeting with Tourism and Community Development Coordinator and planning staff to take place in November

18 Oct 2016 - 3:07 PM - Dale Jones
Meeting scheduled with Council's Tourism and Community Development Coordinator

03 Aug 2016 - 11:10 AM - Dale Jones
Input to be sought from planning staff

11 Jul 2016 - 1:51 PM - Dale Jones
Meetings to be arranged with planning staff and PTO

11 May 2016 - 1:47 PM - Dale Jones
Arrangements to be made for meeting planning staff re policy development

14 Apr 2016 - 9:17 AM - Dale Jones
Policy to be developed in conjunction with Council's planning staff

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Clive Cawthorne Michael Ryan	For Determination	Mullion Creek - Pedestrian Crossing Facility across Long Point Road

RECOMMENDATION (Wilcox/Culverson)

THAT Council:

1. Allocate \$8,107.50 from revenue to fund 50% of the installation of a pedestrian crossing facility in Mullion Creek.
2. Resolve the expenditure is required and warranted for public safety purposes.
3. Approach RMS through the Traffic Committee to look at speed restrictions through the refuge.

08 Dec 2016 - 9:28 AM - Clive Cawthorne
Still awaiting reply from RMS - will follow up with RMS for a response.

18 Oct 2016 - 3:48 PM - Sharlea Kenney
Still with RMS for approval

09 Aug 2016 - 9:53 AM - Clive Cawthorne
Still with RMS awaiting approval and funding

11 May 2016 - 10:00 AM - Clive Cawthorne
Design complete, now with RMS for approval

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 March 2016	Denis O'Brien Michael Ryan	For Determination	ORANA HOUSE

RECOMMENDATION (Nash/Wilcox)

THAT:

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

1. Council continue paying the rates and water charges for Orana House;
2. Council investigate appointing a management committee under s.355 to provide the care control and management of Orana House;
3. An inspection take place with a view to addressing any outstanding safety and maintenance issues;
4. Council pay the outstanding electricity account for Orana House from the S356 vote; and
5. The Committee be encouraged to establish a fee structure that is sufficient to cover basic costs including electricity.

25 Nov 2016 - 4:07 PM - Denis O'Brien

No power account has been received for reimbursement.

COMPLETED.

03 Nov 2016 - 10:36 AM - Denis O'Brien

Have repeatedly requested account for reimbursement but have not received one tp process.

19 Oct 2016 - 3:36 PM - Denis O'Brien

No power accoun has yet been provided for reimbursement.

24 Aug 2016 - 3:37 PM - Denis O'Brien

Advised verbally that committee is collecting fees to cover power charges. Committee is also in process of cleaning up the inetrior and carrying out minor repairs.

02 Aug 2016 - 12:43 PM - Denis O'Brien

No power account or receipt has been submitted to Council for reimbursement.

04 Jul 2016 - 2:07 PM - Denis O'Brien

Reimbursement to be done on receipt of proof of payment.

04 Jul 2016 - 2:06 PM - Denis O'Brien

Power reconnected

27 Jun 2016 - 10:17 AM - Denis O'Brien

Committee has now been formed.

Power board now has safety certificate.

08 Apr 2016 - 3:32 PM - Denis O'Brien

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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<p>Item 1 Note that Council will continue to pay rates and water.</p> <p>Item 2 Committee in process of being formed</p> <p>Item 3 Building inspection done for 16/17 budget submissions</p> <p>tem 4 Outstanding power account to be paid when a/c received</p> <p>item 5 Potential committee members advised that a fees and charges schedule is required to cover costs.</p>			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 12 April 2016	Denis O'Brien Michael Ryan	For Determination	CUDAL COMMUNITY CHILDREN'S CENTRE
<p><u>MOTION</u> (Walker/MacSmith)</p> <p>THAT Council:</p> <ol style="list-style-type: none"> 1. Commit the land currently occupied by the old Cudal RFS shed for expansion of the Cudal Community Children's Centre; and 2. Consider funding for the shed removal of \$12,000 in the 2016/17 budget. <p>06 Dec 2016 - 3:30 PM - Denis O'Brien RFS not relocated.</p> <p>03 Nov 2016 - 10:34 AM - Denis O'Brien RFS not yet transferred to new shed</p> <p>19 Oct 2016 - 3:35 PM - Denis O'Brien RFS not yet transferred to new shed</p> <p>24 Aug 2016 - 3:38 PM - Denis O'Brien New RFS shed is still under construction. Delays anticipated due to constant wet weather.</p> <p>02 Aug 2016 - 12:45 PM - Denis O'Brien No progress until new RFS shed is finished and fire vehicles and equipment transferred from old shed.</p> <p>28 Jun 2016 - 12:17 PM - Denis O'Brien New RFS shed under construction</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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10 May 2016 - 2:17 PM - Denis O'Brien

No further action until new shed is built and the old shed can be demolished.

09 May 2016 - 1:27 PM - Denis O'Brien

Letter sent as per Council resolution

04 May 2016 - 11:09 AM - Denis O'Brien

letter being preapred advising of council's decision

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 April 2016	Clive Cawthorne Michael Ryan	For Determination	HANOVER BRIDGE - LAND ACQUISITION

MOTION (Culverson/Wilcox)

THAT Council authorise:

1. The purchase of 5,500sqm of land from Lot 7300 DP 1144896 by way of compulsory acquisition in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;
2. An application to be made to the Minister and the Governor for approval to acquire part Lot 7300 DP 1144896 by compulsory acquisition process;
3. The affixation of the Common Seal to the Crown licence documents;
4. The affixation of the Common Seal and appropriate signatures on the associated land transfer documents.

08 Dec 2016 - 9:18 AM - Clive Cawthorne

two private acquisitions completed one crown acquisition still ongoing and with solicitors

18 Oct 2016 - 3:41 PM - Sharlea Kenney

two private acquisitions are complete the crown acquisition is ongoing and currently with the solicitors.

09 Aug 2016 - 9:52 AM - Clive Cawthorne

Still in the process of subdivision

11 May 2016 - 9:58 AM - Clive Cawthorne

In Progress of subdivision

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 April 2016	Victoria Priest Steve Harding	For Determination	HANOVER BRIDGE - LAND ACQUISITION

MOTION (Culverson/Wilcox)

THAT Council authorise:

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

1. The purchase of 5,500sqm of land from Lot 7300 DP 1144896 by way of compulsory acquisition in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;
2. An application to be made to the Minister and the Governor for approval to acquire part Lot 7300 DP 1144896 by compulsory acquisition process;
3. The affixation of the Common Seal to the Crown licence documents;
4. The affixation of the Common Seal and appropriate signatures on the associated land transfer documents.

09 Dec 2016 - 12:14 PM - Victoria Priest

Awaiting Documents to apply seal

02 Nov 2016 - 2:58 PM - Victoria Priest

Noted comments from DETS PA - awaiting documents to apply seal

20 Oct 2016 - 1:57 PM - Victoria Priest

Awaiting documents to apply seal

24 Aug 2016 - 4:17 PM - Victoria Priest

Noted comments from Acting technical Services Manager from August - awaiting documents to apply seal

04 Jul 2016 - 12:09 PM - Victoria Priest

Noted comments from the Acting Technical Services Manager from May 2016.

Awaiting documents to apply seal

28 Apr 2016 - 4:05 PM - Victoria Priest

Awaiting Documents

27 Apr 2016 - 12:46 PM - Gerard Aguila

AO re Seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 May 2016	Clive Cawthorne Michael Ryan	For Determination	PROPOSED ROAD NAMING - ROCKDALE ROAD, MANILDRA

MOTION (Treavors/Dean)

THAT:

1. Council proceed with public consultation proposing to name the road as "Rockdale Road"; and
2. Assuming no objections are received, Council proceeds with the naming of the road as "Rockdale Road" in accordance with Section 162 of the Roads Act, 1993.

08 Dec 2016 - 9:18 AM - Clive Cawthorne

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Completed

18 Oct 2016 - 3:41 PM - Sharlea Kenney

This is with the GNB, no objections at this time

09 Aug 2016 - 9:50 AM - Clive Cawthorne

Process being advertised

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 24 May 2016	Clive Cawthorne Michael Ryan	For Determination	PROPOSED ROAD NAMING - PIGGERY LANE, MANILDRA

MOTION (Nash/Wilcox)

THAT:

1. Council proceed with public consultation proposing to name the road as "Millers Lane"; and
2. Assuming no objections are received, Council proceeds with the naming of "Millers Lane" in accordance with Section 162 of the Roads Act, 1993.

08 Dec 2016 - 9:13 AM - Clive Cawthorne

Rejected by Council - Now Brymedura Lane, Manildra

01 Nov 2016 - 1:06 PM - Sharlea Kenney

Going to November council meeting

18 Oct 2016 - 3:42 PM - Sharlea Kenney

Council changed the recommendation and asked to go with Millers Lane. This was rejected by the GNB due to duplication, I have reported back to Council for October meeting going back to the original proposal of Piggery Lane which should be considered acceptable by GNB.

09 Aug 2016 - 9:51 AM - Clive Cawthorne

Process being advertised

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 June 2016	Clive Cawthorne Michael Ryan	For Determination	PROPOSED MOLONG LIBRARY UPDATE

MOTION (Walker/MacSmith)

THAT Council endorse the concept design and note that modifications can and may need to be made at the approval of the Molong Library Working Party.

08 Dec 2016 - 9:11 AM - Clive Cawthorne

DA lodged with Council for demolition, & construction - Friday 2 December 2016.

18 Oct 2016 - 3:36 PM - Sharlea Kenney

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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- Site Survey – Completed
 - Geotechnical Investigation – Completed
 - Hazardous Material Audit – Completed
 - Heritage Report – Completed (Awaiting for final report)
 - Environmental Impact Statement – In progress (20% completed)
 - Proposed demolition works for Development Application. Full record of the existing buildings and demolition specification - Completed
 - Concept Design – Completed
 - Concept Structural Design and Calculations – Completed
 - Detailed Design suitable for Construction Certificate and Tender Documentation, Structural Design to Construction Certificate and Tender Documentation – In progress (52% completed)
 - Services Design and Documentation – Consultant to be engaged (Awaiting for fee proposal)
 - Design and Documentation for Relocated Kitchen - Consultant to be engaged (Awaiting for fee proposal)
 - Quantity Surveyor to be engaged to prepare bills of quantities after finalising all the drawings and documents
 - Capital Expenditure Review Report to be submitted to the Division of Local Government

09 Aug 2016 - 9:49 AM - Clive Cawthorne

Approval to proceed to final design plans, heritage report completed and working on DA application for demolition and site preparation

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Gerard Aguila Steve Harding	For Determination	GOVERNMENT INFORMATION PUBLIC ACCESS ACT 2009 (GIPA) - AGENCY INFORMATION GUIDE AND PROACTIVE RELEASE PROGRAM - ANNUAL REVIEW

MOTION (Dean/Wilcox)

THAT Council:

1. Adopt the annexed draft Agency Information Guide and Proactive Release Program, for the ensuing 12 months and make same available through Council's website.
2. Submit their Agency Information Guide to the Information Commissioner.
3. Review its future Proactive Release Program features based on guidelines from the Information Commissioner once received.

09 Dec 2016 - 11:37 AM - Evan Webb

Still in progress - IN PROGRESS

18 Oct 2016 - 11:37 AM - Gerard Aguila

Still waiting on IPC guidelines.

04 Aug 2016 - 11:08 AM - Gerard Aguila

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AIG placed on website and copy forwarded to IPC. doc 773660 refers.

1. and 2. - COMPLETE
3. Waiting on IPC guidelines

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Gerard Aguila Steve Harding	For Determination	AMENDMENTS TO THE LOCAL GOVERNMENT ACT - COUNCILLOR ELIGIBILITY AND DECLARATIONS OF INTEREST

MOTION (Dean/Wilcox)

THAT:

1. Councillors note the changes to the Local Government Act; and
2. Updated Code of Conduct and Code of Meeting policies be submitted to Council for adoption to reflect these amendments to the Local Government Act.

09 Dec 2016 - 11:36 AM - Evan Webb

Still awaiting response from OLG - IN PROGRESS

08 Nov 2016 - 4:41 PM - Gerard Aguila

OLG have now issued review into impact of ACT changes on Code. Waiting on outcome of review.

02 Nov 2016 - 12:00 PM - Gerard Aguila

research indicates OLG circulars do not require update to codes.

18 Oct 2016 - 10:07 AM - Gerard Aguila

review commenced

10 Aug 2016 - 9:47 AM - Gerard Aguila

Action reassigned to Gerard Aguila by: Gerard Aguila

10 Aug 2016 - 9:46 AM - Gerard Aguila

assigned to AM to review relevant policies

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Michael Ryan Michael Ryan	For Determination	REGIONAL WATER SECURITY PROJECT

MOTION (Culverson/Wilcox)

THAT Council:

1. Note the information.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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2. Endorse the application to Infrastructure NSW to transfer savings from stage 1 of the pipeline project to stage 2 Molong to Cumnock pipeline.
3. Invite tenders from the Orange Council select tender list for stage 1 design and construct Orange to Molong pipeline Project RNSW757.

07 Dec 2016 - 10:34 AM - Sharlea Kenney

Superseded by report done 23/8/16

COMPLETE

03 Nov 2016 - 10:07 AM - Sharlea Kenney

Currently liaising with OCC.

15 Sep 2016 - 11:59 AM - Sharlea Kenney

Tender advertised

16 Aug 2016 - 10:23 AM - Sharlea Kenney

noted

Preparing tender documents

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Denis O'Brien Michael Ryan	For Determination	CUDAL RECREATION GROUND

MOTION (Durkin/Nash)

THAT Council:

1. Provide \$5,000 financial assistance for the shade structure project as requested by the Ben Mitchell Tribute Committee; and
2. Resolve that the expenditure is required and warranted to supplement the fundraising efforts of the committee.

06 Dec 2016 - 3:30 PM - Denis O'Brien

No further advice received from Committee.

03 Nov 2016 - 11:16 AM - Denis O'Brien

Advised by committee today that plans are still being finalised and more quotes being obtained. Committee not yet ready to proceed with construction at this time.

18 Oct 2016 - 11:41 AM - Denis O'Brien

Committee to be contacted regarding design plan for proposed shade shelter. DA may be required.

01 Aug 2016 - 3:26 PM - Denis O'Brien

Note Council resolution.

Committee to be advised of the resolution.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 July 2016	Michael Ryan	Confidential Items	TENDER FOR DEMOLITION, DESIGN AND CONSTRUCTION OF LIMESTONE QUARRY SHED - MOLONG

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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<p>Michael Ryan</p> <p>RECOMMENDATION (Walker/Durkin)</p> <p>THAT Council:</p> <ol style="list-style-type: none"> 1. Engage CBC Innovation Pty Ltd to construct a shed at Molong Limestone Quarry at the tendered amount of \$305,665 (incl GST); 2. Vote additional funds of \$170,000 from Council's Quarry Reserve; 3. Resolve that the funds are required and warranted to enable Council to comply with Mine Safety Regulations; and 4. Affix the Common Seal to the contract document. <p>07 Dec 2016 - 10:36 AM - Sharlea Kenney negotiations underway.</p> <p>03 Nov 2016 - 10:07 AM - Sharlea Kenney Waiting on information from solicitors.</p> <p>15 Sep 2016 - 12:00 PM - Sharlea Kenney successful company infomed Waiting on information for when construction can start</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Clive Cawthorne Michael Ryan	For Determination	PURCHASE OF STATE RAIL OWNED LAND FOR CARGO ROAD DEVIATION
<p>MOTION (Dean/Wilcox)</p> <p>THAT Council affix the common seal to the documents associated with the purchase of the land known as Lot 1182 in an unregistered plan of acquisition DP 1179438, currently registered comprising Part Lot 2 DP 109486.</p> <p>08 Dec 2016 - 9:16 AM - Clive Cawthorne Due for settlement in mid December - currently with solicitor</p> <p>01 Nov 2016 - 1:55 PM - Sharlea Kenney Still in settlement stage and awaiting advice from Solicitors</p> <p>15 Sep 2016 - 11:46 AM - Sharlea Kenney Have ontract of sale for Nashdale overpass Bridge. Council has signed it and handed to solicitors. Deposit not yet paid, awaiting advise from solicitors before paying that</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Denis O'Brien Michael Ryan	For Determination	EUGOWRA VOLUNTARY PURCHASE
<p>MOTION (Dean/Wilcox)</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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THAT:

1. Council apply for funding from the NSW Office of Environment and Heritage (OEH) for the voluntary purchase of 14 Cooper Street, Eugowra.
2. A second report be submitted to Council advising of the outcome of the proposed funding application prior to commencement of acquisition.

06 Dec 2016 - 12:28 PM - Denis O'Brien

COMPLETE

06 Dec 2016 - 12:27 PM - Denis O'Brien

Funding agreement received from OEH.

Council resolved in November to purchase property.

25 Nov 2016 - 4:05 PM - Denis O'Brien

Funding agreement signed and copy sent to OEH.

08 Nov 2016 - 1:59 PM - Denis O'Brien

Report to November meeting.

03 Nov 2016 - 10:30 AM - Denis O'Brien

Funding agreement received

12 Oct 2016 - 2:53 PM - Denis O'Brien

Advised by OEH funding agreement being forwarded

29 Aug 2016 - 11:41 AM - Denis O'Brien

Funding application submitted to OEH

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Michael Ryan Michael Ryan	For Determination	REGIONAL WATER PIPELINE PROJECT

MOTION (Walker/MacSmith)

THAT:

- ☐ Comdain Infrastructure Pty Ltd
- ☐ Diona Pty Ltd
- ☐ Ertech Pty Ltd
- ☐ Georgiou Group Pty Ltd

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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- ☐ Ledonne Constructions Pty Ltd
- ☐ Leed Engineering and Construction Pty Ltd
- ☐ Spiecapag Lucas Joint Venture

be selected as suitable tenderers for submission of proposals for the Orange to Molong portion of the Regional Water Security project.

07 Dec 2016 - 10:35 AM - Sharlea Kenney
superseded by report that went to November council
COMPLETE
03 Nov 2016 - 10:08 AM - Sharlea Kenney
Currently liaising with OCC
15 Sep 2016 - 12:02 PM - Sharlea Kenney
Tender advertised

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2016	Surendra Sapkota Michael Ryan	For Determination	ACCESS TO MOLONG TO YEOVAL WATER PIPELINE

RECOMMENDATION (Dean/Gosper)

THAT a further report be provided to next Council meeting addressing future demand.

07 Dec 2016 - 10:28 AM - Sharlea Kenney
Action reassigned to Surendra Sapkota by: Sharlea Kenney
03 Nov 2016 - 10:08 AM - Sharlea Kenney
currently liaising with OCC
15 Sep 2016 - 12:20 PM - Sharlea Kenney
Waiting for tender to be completed then will do a report to October meeting

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	David Kidd Steve Harding	For Determination	STATECOVER AND STATEWIDE INCENTIVE PAYMENTS 2016/2017

MOTION (Wilcox/Nash)

THAT:

1. The StateWide Mutual Ltd and the StateCover Mutual Ltd incentive payments be utilised for the actions outlined in the Swimming Pool Audit; and

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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2. Council resolve that the changes are required and warranted to enable the risks identified in the Swimming Pool Audit to be addressed.

08 Nov 2016 - 3:51 PM - David Kidd

Quotes being sought from consultants to prepare Pool Operations Manuals for both S355 Committee run pools and the leased pools. RFQ closes 16th November.
Expected Manual completion date end December 2016.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	For Determination	MONTANA PARK SIGN

MOTION (Wilcox/Walker)

THAT Council:

1. Approve the installation of a Montana Park sign at an estimated cost of \$3,500 to be funded from Capital Reserves; and
2. Resolve that the expenditure is required and warranted to fulfil a prior commitment by Council.

03 Nov 2016 - 10:12 AM - Sharlea Kenney

Getting sign ordered.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Bob Cohen Michael Ryan	Confidential Items	PLANT HIRE TENDER 2016-2018

RECOMMENDATION (Walker/Hayes)

THAT Council:

1. Adopt the attached list of contractors to supply plant hire for the period 1 August 2016 to 31 July 2018; and
2. Note that this tender does not prohibit Council from accepting new tenders for specific projects.

01 Nov 2016 - 3:46 PM - Sharlea Kenney

noted

Complete

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Dale Jones Steve Harding	Confidential Items	OFFERS TO PURCHASE LAND (LOTS1-5 DP1187720) AT MANILDRA

RECOMMENDATION (Hayes/Walker)

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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THAT Council accept the offer from Karma Yiwong Samten Ling (Tibetan Buddhist Centre Incorporated) to purchase Lots 1-5 DP1187720 Manildra at a price of \$220,000 with the condition that the purchaser be required to maintain the land in an appropriate condition for a residential area.

30 Nov 2016 - 1:21 PM - Dale Jones

Settlement scheduled for 14 December 2016

08 Nov 2016 - 4:17 PM - Dale Jones

Contracts signed, ready for settlement

01 Nov 2016 - 10:38 AM - Dale Jones

Sale proceeding through Council's conveyancer and purchaser

06 Oct 2016 - 4:57 PM - Dale Jones

Acceptance letter forwarded to purchasers, advising of council resolution and asking them to contact council's conveyancer to instigate sale process

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	Confidential Items	MOLONG SWIMMING POOL

RECOMMENDATION (Gosper/MacSmith)

THAT Council accept the tender from Cathryn Jeffries for the management of the Molong Swimming Pool and that the Council seal be affixed to the contract.

03 Nov 2016 - 10:14 AM - Sharlea Kenney

Signed and seal affixed

COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Steve Harding Steve Harding	Additional Item	TABLED REPORT

*

ITEM 7 MOLONG LIMESTONE QUARRY

RECOMMENDATION (Hayes/MacSmith)

THAT Council:

1. Approve the amendments to the lease as outlined in the report;
2. Enter into the lease of Molong Limestone Quarry to Earth Plant Hire for a period of 5 years; and
3. Authorise the affixing of Council's Common Seal to the contract document.
4. Only proceed if council is able to comply with Section 23A Guidelines in relation to workforce management.

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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<p>7. Carried 11 Nov 2016 - 4:38 PM - Robyn Little Still awaiting response from Minister. 28 Oct 2016 - 4:34 PM - Robyn Little Amendments included in lease. Advice sought from Minister regarding workforce. No reply has been received to date.</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	For Determination	QUESTIONS FOR NEXT MEETING
<p>MOTION (Wilcox/Nash)</p> <p>THAT</p> <ol style="list-style-type: none"> 1. Council receive a report at the next Council meeting in relation to questions asked/matters raised where necessary; and 2. Invite years 5 and 6 of St Edwards School in Canowindra to attend the October Council meeting. <p>03 Nov 2016 - 10:15 AM - Sharlea Kenney Noted Completed</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Michael Ryan Michael Ryan	Additional Item	TABLED REPORT
<p>* ITEM 7 MOLONG LIMESTONE QUARRY</p> <p>RECOMMENDATION (Hayes/MacSmith)</p> <p>THAT Council:</p> <ol style="list-style-type: none"> 1. Approve the amendments to the lease as outlined in the report; 2. Enter into the lease of Molong Limestone Quarry to Earth Plant Hire for a period of 5 years; and 3. Authorise the affixing of Council's Common Seal to the contract document. 4. Only proceed if council is able to comply with Section 23A Guidelines in relation to workforce management. <p>7. Carried 07 Dec 2016 - 10:27 AM - Sharlea Kenney waiting on outcome of the Molong Limestone Shed construction.</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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03 Nov 2016 - 10:16 AM - Sharlea Kenney lease still currently with the solicitors			
Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 11 October 2016	Gerard Aguila Steve Harding	Confidential Items	OFFER TO PURCHASE LOT 11 BLUEBELL ST, CANOWINDRA
RECOMMENDATION (Hayes/Durkin)			
THAT:			
<ol style="list-style-type: none"> 1. Council accept the offer as outlined in the report to purchase Lot 11 Bluebell St, Canowindra; 2. Council authorise affixing of Council's seal to the land sale contract and transfer documents; and 3. Council authorise the General Manager to negotiate future land sales as outlined in the report. 			
09 Dec 2016 - 11:34 AM - Evan Webb DFCS spoke to Messenger & Messenger - awaiting to exchange contracts will update once further information recieved - IN PROGRESS			
08 Nov 2016 - 4:40 PM - Gerard Aguila Signed Contract returned to Messenger			
02 Nov 2016 - 10:03 AM - Gerard Aguila Contract received. Fwded for Seal and signature by a/GM and Mayor			
18 Oct 2016 - 4:19 PM - Gerard Aguila Messenger dealing with this matter.			
18 Oct 2016 - 4:14 PM - Gerard Aguila Action reassigned to Gerard Aguila by: Gerard Aguila			
13 Oct 2016 - 4:06 PM - Dale Jones Land sale referred to Council's conveyancer. Purchaser advised of details. Purchaser and builder have contacted conveyancer to obtain contract			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Victoria Priest Steve Harding	Confidential Items	MOLONG SWIMMING POOL
RECOMMENDATION (Gosper/MacSmith)			
THAT Council accept the tender from Cathryn Jeffries for the management of the Molong Swimming Pool and that the Council seal be affixed to the contract.			
09 Dec 2016 - 1:03 PM - Victoria Priest Seal affixed and signed by Mayor and AGM - COMPLETE			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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17 Oct 2016 - 1:17 PM - Victoria Priest Awaiting documents to affix seal			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Victoria Priest Steve Harding	Confidential Items	CANOWINDRA SWIMMING POOL
RECOMMENDATION (Walker/Nash)			
THAT Council accept the tender from Jarrod Strange for the management of the Canowindra Swimming Pool and that Council seal be affixed to the contract.			
09 Dec 2016 - 12:59 PM - Victoria Priest Advised by Urban Assets Coordinator that contract is correct - Mr Strange who held the contract was trying to change the payments made to him to monthly but has agreed to keep the payments fortnightly - COMPLETE			
02 Nov 2016 - 1:56 PM - Victoria Priest Seal affixed 25/10/16 - Advised by GMPA that documents needed correcting - awaiting to see if new documents are needed			
17 Oct 2016 - 1:17 PM - Victoria Priest Awaiting documents to affix seal			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2016	Victoria Priest Steve Harding	Additional Item	TABLED REPORT
* ITEM 7 MOLONG LIMESTONE QUARRY			
RECOMMENDATION (Hayes/MacSmith)			
THAT Council:			
<ol style="list-style-type: none"> 1. Approve the amendments to the lease as outlined in the report; 2. Enter into the lease of Molong Limestone Quarry to Earth Plant Hire for a period of 5 years; and 3. Authorise the affixing of Council's Common Seal to the contract document. 4. Only proceed if council is able to comply with Section 23A Guidelines in relation to workforce management. 			
7. Carried			
09 Dec 2016 - 12:11 PM - Victoria Priest Awaiting Documents to apply seal			
17 Oct 2016 - 1:17 PM - Victoria Priest Awaiting documents to affix seal			
Meeting	Officer/Director	Section	Subject

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Ordinary Meeting 25 October 2016	Dale Jones Steve Harding	For Determination	SALE OF LOTS 1-5 DP1187720 MANILDRA
<u>MOTION</u> (Dean/Davison)			
<p>THAT Council authorise affixing of Council's seal to the land sale contract and transfer documents for Lots 1-5 DP1187720 Manildra.</p> <p>30 Nov 2016 - 1:20 PM - Dale Jones Settlement scheduled for 14 December 2016 08 Nov 2016 - 4:16 PM - Dale Jones Contracts signed, ready for settlement 01 Nov 2016 - 10:36 AM - Dale Jones Sale proceeding through purchaser and Council's conveyancer</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	For Determination	YEOVAL ANNUAL SHOW 2017
<u>MOTION</u> (Walker/Dean)			
<p>THAT Council lodge a formal application for the proclamation of a part-day public holiday from 8:30am to 7:00pm, for that portion of the township of Yeoval, which is in the Cabonne Council area on Tuesday 16 May 2017 for the Yeoval Annual Show.</p> <p>02 Nov 2016 - 10:04 AM - Victoria Priest Letter of submission sent to NSW Industrial Relations 31/10/16 - COMPLETE</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Denis O'Brien Michael Ryan	Confidential Items	CANOWINDRA CARAVAN PARK
<u>RECOMMENDATION</u> (Dean/Nash)			
<p>THAT Council not accept any tender and call for fresh tenders for the management of the Canowindra Caravan Park advising all current tenderers that they were eligible to re-tender.</p> <p>06 Dec 2016 - 3:29 PM - Denis O'Brien Tenders close wednesday 7/12/16 08 Nov 2016 - 4:00 PM - Denis O'Brien Tenders being prepared for advertising, 02 Nov 2016 - 11:13 AM - Denis O'Brien Resolution noted. Tenders to be re-advertised.</p>			
Meeting	Officer/Director	Section	Subject

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Ordinary Meeting 25 October 2016	Bob Cohen Michael Ryan	Confidential Items	GRAVEL CRUSHING CONTRACT 2016-2018
<u>RECOMMENDATION</u> (Walker/Dean)			
THAT Council:			
<ol style="list-style-type: none"> 1. Accept the tendered rates from Calvani Crushing for the Gravel Crushing Contract No 780259 in the amount of \$633,000.00 (excl GST); and 2. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement between Cabonne Council and Calvani Crushing. 			
07 Dec 2016 - 10:22 AM - Sharlea Kenney			
Contracts signed			
COMPLETE			
01 Nov 2016 - 2:40 PM - Sharlea Kenney			
Gravel Crushing tender letter has been sent to successful and unsuccessful companies.			
Await for contracts to be signed			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Bob Cohen Michael Ryan	Confidential Items	GRAVEL RESHEETING CONTRACT 2016/2017
<u>RECOMMENDATION</u> (Wilcox/Dean)			
THAT Council:			
<ol style="list-style-type: none"> 1. Accept the tender from Keegan Civil Pty Ltd for the Gravel Resheeting 2016-2017 Contract No 776847 in the amount of \$578,500 excluding GST; 2. Accept the tendered rates from Hamcon Civil Pty Ltd, B & L Morrison Earthmoving and Spicer Constructions Pty Ltd, to undertake Gravel Resheeting as required; and 3. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement. 			
07 Dec 2016 - 10:23 AM - Sharlea Kenney			
Contract signed			
COMPLETE			
01 Nov 2016 - 2:41 PM - Sharlea Kenney			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Gravel resheeting tender letter has been sent to successful and unsuccessful companies.
Await for contracts to be signed

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Steve Harding Steve Harding	Confidential Items	INDUSTRIAL WATER CHARGES - HEADS OF AGREEMENT

RECOMMENDATION (Walker/Wilcox)

THAT Council:

1. Note the conditions of the Heads of Agreement as outlined in the report.
2. Authorise the affixing of the Common Seal to the Heads of Agreement document.

06 Dec 2016 - 4:02 PM - Robyn Little

Applicant has advised he is seeking independent legal opinion.

11 Nov 2016 - 4:33 PM - Robyn Little

Head of Agreement document finalised and sent to applicant for signature. Awaiting return of document for execution by Council.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	For Determination	SALE OF LOTS 1-5 DP1187720 MANILDRA

MOTION (Dean/Davison)

THAT Council authorise affixing of Council's seal to the land sale contract and transfer documents for Lots 1-5 DP1187720 Manildra.

02 Nov 2016 - 1:51 PM - Victoria Priest

Council seal affixed 2/11/16 - COMPLETE

31 Oct 2016 - 4:52 PM - Gerard Aguila

AO re seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	Confidential Items	GRAVEL CRUSHING CONTRACT 2016-2018

RECOMMENDATION (Walker/Dean)

THAT Council:

1. Accept the tendered rates from Calvani Crushing for the Gravel Crushing Contract No 780259 in the amount of \$633,000.00 (excl GST); and

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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2. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement between Cabonne Council and Calvani Crushing.

09 Dec 2016 - 12:54 PM - Victoria Priest
Seal affixed and signed by Mayor and AGM - COMPLETE
02 Nov 2016 - 1:51 PM - Victoria Priest
Awaiting documents to apply seal
31 Oct 2016 - 4:57 PM - Gerard Aguila
AO re seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	Confidential Items	GRAVEL RESHEETING CONTRACT 2016/2017

RECOMMENDATION (Wilcox/Dean)

THAT Council:

1. Accept the tender from Keegan Civil Pty Ltd for the Gravel Resheeting 2016-2017 Contract No 776847 in the amount of \$578,500 excluding GST;
2. Accept the tendered rates from Hamcon Civil Pty Ltd, B & L Morrison Earthmoving and Spicer Constructions Pty Ltd, to undertake Gravel Resheeting as required; and
3. Authorise the signing and attachment of the Common Seal to the contract instrument of agreement.

09 Dec 2016 - 12:53 PM - Victoria Priest
Seal affixed and signed by Mayor and AGM - COMPLETE
02 Nov 2016 - 1:50 PM - Victoria Priest
Awaiting documents to apply seal
31 Oct 2016 - 4:58 PM - Gerard Aguila
AO re seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 25 October 2016	Victoria Priest Steve Harding	Confidential Items	INDUSTRIAL WATER CHARGES - HEADS OF AGREEMENT

RECOMMENDATION (Walker/Wilcox)

THAT Council:

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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1. Note the conditions of the Heads of Agreement as outlined in the report.
2. Authorise the affixing of the Common Seal to the Heads of Agreement document.

09 Dec 2016 - 12:10 PM - Victoria Priest
 Awaiting Documents to apply seal
 02 Nov 2016 - 1:48 PM - Victoria Priest
 Awaiting documents to apply seal
 31 Oct 2016 - 4:58 PM - Gerard Aguila
 AO re seal

Meeting	Officer/Director	Section	Subject
Extraordinary Meeting 08 November 2016	Steve Harding	For Determination	CANOWINDRA RETIREMENT VILLAGE ASSOCIATION LEGAL ADVICE
	Steve Harding		

MOTION (Walker/Durkin)

THAT Council:

1. Vote an additional \$10,000 to legal expenses to enable advice to be sought in relation to the proposed Canowindra Retirement Village; and
2. Resolve that the expenditure is required and warranted to enable the Canowindra Retirement Village proposal to progress.

30 Nov 2016 - 11:38 AM - Robyn Little
 Legal advice received. Presented at further meeting of CRVC on 30/11/16. COMPLETE
 22 Nov 2016 - 1:06 PM - Robyn Little
 Legal advice request 8/11/16

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Gary Brown	For Determination	DISABILITY INCLUSION ACTION PLAN
	Steve Harding		

MOTION (Davison/Durkin)

THAT Council continue to participate with Orange and Blayney councils in developing a regional Disability Inclusion Action Plan.

07 Dec 2016 - 3:56 PM - Gary Brown
 Meetings attended and surveys distributed - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Clive Cawthorne	For Determination	PROPOSED ROAD NAMING - BRYMEDURA LANE, MANILDRA

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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Michael Ryan			
<u>MOTION</u> (Davison/Durkin)			
THAT:			
<ol style="list-style-type: none"> 1. Council proceed with public consultation proposing to name the road as "Brymedura Lane"; and 2. Assuming no objections are received, Council proceeds with the naming of "Brymedura Lane" in accordance with Section 162 of the Roads Act, 1993. 			
08 Dec 2016 - 9:09 AM - Clive Cawthorne			
Signs ordered and will be erected on receipt of same			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Steve Harding Steve Harding	For Determination	DECEMBER AND JANUARY COUNCIL MEETINGS
<u>MOTION</u> (Nash/Davison)			
THAT:			
<ol style="list-style-type: none"> 1. Council hold its ordinary meeting for December 2016 on Tuesday 20 December; 2. Council not conduct an ordinary meeting in January 2017 due to the restricted timeframe available; and 3. An extraordinary meeting be conducted in January or February if necessary. 			
30 Nov 2016 - 11:37 AM - Robyn Little			
Staff advised of change of date of December meeting. NFA required COMPLETE			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Robyn Little Steve Harding	For Determination	INDUSTRY LED TOURISM BOARD
<u>MOTION</u> (MacSmith/Durkin)			
THAT Council's representative on the Industry Led Tourism Board be Cllr Davison.			
12 Dec 2016 - 10:12 AM - Robyn Little			
Orange City Council advised of Council's nominated representative. COMPLETE			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Robyn Little Steve Harding	For Determination	CUDAL COMMUNITY CHILDRENS CENTRE
MOTION (Walker/Dean)			
THAT Council:			
1. Enter into a peppercorn lease agreement for a nominal fee of \$1 per year with the Cudal Community Children's Centre for Lot 1 DP 1103344, 15 Main Street Cudal, and			
2. Affix the seal to the lease agreement between Council and the Cudal Community Children's Centre.			
12 Dec 2016 - 10:11 AM - Robyn Little Committee have been advised of council resolution. AM to finalise lease. COMPLETE			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Evan Webb Steve Harding	For Determination	ORANA HOUSE & FORMER COURT HOUSE CANOWINDRA
MOTION (Walker/Durkin)			
THAT Council hold a workshop on Tuesday 6 th of December to discuss the future use of Orana House and the Former Court House Canowindra.			
06 Dec 2016 - 3:31 PM - Jolene Pearson Councillor Workshop held on 6 December 2016 - COMPLETE			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Kristine Farrell Steve Harding	For Determination	LAND DEVELOPMENT
MOTION (Davison/Durkin)			
THAT Council cease to be involved in any future land developments and move the balance of the Land Development Reserve to a new reserve Village Enhancement to be available for projects throughout the shire.			
07 Dec 2016 - 2:01 PM - Evan Webb Action reassigned to Kristine Farrell by: Evan Webb 07 Dec 2016 - 2:01 PM - Evan Webb Action reassigned to Veronica Windus by: Evan Webb 07 Dec 2016 - 2:00 PM - Evan Webb Finance Department have set up new reserve - COMPLETE			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Evan Webb Steve Harding	For Determination	BORENORE COMMUNITY PROGRESS ASSOCIATION - REQUEST FOR FUNDS
MOTION (Davison/Walker)			
THAT Council assist the Borenore Community Progress Association by:			
<ol style="list-style-type: none"> 1. Writing off the interest free loan from 2014 for payment of insurance for the amount of \$3,155.16; 2. Allocating funds to cover the rates levied on the property for the last three years to the amount of \$1,492.03; and that 3. Council request the Borenore Community Progress Association to contact John Holland Rail to confirm that the lease has been relinquished prior to any write off or rates being paid; and 4. Resolve that the expenditure is required and warranted to enable the accounts to be finalised due to the lease being relinquished and no organisation available to pay the outstanding amounts. 			
06 Dec 2016 - 3:33 PM - Jolene Pearson			
Letter sent to BCPA requesting they provide confirmation that the lease has been relinquished.			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Gerard Aguila Steve Harding	For Determination	LONGS CORNER ESTATE - 4 BLUEBELL STREET CANOWINDRA - COVENANT VARIATION REQUEST
MOTION (Durkin/Nash)			
THAT Council refuse to vary the covenant to allow the use of a colour other than cream for boundary fencing on any lot in Longs Corner Estate, Canowindra.			
29 Nov 2016 - 9:51 AM - Gerard Aguila			
Council's solicitor advised of Council decision. COMPLETE			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Gary Brown Steve Harding	For Determination	REQUESTS FOR DONATIONS
MOTION (Walker/MacSmith)			
THAT Council donate:			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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1. \$300 to the Cudal Swimming Club to upgrade equipment for learn to swim classes and competitive swimming training; and
2. \$200 to the Cargo Public School P&C for their Christmas disco and BBQ.

07 Dec 2016 - 3:57 PM - Gary Brown

Donations made as resolved. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Gary Brown Steve Harding	For Determination	SCHOOL PRESENTATION DAYS

MOTION (Nash/Dean)

THAT Council:

1. Sponsor a \$50 prize for each primary and secondary school in Cabonne; and
2. Authorise councillors to attend school presentations if invited.

07 Dec 2016 - 3:58 PM - Gary Brown

Payments made and presentations organised COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Gary Brown Steve Harding	For Determination	PROPOSAL FOR AFTER SCHOOL CARE MANILDRA

MOTION (Dean/Nash)

THAT Council agree to be the applicant on the funding application for an after school care service at Manildra.

07 Dec 2016 - 3:59 PM - Gary Brown

Application lodged. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Denis O'Brien Michael Ryan	For Determination	EUGOWRA VOLUNTARY PURCHASE

MOTION (Walker/Davison)

THAT:

1. Council authorise the Acting General Manager to sign the Funding Agreement from OEH;

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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2. Council authorise Council's seal to be affixed to the contract of sale for the property; and
3. The property be classified as Operational Land.

06 Dec 2016 - 3:28 PM - Denis O'Brien

Liaising with solicitor re estimated legal costs

01 Dec 2016 - 10:59 AM - Denis O'Brien

Copy of signed funding agreement sent to OEH.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Denis O'Brien Michael Ryan	For Determination	DONATION OF FEES FOR CUDAL COMMUNITY HALL

MOTION (Durkin/Nash)

THAT Council donate fees of \$131 for use of the Cudal Community hall for the Starry Night Ball charity event.

06 Dec 2016 - 12:25 PM - Denis O'Brien

COMPLETE

06 Dec 2016 - 12:24 PM - Denis O'Brien

Letter being sent today advising that Council resolved to donate the hall fees as requested.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Heather Nicholls Heather Nicholls	For Determination	DEVELOPMENT APPLICATION 2016/0128 FOR PROPOSED OPEN CUT MINE (LIMESTONE MINE) AND ANCILLARY PROCESSING - PROPOSED LOTS 100 & 101 IN SUBDIVISION OF LOT 2 DP 590034, LOT 136 DP 664861 AND LOT 137 DP 652082, BEING LAND KNOWN AS 115 CANOMODINE LANE, ...

MOTION (Durkin/MacSmith)

THAT this matter be deferred until the December Council meeting and a site inspection be held on the 6th December.

07 Dec 2016 - 8:06 AM - Heather Nicholls

Noted. Item included in December business paper. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Brett Gilmour Heather Nicholls	For Determination	MODIFICATION OF DEVELOPMENT APPLICATION 2007/0138 - RURAL SUBDIVISION (7 LOTS) - LOT 245 DP 756890 & LOT 1 DP 591097, KANGAROOBIE ROAD, MARCH

MOTION (MacSmith/Walker)

THAT Council:

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

1. Delete condition 7 of development consent DA 2007/138 being a seven (7) lot rural subdivision located upon Lot 245 in DP 756890 and Lot 1 DP 591097, Kangarooie Road, March.
2. Undertake a 50:50 sharing of costs on the Smith Road upgrade between developer and Council.
3. Amend condition 28 to reflect Council's contribution to Smith Road.
4. Resolve that the expenditure is required and warranted because Smith Road is being used by the public and the condition raises health and safety issues.

07 Dec 2016 - 10:50 AM - Brett Gilmour
noted, Modified consent sent out to applicant
COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Heather Nicholls Heather Nicholls	For Determination	QUESTIONS FOR NEXT MEETING

MOTION (Nash/Dean)

THAT Council receive a report at the next Council workshop to be held at Canowindra in relation to Manildra Tip fires.

07 Dec 2016 - 8:07 AM - Heather Nicholls
Report provided to councillors December workshop
COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Steve Harding Steve Harding	For Determination	MATTERS OF URGENCY

MOTION (Nash/MacSmith)

THAT a letter be sent to new State Member for Orange regarding Council's concerns about the NSWLG media release relating to councillor election dates.

30 Nov 2016 - 11:36 AM - Robyn Little
letter sent to Mr Donato 30.11.16 COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Evan Webb Steve Harding	Confidential Items	70A GASKILL STREET, CANOWINDRA - PROPERTY DAMAGE

RECOMMENDATION (Nash/Davison)

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
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THAT:

1. Council waive the amount of three months' rent, being equivalent to \$1,320 due to flooding issues;
2. The tenant enter into a payment arrangement agreement with Council for the balance of the arrears that is suitable to both parties;
3. Should the tenant break this arrangement, Council take debt recovery action to recover the full amount outstanding and take the necessary action to evict the tenant from the premises; and
4. A further report be provided to Council.

08 Dec 2016 - 10:40 AM - Evan Webb

Contact made with tenant and arrangements made to recover debt. Tenant was made aware of council resolution. COMPLETE

07 Dec 2016 - 2:03 PM - Evan Webb

A/DFCS to contact tenant and confirm suitable arrangement.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Clive Cawthorne Michael Ryan	Confidential Items	TENDER - CONSULTANCY SERVICES FOR LONG POINT ROAD UPGRADE CROSSING OF THE MACQUARIE RIVER FEASIBILITY STUDY

RECOMMENDATION (Dean/MacSmith)

THAT Council engage GHD Pty Ltd to conduct the feasibility study for Long Point Road upgrade crossing of the Macquarie River to the value of \$72,820 including GST.

08 Dec 2016 - 9:09 AM - Clive Cawthorne

Documentation completed by Council, sent to GHD for signature and precommencement meeting

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Surendra Sapkota Michael Ryan	Confidential Items	CONTRACT 774368 - DESIGN DEVELOPMENT AND CONSTRUCTION OF AMMERDOWN (ORANGE) TO MOLONG CREEK DAM PIPELINE.

RECOMMENDATION (Walker/MacSmith)

THAT Council:

1. Accept the tender of Leed Engineering and Construction Pty Ltd. for the design, development and construction of Ammerdown (Orange) to Molong Creek Dam Pipeline at the tendered price of \$1,844,000 excluding GST;
2. Authorise the approval of any variations for the project provided they are contained within the overall approved budget; and

Outstanding Actions	Division:		Date From:
Action Sheets Report	Committee:	Ordinary Meeting	Date To:
	Officer:		Printed: Monday, 12 December 2016 12:06:10 PM

3. Authorise the signing and attachment of the Council Seal to the contract deed of agreement between Cabonne Council and Leed Engineering and Construction Pty Ltd.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Steve Harding Steve Harding	Confidential Items	LIMESTONE QUARRY
RECOMMENDATION (Dean/Walker)			
<p>THAT Council resolve to make application to the Minister under Section 354E of the Local Government Act to authorise the arrangements that have been negotiated with the employee as outlined in the report.</p> <p>29 Nov 2016 - 12:38 PM - Robyn Little</p> <p>Application made to Minister 22/11/16. COMPLETE</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Gerard Aguila Steve Harding	For Determination	CUDAL COMMUNITY CHILDRENS CENTRE
MOTION (Walker/Dean)			
<p>THAT Council:</p> <ol style="list-style-type: none"> 1. Enter into a peppercorn lease agreement for a nominal fee of \$1 per year with the Cudal Community Children's Centre for Lot 1 DP 1103344, 15 Main Street Cudal, and 2. Affix the seal to the lease agreement between Council and the Cudal Community Children's Centre. <p>09 Dec 2016 - 11:27 AM - Evan Webb</p> <p>With Council Solicitors Messenger & Messenger awaiting reply - IN PROGRESS</p>			
Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Victoria Priest Steve Harding	For Determination	CUDAL COMMUNITY CHILDRENS CENTRE
MOTION (Walker/Dean)			
<p>THAT Council:</p>			

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

1. Enter into a peppercorn lease agreement for a nominal fee of \$1 per year with the Cudal Community Children's Centre for Lot 1 DP 1103344, 15 Main Street Cudal, and

2. Affix the seal to the lease agreement between Council and the Cudal Community Children's Centre.

09 Dec 2016 - 12:10 PM - Victoria Priest

Awaiting Documents to apply seal

28 Nov 2016 - 5:14 PM - Gerard Aguila

AO re seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Victoria Priest Steve Harding	For Determination	EUGOWRA VOLUNTARY PURCHASE

MOTION (Walker/Davison)

THAT:

1. Council authorise the Acting General Manager to sign the Funding Agreement from OEH;
2. Council authorise Council's seal to be affixed to the contract of sale for the property; and
3. The property be classified as Operational Land.

09 Dec 2016 - 12:09 PM - Victoria Priest

Awaiting Documents to apply seal

29 Nov 2016 - 8:08 AM - Gerard Aguila

AO re seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Evan Webb Steve Harding	For Determination	DEVELOPMENT APPLICATION 2016/0128 FOR PROPOSED OPEN CUT MINE (LIMESTONE MINE) AND ANCILLARY PROCESSING - PROPOSED LOTS 100 & 101 IN SUBDIVISION OF LOT 2 DP 590034, LOT 136 DP 664861 AND LOT 137 DP 652082, BEING LAND KNOWN AS 115 CANOMODINE LANE, ...

MOTION (Durkin/MacSmith)

THAT this matter be deferred until the December Council meeting and a site inspection be held on the 6th December.

06 Dec 2016 - 3:33 PM - Jolene Pearson

Councillor Workshop held 6 December including site inspection - COMPLETE

Outstanding Actions	Division: Committee: Officer:	Ordinary Meeting	Date From: Date To:
Action Sheets Report			Printed: Monday, 12 December 2016 12:06:10 PM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2016	Victoria Priest Steve Harding	Confidential Items	CONTRACT 774368 - DESIGN DEVELOPMENT AND CONSTRUCTION OF AMMERDOWN (ORANGE) TO MOLONG CREEK DAM PIPELINE.
<u>RECOMMENDATION</u> (Walker/MacSmith)			
THAT Council:			
<ol style="list-style-type: none"> 1. Accept the tender of Leed Engineering and Construction Pty Ltd. for the design, development and construction of Ammerdown (Orange) to Molong Creek Dam Pipeline at the tendered price of \$1,844,000 excluding GST; 2. Authorise the approval of any variations for the project provided they are contained within the overall approved budget; and 3. Authorise the signing and attachment of the Council Seal to the contract deed of agreement between Cabonne Council and Leed Engineering and Construction Pty Ltd. 			
09 Dec 2016 - 12:09 PM - Victoria Priest			
Awaiting Documents to apply seal			
29 Nov 2016 - 8:13 AM - Gerard Aguila			
AO re seal			

Incomplete Resolutions - Summary

Risk	Totals	Month 1	Month 2	Month 3	Month 3+
Low	76	37	9	4	26
Medium	0		0	0	0
High	0				0

As at: 12 December 2016

Key:

Low Risk

Includes resolutions marked "Complete" pending the next Council meeting to be finalised; resolutions up to 2 months old with an initial comment; and resolutions not "Complete" (regardless of age), with initial and progress comments which are incomplete due to a legitimate reason.

Medium Risk

Includes resolutions not "Complete", up to 2 months old **without** a comment; and resolutions 3 months old with an initial comment but without a satisfactory or timely update.

High Risk

Includes resolutions not "Complete", with no initial comment 3+ months old; 3+ months old with initial comment but no update; and 3+ months old with initial comment and with updates but reason or legitimacy is "no or not known (to be shown as "No").



**Report from the Mayor attending the Centroc Board Meeting
24 November 2016
Parliament House Canberra**



I attended the Centroc Board meeting at Parliament House Canberra 24 November 2016. Meetings were also held the day before with several parties along with Centroc representatives.

Member for Calare, Mr Andrew Gee and his office staff assisted with organising the meeting in Parliament House. The Board thanked Mr Gee for his support.



The Board were fortunate to have the following Ministers and Federal Representatives address the Board.

- Mr Andrew Gee, Member for Calare
- The Hon Sussan Ley, Minister for Health and Aged Care
- The Hon Luke Hartsuyker, Assistant Minister to the Deputy Prime Minister.
- The Hon Darren Chester MP, Minister for Infrastructure and Transport
- Mr Mark Coulton, Member for Parkes
- The Hon Angus Taylor, Member for Hume and Assistant Minister for Cities and Digital Transformations
- The Hon Michael McCormack, Member for Riverina and Minister for Small Business
- Senator The Hon Fiona Nash, Minister for Regional Development, Minister for Regional Communications and Minister for Local Government and Territories



I provide the following report for Council's information, along with the meeting minutes.

Transport Infrastructure – Cr Bill West, Immediate Past Chair of Centroc updated the Board on the recent Strategic Roads Group meeting, where TfNSW and RMS spoke about the Bells Line of Road and the Corridor updates. The Board resolved to reaffirm the importance of the Corridor.

He also met with the Hon Duncan Gay, Minister for Roads, Maritime and Freight on the 7 November to discuss the Blayney Demondrille, securing the Corridor for the Bells Line, roads funding particularly for flood damaged roads and the closure of the Newell Highway.

All Ministers acknowledged the case for the high productivity link to Central NSW. The issue of day labour and the national disaster funding was also raised.





Water Security –Centroc lodged a submission on the draft framework on Microbial Health Based targets. This can be viewed on the website.

An update on the meeting held 17 November with Centroc, Lachlan Valley Water and Belubula Landholders was given to the Board. Further Media will be circulated regarding this in due course.

Further follow up with both State and Federal Ministers will be undertaken to seek clarification on water storage priorities.

Health – a milestone for a facebook page of 1000 likes was reached last month for the Beyond the Range Website, and the “did you know” posts are also working well.

A meeting for Weddin Shire Council to discuss funding for the Weddin Medical Hub was attended by the Chair and EO to support Mayor of Weddin Cr Leibich. The meeting was with Senator Nash, Member for Riverina, Michael McCormack, and Assistant Minister for Rural Health, David Gillespie.

Regional Development – A submission was lodged to the RDA independent review, showing the effectiveness of the RDA program.

The Chair of RDA Alan McCormack updated the Board and thanked the Board for their ongoing support and that the MOU between Centroc and RDACW is the only one that exists in Australia.



Minister for Regional Development the Hon Senator Fiona Nash on 23 November 2016 announced the release of guidelines for the new Building Better Regions Fund (BBRF). The BBRF will invest \$297.7 million over four years in infrastructure projects and community investments to create jobs, drive economic growth and build stronger regional communities into the future.

Minister Nash encouraged the group to apply.

Tourism - The Board resolved that members fund CNSWT for this financial year and support CNSWT while it seeks funding for transition arrangements.

Planning – A submission to the proposed JO boundaries was lodged, Centroc response was support for the boundaries. Hilltops and Upper Lachlan confirmed their intent to continue as operational members with the group.



Management Plan and Constitutional, Policy Review - Legal advice was sought for an amendment to the Constitution to enable administrators to be on the Centroc Executive. The Board resolved in this direction.

The Management Plan will continue incrementally with advice of tier one and two priorities until the Joint Organisation legislation becomes clear.

Operational – An example of the value for Centroc Regional Contracts was given on a recent Centroc contract for bulk fuel that Mid Western Regional Council calculated would save them \$155,000. Centroc operations continue to maintain savings for the Region.

- Over 6000 courses have been completed since the online training system began in 2012.
- There are 33 contracts that member councils have access to.
- \$3.6 million dollars worth of savings to September 2016 have been calculated since December 2009.

Opportunities for Central NSW will be maximized through a submission to the NSW Government on the draft Climate Change fund strategic Plan and the Draft Plan to save NSW Energy and Money.

Financial – the anticipated loss for 30 June 2017 is \$25,454 against a budgeted loss of \$697. This is due to Mid Western Regional Council no longer being a member. Centroc staff will endeavour to make up this loss.

AGM – Cr Bill West stepped down from Chair of Centroc, he thanked the Board for their support through his time as Chair.

Cr Gary Rush, Mayor of Bathurst Regional Council was elected to the position of the Chair of Centroc, and Cr John Medcalf was elected as Deputy Chair of Centroc.

As part of a new initiative, the Board nominated a delegate, who will each be responsible for priority Portfolios for 12 months

- Water (Cr Gary Rush);
- Health, (Cr John Medcalf);
- Regional Development, (Cr Bill West);
- Transport (Cr Ken Keith) and
- Planning (Cr John Davis).





I think you would agree the visit to Parliament house and the engagement with Federal Ministers was very successful this year, I look forward to the follow up with the Ministers on the connectivity from Central NSW to Sydney.

There is a lot of valuable regional collaborative activity going on and Centroc members should be congratulated for their ongoing ability to work together for better outcomes for the region.

I commend this report to you for noting.

Recommendation/s
That the Mayoral Report from the Centroc Board Meeting 24 November 2016 at Parliament House be noted.



**Confirmation of the Minutes of the Board Meeting 24 November 2016 held in Parliament House
Canberra**

Board Members in bold

Cr G Rush	Bathurst Regional Council	Mr G Wallace (Acting)	Oberon Council
Mr D Sherley	Bathurst Regional Council	Mr G Styles	Orange City Council
Cr S Ferguson	Blayney Shire Council	Cr K Keith	Parkes Shire Council
Ms R Ryan	Blayney Shire Council		
Cr I Gosper	Cabonne Council	Cr B McCormack	Upper Lachlan Shire
Mr S Harding (Acting)	Cabonne Council	Mr J Bell	Upper Lachlan Shire
Cr D Somerville	Central Tablelands Water	Cr M Liebich	Weddin Shire Council
Mr G Rhodes	Central Tablelands Water	Mr G Carroll	Weddin Shire Council
Cr B West	Cowra Council	Mr Andrew Gee	Member for Calare
Mr P Devery	Cowra Council	Mr Mark Coulton	Member for Parkes
Cr G Miller	Forbes Shire Council	Mr Michael McCormack	Member for Riverina
Mr D Green	Forbes Shire Council	Mr Angus Taylor	Member for Hume
Ms W Tuckerman	Hilltops Council	Ms A Morgan	Dept Premier & Cabinet
Mr A McMahon	Hilltops Council	Mr A McCormack	RDACW
Cr J Medcalf	Lachlan Shire Council	Mr P Mc Millan	RDACW
Mr R Hunt	Lachlan Shire Council	Ms J Bennett	Centroc
Cr S Lesslie	Lithgow City Council	Ms M Macpherson	Centroc
Mr A Muir (Acting)	Lithgow City Council	Ms A Thomas	Centroc
Cr K Sajowitz	Oberon Council	Ms V Page	Centroc

Andrew Gee, Member for Calare- Opened the day at 8.57am

The Hon Sussan Ley, Minister for Health and Aged Care arrived at 9.04am departed at 9.26am

The Hon Luke Hartsuyker, Assistant Minister to the Deputy Prime Minister, arrived 9.20am
departed at 9.50am

The Hon Darren Chester MP, Minister for Infrastructure and Transport arrived 9.50am departed at
10.10am

Mark Coulton, Member for Parkes arrived 10.10am departed 10.25am

The Hon Angus Taylor, Member for Hume, Assistant Minister for Cities and Digital Transformations
arrived 10.30am departed at 10.45am

1. Meeting opened at 10.55am by Chair Cr B West

Ms Alison Morgan – DPC left room

2. Apologies
Cr J Davis, Mr K Boyd

Resolved	Cr J Medcalf/CR I Gosper
That the apologies for the Centroc Board meeting 24 November 2016 listed above be accepted.	

3. Minutes**3a Noting of the Minutes of the GMAC Meeting 27 October 2016**

Resolved	Cr K Keith/Cr J Medcalf
That the Minutes of the Centroc GMAC Meeting 27 October 2016 held in Orange be noted.	

3b Confirmation of the Minutes of the Board Meeting 25 August 2016

Resolved	C K Keith/Cr J Medcalf
That the Minutes of the Centroc Board Meeting 25 August 2016 held in Cowra be confirmed.	

3c Noting of the Centroc Executive meeting 27 October 2016 at Orange

Resolved	Cr G Miller/Cr K Keith
That the Minutes of the Centroc Executive meeting 27 October 2016 at Orange be noted.	

4. Business Arising from the Minutes – Matters in Progress

Resolved	Mr G Styles/Cr S Ferguson
That the Board note the Matters in Progress, making deletions as suggested.	

5. Correspondence**5a Correspondence In**

Resolved	Cr M Liebich/Cr B McCormack
That the Board note the incoming correspondence.	

5b Correspondence Out

Resolved	Cr G Miller/Cr K Keith
That the Board note the outgoing correspondence.	

Meeting adjourned 11:09

The Hon Michael McCormack, Member for Riverina, Minister for Small Business arrived 11.09am
departed at 11.40am

Alison Morgan DPC entered room again 11.40am

Meeting resumed 11:44

6. Reports**6a Transport Infrastructure including Bells Line of Road**

Resolved	Cr S Lesslie/Mr G Styles
That the Board note the Transport Infrastructure report and commends to the Board it	
<ol style="list-style-type: none"> 1. endorse the terms of reference for The Strategic Regional Roads Group; 2. under the auspices of the Executive, develop an advocacy position to improve outcomes for members from a review of the roads funding framework; 3. note the recommendation from the Roads Technical Committee on Road/Rail interface agreements and adopt the approach suggested by this group as follows: <ol style="list-style-type: none"> a. Noting the importance of privilege, the advice from Marsdens on road rail interface agreements is received and commended to members; b. Marsdens is requested to provide a cover letter and generic contract for members to use when negotiating on road rail interfaces agreements; 	

- c. Members are recommended to use these letters and contracts and cc advice to the regulator;
 - d. Centroc to check with other ROCs on any activity in this regard and provide advice that we have concerns and are in negotiation;
 - e. Undertake any face to face negotiation collectively; and
 - f. Progress this approach through GMAC and the Executive.
4. Reaffirm the importance of corridor sequestration for a future link between Central NSW and Sydney along the Bells Line alignment.

6b Water Infrastructure Report

Resolved	Cr D Somerville/Cr I Gosper
That the Board note the Water Infrastructure Report	
<ol style="list-style-type: none"> 1. endorse the response to the Public consultation on draft Framework on Microbial Health Based Targets; and 2. Seek clarification on NSW water storage priorities' alignment with Federal priorities. 	

6c Health Report

Resolved	Cr K Keith/Cr M Liebich
That the Board note the Health report and	
<ol style="list-style-type: none"> 1. send a letter of thanks to the Hon M McCormack, the Hon F Nash and the Hon D Gillespie for their advice to Weddin as they seek funding for a medical hub; 2. send an offer of assistance to the Hon Sarah Mitchell as she co-ordinates a meeting to scope the development of modelling that shows the social and economic effects of doctors leaving towns; and 3. express concern regarding the scarcity of procedural General Practitioners in the region and continue to advocate to State and Federal representatives in this regard. 	

6d.i Regional Development

Resolved	Mr G Styles/Cr K Keith
That the Board note the Regional Development and	
<ol style="list-style-type: none"> 1. provide advice on any follow-up actions it should undertake; 2. endorse the submission on Regional Development Australia; and 3. receive a report on non-infrastructure priorities identified within Centroc and member programming. 	

Chairman of RDACW – Mr Alan McCormack thanked the Board for their support and updated the Board on the review of the MOU between the two organisations noting it is the only one to exist in Australia.

6d.ii Regional Development Report

Resolved	Cr K Keith/Mr G Styles
The Centroc Board note the information detailed and;	
<ol style="list-style-type: none"> 1. provided advice to DPC that the concept of workshops to support a collaborative approach to the development of Community Strategic Plans is supported noting the need for elected representatives to be included; and 2. Three key themes relevant to most member Councils are <ol style="list-style-type: none"> a. Health b. Education c. Transport d. A possible fourth is law and order 	

Lachlan - Cr Medcalf and Mr Hunt entered room again at 11.59pm

Mr A McMahon left meeting at 12.12pm

6e Tourism Report

Resolved	Mr G Styles/Ms W Tuckerman
That the Board commend to members they fund CNSWT for this financial year and through the Executive support CNSWT as it seeks State funding for transition arrangements	

6f Planning Report

Resolved	Mr P Devery/Mr G Styles
That the Board note the Planning Report and	
<ol style="list-style-type: none"> 1. approve the Advocacy Plan for Planning; and 2. endorse the submission on Joint Organisation Boundaries. 	

6g Management Plan, Constitution and Policy Report

Resolved	Cr K Keith/Mr D Sherley
That the Board note the Management Plan, Constitution and Policy Report and	
<ol style="list-style-type: none"> 1. Amend the Centroc Constitution to include the following addition: 	
<p><i>5.12 Administrators</i></p> <p><i>In the event that an Administrator is appointed to a member Council for the purpose of council amalgamation and the amalgamated council is recognised as a member of the organisation then the Administrator of that Council shall represent the Council in the position of Mayor or elected delegate or elected member as is variously described in this Constitution. The Administrator may be appointed to and to hold any position within the organisation which the Mayor or elected member or elected delegate would have been able to hold and to exercise all voting rights that would have been available to the elected members of that Council appointed as delegates to the organisation.</i></p> <p><i>For the sake of certainty:-</i></p> <ol style="list-style-type: none"> <i>a) The administrator is to be accorded the rights and entitlements as though the Mayor of the Member Council;</i> <i>b) The administrator shall have the right to vote as though they are an elected member appointed as a delegate of the member Council;</i> <i>c) Despite clause 3.3 the administrator is not disqualified from appointment as the Chairperson or other member of the executive of the organisation as a consequence of not being an elected member of a Member Council;</i> <ol style="list-style-type: none"> 2. until Joint Organisation Legislation becomes clear, an incremental approach to the Management Plan continue with advice on tier one and tier two priorities; and 3. accordingly the Board receive a Management Plan Report in February. 	

6h Operational Report

Resolved	Mr R Hunt/Cr J Medcalf
That the Board note the Operational Report and lodge a submission to the NSW Government on the Draft Climate Change Fund Strategic Plan and the Draft Plan to Save NSW Energy and Money with a view to maximizing opportunities for Central NSW.	

6i Financial report

Resolved	Mr P Devery/Cr K Keith
That the Board note the Financial Report	

7. Matters Raised by Members

The Chair raised the issue of FAGS. This will be included in the next Board agenda.

Resolved	Cr K Keith/ Mr G Styles
That a letter be sent to Member for Calare, Mr Andrew Gee thanking him for his support and his office organising today.	

8. Speakers to the next meeting**Board:**

PHN- Andrew Harvey – February 2017

GMAC:

NSW Data Analytics - Dr Ian Oppermann CEO and Chief Data Scientist

9. Next Meetings

To be determined at the AGM

Meeting closed at 12.30pm

Senator The Hon Fiona Nash - Minister for Regional Development, Minister for Regional Communications and Minister for Local Government and Territories arrived at 12.35pm departed at 1.00pm

Page 5 is the last page of the Centroc Board Minutes 24 November 2016

Minutes of AGM Thursday 24 November 2016 held in Canberra Parliament House

Delegates in Bold

Cr G Rush	Bathurst Regional Council	Mr G Wallace (Acting)	Oberon Council
Mr D Sherley	Bathurst Regional Council	Mr G Styles	Orange City Council
Cr S Ferguson	Blayney Shire Council	Cr K Keith	Parkes Shire Council
Ms R Ryan	Blayney Shire Council	Cr B McCormack	Upper Lachlan Shire
Cr I Gosper	Cabonne Council	Mr J Bell	Upper Lachlan Shire
Mr S Harding (Acting)	Cabonne Council	Cr M Liebich	Weddin Shire Council
Cr D Somervaille	Central Tablelands Water	Cr P Best	Weddin Shire Council
Mr G Rhodes	Central Tablelands Water	Mr Andrew Gee	Member for Calare
Cr B West	Cowra Council	Mr Mark Coulton	Member for Parkes
Mr P Devery	Cowra Council	Mr Michael McCormack	Member for Riverina
Cr G Miller	Forbes Shire Council	Mr Angus Taylor	Member for Hume
Mr D Green	Forbes Shire Council	Ms A Morgan	Dept Premier & Cabinet
Ms W Tuckerman	Hilltops Council	Mr A McCormack	RDACW
Cr J Medcalf	Lachlan Shire Council	Mr P Mc Millan	RDACW
Mr R Hunt	Lachlan Shire Council	Ms J Bennett	Centroc
Cr S Lesslie	Lithgow City Council	Ms M Macpherson	Centroc
Mr A Muir (Acting)	Lithgow City Council	Ms A Thomas	Centroc
Cr K Sajowitz	Oberon Council	Ms V Page	Centroc

1 Meeting opened at 1.15pm Chaired by Cr B West**2 Apologies**

Cr J Davis, Mr K Boyd, Mr A McMahon

Resolved	Mr D Sherley/Cr J Medcalf
That the apologies for the Centroc AGM meeting 24 November listed above be accepted.	

3 Minutes**Ratification of the Minutes of the AGM 26 November 2015**

Resolved	Mr D Sherley/Mr J Bell
That the Minutes of the AGM 26 November 2015 be confirmed.	

4 Chairperson's Report – Presentation of the Annual Report

Resolved	Cr G Rush/Mr D Green
That the Annual Report be received and accepted with copies sent to member Councils for circulation to all Councillors in the region	

5 Election of new Executive

- Cr B West stepped down from Chair.
- Mr A McCormack became returning Officer.
- Cr Gary Rush was elected as Chair unopposed.
- Cr John Medcalf was elected as Deputy Chair unopposed.

Resolved	Mr G Styles/Cr K Keith
That the Centroc Board confirms that Cr S Lesslie, Cr K Keith, Cr Davis being the Mayors from Lithgow City	

Council, Parkes Shire Council and Orange City Council as the ordinary members of the Centroc Executive.

The Centroc Board welcomes the balance of the Executive:

- Cr Bill West (Cowra) as immediate past chair
- Cr G Miller and Mr D Green (Forbes) as Centroc Treasurer
- Mr D Sherley (Bathurst) as Secretary and Chair of GMAC
- Messers – Hunt (Lachlan), Devery (Cowra), Boyd, (Parkes) and Styles (Orange) forming the balance of the Executive.

Cr G Rush Assumed Chair

6 Election of Centroc Delegates

Resolved
1. Cr B West, Cr K Keith, Cr G Rush, Cr S Lesslie, Cr G Miller are the delegates for the Blue Mountains Expressway Group Cr B West/ Cr K Keith
2. Cr S Ferguson will represent Centroc on the Western Region Academy of Sport Mr G Styles/Cr B West
3. Sally Hall and Charmaine Bennett will represent Centroc on the, NSW Council Safe Advisory Network Mr G Styles/Mr D Sherley
4. Cr B West, Cr K Keith, Cr S Lesslie, Cr G Miller is the representative for the Regional Strategic Roads Group Mr D Sherley/Cr J Medcalf
5. Cr G Rush is the representative for The Western Mining Taskforce Cr B West/Mr D Sherley
6. Cr G Rush is the representative for The Outer Sydney Orbital and Castlereagh Connection Corridor Steering Committee Cr B West/Mr G Styles

6a External bodies and portfolio Mayors

Resolved	Cr B West/Mr G Styles
That, from the floor, the Board determine delegates to external bodies and portfolio Mayors For 12 Months.	
Transport - Cr Ken Keith	
Water – Cr Gary Rush	
Health - Cr John Medcalf	
Regional Development - Cr Bill West and	
Planning – Cr John Davis	

7 Appointment of Auditor

Resolved	Mr D Green/Cr S Ferguson
That Crowe Horwath be appointed as the Auditor for Centroc	

8 Constitutional Review

Resolved	Mr G Styles/Mr D Sherley
That the Board note the Constitution and that update advice will be provided during the Joint Organisation reform period.	

9 Policy review

Resolved	Mr D Sherley/Cr K Keith
That the Centroc Policy Manual be adopted and the balance of the report be noted, with amendment to wording, page 44 under the heading of Responsibility - Staff and Board Members, the wording be changed from "directs" to "informs" when referring to Board members.	

10 Presentation of the Statement of Finances

Resolved	Cr B West/ Mr G Styles
That the Statement of Finances for Centroc be adopted.	

11 Meeting Dates for 2017

Resolved

Cr J Medcalf/Cr I Gosper

That the Centroc Meeting dates for 2017 be

Board	Meeting of	Time	Host
Thursday 23 February	Board	9:30 for 10am	Forbes
Thursday 25 May	Board	9:30 for 10am	Hilltops/State Parliament
Thursday 24 August	Board	9:30 for 10am	Lachlan/Federal Parliament
Thursday 23 November	Board	9:30 for 10am	Lithgow

Executive	Meeting of	Time	Host
Thursday 9 February	Executive	8.30 - 10am	Orange
Thursday 4 May	Executive	8.30 - 10am	Orange
Thursday 27 July	Executive	8.30 - 10am	Orange
Thursday 26 October	Executive	8.30 - 10am	Orange

GMAC	Meeting of	Time	Host
Thursday 9 February	GMAC	9:30 for 10am -12:30	Orange
Thursday 4 May	GMAC	9:30 for 10am -12:30	Orange
Thursday 27 July	GMAC	9:30 for 10am -12:30	Orange
Thursday 26 October	GMAC	9:30 for 10am -12:30	Orange

12 Other Business

Resolved	Cr S Lesslie/ Cr J Medcalf
To record the appreciation for Mr Roger Bailey for his work at Lithgow City Council and Centroc.	

Meeting closed at 1.30pm

Page 3 is the last page of the Centroc AGM minutes 24 November 2016 held in Parliament House



WBC EXECUTIVE MANAGER'S REPORT –December 2016 Council meeting

Update of Policies and Procedures: (Central Tablelands Water)

I currently finalising work with the Director Finances and Corporate Services to develop a Business Continuity Plan as well as identifying funding/grant opportunities.

Blayney:

I am finalising some work with the Risk Officer to complete a **new risk register**. I continue to work with the General Manager and others on merger preparation plans. I participated in the **Change Readiness** workshops recently with Orange, Blayney and Cabonne staff.

I have assisted with some interviews for positions at Blayney.

Cabonne:

Cabonne joined the industry **operational effectiveness survey** for the first time this year and I was asked to coordinate the response. This will provide Council with some valuable data on service levels comparable to other councils in NSW. This was completed through October/November.

I have provided **change readiness workshops** for staff and also Council and detailed information for the **Consultative Committee** to ensure they understand their role in a potential merger situation.

The Acting GM has asked me to facilitate and coordinate a project team to **oversee the actions from a risk and safety audit completed on the swimming pools**.

Other:

I have been a mentor in the LG Professionals Mentoring Program this year and had the privilege of attending their graduation ceremony in Sydney on 1 December (along with the GM Blayney, Director

WBC Executive Manager report to Councils December 2016

Infrastructure Services Blayney and IT Manager Blayney) . The following day I attended the Hot Topics workshop held by LG Professionals.

In September I completed the **Leadership in Local Government** Unit of the Masters of Local Government from UTS. This was a wonderful opportunity as part of my ongoing professional development.

2016 Annual Report:

Attached to my report is the 2016 Annual Report for the WBC Alliance. It has been a year of change for the Alliance and despite the uncertain environment we have been in I'm pleased to advise that there has been \$463 310 of savings and efficiencies achieved for the member councils for the year. This takes the overall savings of the Alliance to \$6 797 259.

Depending on the future and the outcome of the merger decisions the General Managers and I will need to develop a new operational plan for the Alliance for 2017 in the event that a decision is further delayed or if the decision is not to merge.

Christmas Wishes:

As this is my last report for 2016 I would like to wish the Councillors and your families a safe and happy Christmas. I feel privileged to work for your Councils and I look forward to 2017 and whatever that may bring.



WBC Executive Manager report to Councils December 2016



2016 ANNUAL REPORT

WBC STRATEGIC ALLIANCE

Representing the Councils of Blayney, Cabonne and Central Tablelands Water



Introduction

It is with pride that I present my 8th Annual Report for the WBC Strategic Alliance in my role as Executive Manager. Every year when it comes time to compile the Annual Report I re-read the 13 previous years reports and I am always reminded of the many great achievements that have been achieved for the member Councils – Blayney, Cabonne and Central Tablelands Water and for 12 of those years, Wellington Council.

It has been a year of change for the Alliance with Wellington Council withdrawing as a member in late 2015 with their impending merger with Dubbo City Council which eventuated in May 2016. Wellington had been a great contributor and supporter of the Alliance.

For the remaining member Councils, the operation of the Alliance has shifted slightly with my time being spent providing an internal consultancy service to the individual members based on their needs, with less joint projects or initiatives occurring this year. This reflects the year of uncertainty around potential mergers between Blayney, Cabonne and Orange.

Despite this we have had another successful year achieving \$463 310 in savings and efficiencies for the year taking the overall savings since the Alliance commenced operations in 2003 to \$6 797 259. The staff from all the councils continue to benefit from the connections they have with their colleagues in the other councils and the level of cooperation and collaboration – the most important ingredient to our success – remains high.

I would like to thank the General Managers – Rebecca Ryan- Blayney, Gavin Rhodes – CTW and Andrew Hopkins - Cabonne (who has now taken up the GM role at Uralla Council), and Stephen Harding (Acting GM – Cabonne) for their direction and leadership. I am fortunate in my role to work directly for the leadership teams of the councils and be involved in conversations and activities that improve the direction and service delivery of the councils. The Directors from each council have also been great supporters of the Alliance and my role.

In my report last year, I opened with the statement “may you live in interesting times”. I hope that there is an outcome soon on the future of the member councils and therefore the Alliance. Should the merger proceed the Alliance will be dissolved the day of proclamation. I look forward to what 2017 will bring, and hope that I have the opportunity to continue working for such a valuable industry such as local government

Donna Galvin

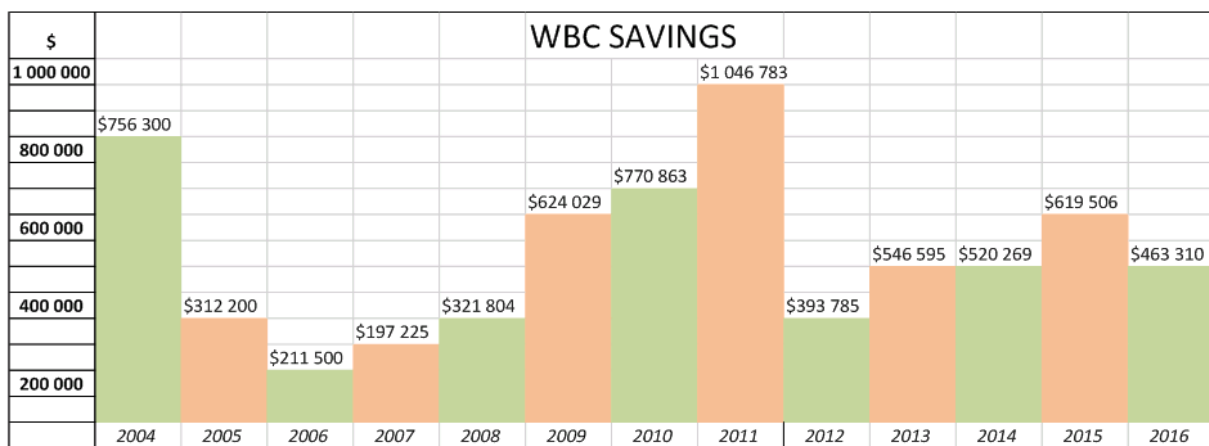
WBC Executive Manager

5th December 2016.

WBC Alliance Annual Report 2016

Alliance Savings 2016

Description	\$	
Joint Engagement IAB for Internal Audit	12,727	Recurrent (based on original savings increased by 3.5% each year where the saving is still being achieved)
Joint payment Sharefile site	4,270	
Return airfares Perth for IT conference	3,000	Covered by the IT provider as part of the original joint purchase of system
Goods and Service Joint Tender	20,353	
Joint Tender Reseal	278,266	Recurrent (savings per year for 3 y ears)
Asbestos Management Plan EOI	4,694	Discount offered for joint engagement of same provider
Sewer Relining Tender – (administration savings)	20,500	Based on market cost such using external provider such as LG Procurement
Traffic Control joint Tender (Blayney and Cabonne) (administration savings)	20,500	
Goods and Services Tender (administration savings)	20,500	
Joint delivery of Fire Warden training	1,500	Savings on travel and accommodation of provider
Joint delivery of training for Asset Finda system	3,000	
Joint development of System Management Plan for RMS	15,000	Based on the market cost of engaging an external consultancy
Delivery of change management and resume writing workshops by WBCem (Cabonne)	9,000	
Internal development of Business Continuity Plan Blayney and CTW (developed by WBCem)	40,000	
Development Procedures Manual and Resolutions Register (CTW)	10,000	
Annual Total (\$'s)	\$463,310	Yearly total
Accumulated Total (\$'s)	\$6,797,259	From 2003-16



WBC Alliance Annual Report 2016

				ACCUMULATED SAVINGS											
\$7 M											\$5 714 443	\$6 333 949	\$6 797 259		
\$6 M								\$4 647 579	\$5 194 174						
\$5 M							\$4 258 794								
\$4 M						\$3 212 011									
\$3 M				\$1 447 225	\$1 803 619										
\$2 M	\$756 300	\$1 068 500	\$1 280 000												
\$1 M															
	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016			

13 Years of Achievements:

- overall savings and efficiencies totaling \$6 797 259
- this is an average of \$523 000 per year
- completed over 65 joint projects across nearly all areas of Council business including Asset Management, Corporate systems and technology, Internal audit and risk management, Integrated Planning and Reporting, tenders and joint procurement, business continuity planning, WHS, records management, joint DA Kit, Engineering Guidelines, shared positions, fleet management, shared services frameworks etc
- Largest project was in 2010 – 11 – joint tender, purchase and implementation of IT Corporate system achieving \$469,766 in savings and efficiencies
- Joint tenders and purchases have resulted in over \$1.1 million savings
- Won over \$774,000 in external funding across activities including training, shared services, planning reform, climate change, after school care, Integrated Water Cycle Management and more
- Recipient of 8 awards celebrating excellence and innovation including winning the national Awards for Excellence in Local Government in 2003 and runner up in the same award in 2009
- 12 different General Managers have led the four councils over that time with 26 individual Mayors, Deputy Mayors and Chairmen

WBC Alliance Annual Report 2016

**MINUTES OF THE SMALL TOWNS DEVELOPMENT COMMITTEE MEETING HELD
AT THE MOLONG COUNCIL CHAMBERS ON TUESDAY 6 DECEMBER 2016
COMMENCING AT 7PM**

Present: Don Bruce (Cumnock), Marion Gosper (Cudal), Kerry Connelly (Molong), Dale Jones (Cabonne Council Acting Economic Development Manager)

Apologies: Alf Cantrell (Yeoval), Glenda Gibson (Manildra), Lindy Crossley (Mullion Creek)

ITEM 1 CALL FOR AN ACTING CHAIRPERSON

Motion:

That Don Bruce chairs the meeting.

Moved: K Connelly **Second:** D. Jones **Carried**

ITEM 2 WELCOME

D Bruce welcomed all to the meeting.

ITEM 3 APOLOGIES

Motion:

That the apologies be accepted.

Moved: M Gosper **Second:** K Connelly **Carried**

ITEM 4 MINUTES

M Gosper said her Cudal report in the minutes of the meeting on 13 September 2016 mistakenly mentioned David Grant as providing assistance with the production of Cudal News when it should have been David Kidd.

Motion:

That this item of the minutes of the meeting dated 13 September 2016 be corrected and that the remainder are confirmed as being true and correct.

Moved: D Jones **Second:** D Bruce **Carried**

ITEM 5 MATTERS ARISING

Nil

ITEM 6 CORRESPONDENCE

Nil

ITEM 7 GENERAL BUSINESS

The committee congratulated Cabonne Council on the success of its recent Discover The Riches tourism campaign promoting the villages of Cabonne and suggested that should Cabonne Council continue as a stand-alone council in the future that it consider running another Discover The Riches television advertising campaign.

Delegates said there appeared a larger number of visitors in the villages during the six weeks of the campaign, with many coming from Orange and other central West centres.

The committee congratulated Marion Gosper, from Cudal, Glenda Gibson, from Manildra, and Jenny Middleton, from Canowindra, on being included in the NSW Government's Hidden Treasures Honour Roll for 2016 which recognises the efforts of women volunteers in rural communities.

It was reported that Kerrie Christie was stepping down after 30 years as the voluntary editor of Cumnock Progress Review newspaper. Val McKenzie will take on the role.

After 14 years, Marion Gosper has retired from producing the Cudal News, with David Kidd stepping into the position from next year.

The committee congratulated and thanked Kerrie Christie and Marion Gosper for doing an outstanding job in producing their local newspapers over many years and wished their replacements all the best.

The committee congratulated the Daroo Business Awards Committee and Cumnock community for conducting a highly successful presentation dinner at Cumnock Showground on 4 November 2016. All the feedback from various communities throughout Cabonne indicated this was the best Darooos in the 17-year history of the event.

7.1 EDM ACTIVITIES UPDATE

Projects and Programs

Cabonne Country Tourism Advisory Committee (CCTAC)

TP Action 1.2.2

Next CCTAC meeting is scheduled to be held on Tuesday 13 December 2016

What's On In Cabonne Newsletter

TP Action 2.1.1, 3.1.2

The Cabonne 'What's On' Newsletter promoted 21 events and activities in November 2016. The main events included Jayes Gallery Classic Music Night and Art Exhibition, various markets, Molong Salvation Toy Run and Amusu Theatre film screenings.

The newsletter is distributed via email to regional Visitors Centres, Cabonne tourism operators, accommodation providers, schools, progress associations, community groups and regional and local media. It is also posted on the Cabonne Council and

Cabonne Country websites and Facebook pages, with 350 hard copies distributed throughout the shire.

Caravanning Industry Support

Cabonne Council received a request from Yeoval Progress Association for the installation of a dump point at the Yeoval Showground to cater for caravan overnight stays. An application for a subsidy through the Campervan Motorhome Club of Australia (CMCA) has been approved.

Cabonne Country Website

TP Action 3.1.2, 3.4.2, 3.5.2

Statistics collected from the Cabonne Country website indicate the following tourism trends:

Month	Activity	2013	2014	2015	2016
January	Visits	Statistic	6,121	8,971	10,457
	Hits	now not available	Statistic now not available	83,274	123,475
February	Visits	Statistic	5,146	7,813	7846
	Hits	now not available	59826	88,736	73,042
March	Visits	Statistic	6,269	7,937	6,259
	Hits	now not available	95,799	80,202	113,645
April	Visits	Statistic	7,482	8,313	7,132
	Hits	now not available	94,981	88,480	100,572
May	Visits	5,297	7,547	7,293	6,567
	Hits	60,107	97,692	91,554	105,668
June	Visits	5,101	9,809	6,757	7,966
	Hits	45,229	110,648	96,266	133,625
July	Visits	6,768	19,889	7,489	8,007
	Hits	52,442	73,814	109,530	190,403
August	Visits	2,804	17,534	7,889	7,687
	Hits	79,532	104,150	129,623	229,557
September	Visits	5,987	14,010	7,024	7,816
	Hits	74,746	90,361	84,260	178,115
October	Visits	6,241	10,900	7,933	9,554
	Hits	81,869	69,518	139,823	371,346
November	Visits	5,764	9,812	7887	
	Hits	70,612	103,591	124,306	

December	Visits	5,950	10,015	7,211	
	Hits	69,626	96,778	109,865	
	Total Visits	43,912	124,534	92,517	71,604
	Total Hits	534,163	997,158	1,137,183	1,514,542

Page views jumped from 79,211 in May to 108,326 in June, 168,435 in July and 205,084 in August and with 155,457 page views in September with 315,741 page views in October.

Advertising / Magazines

TP Action 3.1.2

Editorial and or advertisements were placed in the following printed media:

- a. Discover Central NSW Magazine
- b. IMAG on the webpage
- c. The Wanderer Magazine
- d. Daroo Business Awards

Central NSW Tourism

TP Action 5.2.2

Central NSW Tourism Executive Officer Lisa Ditchfield is keeping Tourism Managers across the central west informed regularly of ongoing developments, tourism issues and promotional opportunities/initiatives.

Community Group Development

EDS Objective 9.4

The ED&T Team has administered the following enquires and/or met with:

- Age of Fishes Museum – ongoing support.
- Cycling NSW - NSW Masters Championships Road race April
- Bicycle Network – March 2017
- Central NSW Tourism
- Brand Orange
- Campervan & Motorhome Club of Australia –RV Friendly Towns
- Canowindra Arts Group
- Cudal Show Ground ongoing support
- Pinnacle Dragon Boats Association
- Canowindra RSL Sub- Branch

Business Inquiries & Development

EDS Objective 10.7, 9.2

Council has administered the following enquires and/or met with:

- a. Brand Orange
- b. CENTROC
- c. Orange City Council
- d. Blayney Council
- e. Adloyalty
- f. Orange Wine Region

- g. BEC Orange
- h. Business Chamber - Canowindra
- i. Caravanning & Motorhome Association
- j. Age of Fishes Museum
- k. Yeoval Progress Association
- l. Central NSW Tourism
- m. Leukaemia Foundation
- n. Orange Tri-Athlete Association

Discover the Riches Villages Marketing Campaign

Council received a request from Orange City Council to play the Discover the Riches Villages marketing campaign video in the new Regional Visitor Information Centre (VIC). The aim is to play the video to visitors to the area to continue the promotion and awareness of our various villages.

Daroo Business Awards

Daroo Business Awards Gala Dinner was held on Friday 4 November 2016. The well attended successful event was capably coordinated by Cumnock Progress Association.

The guest speaker, NSW Small Business Commissioner, Robyn Hobbs OAM delivered an informative account of her role, responsibilities and how the organisation supports NSW small businesses.

The Employee of the Year category was awarded to Cabonne Council's Audrey Meehan and The Apprentice/Trainee of the Year was Danielle Dugmore, from Molong Early Learning Centre.

7.3 ROUND THE TABLE

CUDAL – Marion Gosper

- Cudal Tennis Club is very strong – had a very successful kids coaching clinic
- Cudal Swimming Club is also ready for the new season
- Milo Cricket for the young ones is also very popular
- Cudal held a very successful Debutante Ball in November. Seven debs and their partners were presented to Cabonne Mayor Ian Gosper. They raised money for the Cancer Council and the total stands just over \$2500
- The Cudal Children's Centre raised a whopping \$17,744 at their recent fundraiser Cudal Carnival. All of the funds will go towards the renovation and expansion of the Centre, enabling them to meet the growing demand for high quality education and care in the Cudal district
- The Cudal Community Christmas Carols will be held on the park land next door to Corden's Store on Sunday 18 December at 7.30pm
- The Cabonne Food Wine and Cultural Centre have had another profitable and efficacious year. They applied for a grant to restore the Memorial Gates, but were not successful so the CFW&CC are going to fund the restoration work. Additional names will be added and errors corrected. Marble for the work is coming from Italy and the cost of the project should be \$6800. It is hoped the project will be finished for Anzac Day 2017.

- The park where the gates are situated has recently been named “Landauer Park” after the family who donated the ground for the park. We hope the council will soon correct the misspelling of Landauer.
- Marion Gosper has retired from producing the Cudal News after 14 years. David Kidd will doing the news next year.

Molong – Kerry Connelly

- Christmas Tree Celebrations last Sunday went well, good numbers
- Salvation Army and Local Bike Group carried out the Toy Run last Saturday week and made approximately \$1100 from raffles and barbecue. This will go towards hampers for Molong, Manildra, Cumnock & Yeoval – 35 children and teenagers within our small villages will be the deserved recipients of the toys and gifts donated on the day
- The Salvos are also doing pamper packs for ladies for a number of ladies in the villages
- Christmas Carols on the Green Friday 9th December. Sausage sizzle to start off at 6.30pm
- Molong Express running a competition for the best decorated mailbox, shop window and home display
- A Community Assistance Program grant of \$5000 from Cabonne Council will go towards a light show on the Christmas Tree at the railway end of Bank St.
- 2 Fat Ladies opened at 21-23 Bank Street. Grand opening with Champagne and nibbles next Wednesday 14 December
- Lolly Shop moving to number 12 Bank Street
- Bowling Club new kitchen – Chinese meals – going very well
- The Central School held a Multicultural Festival and Food Festival in the past week. 19 child immigrants (refugees) from the Liverpool area spoke about their experiences and circumstances to help with awareness and the performed a drum concert.
- Mark Oates is painting a mural inside the swimming pool cement wall – needs donations for resources etc
- Molong will hold their 2nd Christmas Community Lunch at the Recreation Ground this Christmas day – 6 people have applied to date.
- Molong Tennis Club appears as if it may fold. It is still deciding whether to try to have another annual meeting.
- The Market Day in October was very successful, with a record number of stalls.

Cumnock – Don Bruce

- Cumnock hosted another successful visit from the Zoo-To-Zoo cyclists, catering for 130 riders. There will be two rides next year, the first in February.
- The Cumnock Christmas Tree event will be held this Saturday (10 December 2016) at the showground.
- Cumnock night tennis goes from strength to strength.
- The number of children participating in Little Athletics is amazing, with families coming from outside Cumnock to be part of the club.
- Cumnock Swimming Club is also attracting good numbers.
- There has been a change of editors at the Cumnock Progress Review newspaper, with Val McKenzie replacing Kerrie Christie who has been in the role for 30 years and has done an outstanding job. Kerrie will continue to be involved in many organisations and activities in the village.
- The Cumnock Progress Review's new printer published its first issue last week.
- Cumnock RFS has taken delivery of a new Cat 6 multi-purpose tanker with a boom out the front. There was a large turnout for a training day on Saturday morning (3 December 2016) and the tanker attended its first fire the following day. The small fire was brought under control quickly.

ITEM 8 NEXT MEETING

The next Small Town Development Committee meeting is to be held on Tuesday 14 February 2017 at 7pm at the Council Chambers in Molong.

ITEM 9 MEETING CLOSED

There being no further business the meeting closed at 8.10pm

ENGINEERING and Technical Services Projects DECEMBER 2016-2017

	Budget	Actual
14 - Administration	\$5,178,055	
Connelly's Store Upgrade	\$76,475	\$26,334
Training Room Fit Out	\$69,000	\$0
Molong Depot Workshop Replace Diesel and Petrol Underground Fuel Tanks	\$115,000	\$0
Molong Workshop Tyre Changers & Tyre Balancer	\$35,133	\$28,773
Cudal Workshop – Replace Roller Doors	\$36,225	\$16,095
Cudal Depot /Workshop Upgrade Perimeter Security Fencing at Rear of depot/workshop	\$30,119	\$0
Refurbishment of Canowindra HACC Office and Library	\$230,000	\$0
Cordons Store Cudal Refurbishment	\$30,475	\$0
Cudal Office Roof Sheeting, Gutters & Facia	\$41,500	\$28,064
Connelly's Store Molong External Painting, Building Surrounds	\$13,000	\$0
Cudal Depot Security Fence and Gate	\$80,000	\$0
16 - Public Order & Safety	\$252,000	
Lidster Fire Station	\$240,000	\$0
Demolition of Cudal RFS Shed	\$12,000	\$0
19 - Environment	\$1,914,494	
Canowindra Stormwater Drainage Stage 1	\$200,000	\$0
Eugowra Flood Plain Levee Completion of Study	\$23,000	\$0

Puzzle Flat Creek Levee	\$1,150,000	\$0
24 - Cabonne Water	\$17,233,396	
Molong High Level Reservoir	\$34,845	\$0
Reinstatement of Water Main Infrastructure	\$47,530	\$0
Electronic Meter Roll Out	\$244,088	\$2,125
Molong Water Mains: Kite Street Water Main	\$73,175	\$0
Cabonne Telemetry Network	\$11,288	\$2,438
Monitoring Flow from the Molong Creek Dam	\$60,260	\$0
Telemetry Unit Installations	\$141,680	\$0
Molong Water Mains : Mitchell Highway Water Main Renewal	\$33,005	\$0
Molong Water Mains : Wellington St : Water Main Renewal	\$33,005	\$0
Molong Cumnock and Yeoval Water Reticulation	\$27,508	\$0
Molong Cumnock and Yeoval Installation of Gateways and Receivers for New Meter Conn	\$54,280	\$0
Molong Cumnock and Yeoval Base Infrastructure for Integration of Smart Meters	\$78,545	\$0
Pipeline Project	\$14,562,500	\$277,274
Molong Water Treatment Plant Filter Review	\$29,095	\$0
Telemetry Base Infrastructure	\$73,140	\$3099
Water Reservoir Maintenance	\$20,010	\$0
Weirs Maintenance In Accordance with AMP & DWMP Project	\$12,880	\$0

Annual Audits of Pump Stations	\$13,225	\$0
26 - Small Town Sewer	\$74,750	
Cudal STP Inlet Structure	\$40,250	\$0
STSS Assets Manildra STP Inlet Structure	\$34,500	\$0
27 -Cabonne Sewer	\$698,994	
All Weather Bypass and Thistle St Pump Station Electrical Upgrade	\$120,060	\$0
Canowindra Sewer Reuse Reticulation Rectification	\$92,000	\$640
Canowindra Sewer Sludge Disposal Treatment Rectification	\$100,000	\$11,224
Molong STP Sludge Disposal Treatment Rectification	\$140,000	\$0
Canowindra Pump Station 1 Anzac Road: To Replace Inlet Valve	\$8,602	\$1,667
Eugowra STP Inlet Structure Construct New Inlet Structure	\$34,626	\$0
Linking of Molong Reticulation Zones (Cnr of Molong & Phillip Streets)	\$14,876	\$690
Eugowra STP _ Earthworks of Embankment Rehabilitation for Inlet Ponds	\$28,750	\$7,027
Mechanical Mixers Upgrade of Aeration System at the Molong STP	\$137,080	\$98,500
Canowindra Eugowra & Molong Sewer Mains Asset Revaluation	\$23,000	\$0
28 -Recreation & Culture	\$3,532,303	
Cumnock Showground New Amenities Building	\$160,000	\$0
Age of Fishes Museum Fossil Storage Facility	\$300,000	\$9,764
Molong Library Establishment /Refurbishment / Construction	\$1,380,000	\$60,190
Halls	\$511,865	

Mitchell Room Molong Structural and Architectural Report	\$230,000	\$0
Cudal Hall Refurbishment	\$176,065	\$0
Other	\$105,800	\$69,764
Pools	\$130,065	
Canowindra Pool – 3 shade covers	\$52,900	\$0
Other	\$129,317	\$59,511
Sporting Grounds	\$835,725	
Molong Multipurpose Sports Venue	\$793,500	\$61,471
Parks and Gardens	\$41,653	\$22,096
Playgrounds	\$13,225	\$0
37 -Economic Affairs	\$274,583	
Cabonne Village Local Area Planning Molong & Canowindra Central Areas	\$162,525	
Caravan Parks – including BBQ Shelters, Toilet Upgrade, Gutters	\$31,558	\$866
32 - Quarry	\$180,000	
Quarry Assets Molong Quarry Limestone Storage Shed	\$180,000	\$25,992
34 - Transport & Communication		
Local Road Construction Blackspot	\$726,300	
Local Roads Blackspot 16/17 Pinnacle Road Mt Canobolas to OCC Boundary	\$726,300	\$0
Local Road Construction Funded by Road to Recovery	\$3,089,028	
Davys Plains Road and Nanima Lane (continued from 2015-2016)	\$177,464	\$117,362
Packham Drive Stage 3	\$410,000	\$438,023
Packham Drive Stage 4	\$410,000	\$73,624
Yellowbox Road Road Widening Reconstruct Longitudinal Drainage & Seal	\$516,818	\$0
Bocobra Road Shape & Seal & Repair to Longitudinal Drainage	\$100,000	\$0
Yellowbox Road Intersection Improvement Coates Creek Road	\$175,000	\$0

Convent Road Pavement & Shoulder Strengthening & Widening	\$200,210	\$0
Bobcoba Road Gravel Resheet and Repair Surface Drainage	\$182,000	\$0
Sherwin Road Cargo Improvement Pavement	\$75,000	\$24,884
Baghdad Road Cargo Improvement Pavement Shape & Seal	\$100,000	\$73,381
Ophir Road Road Widening Reconstruct Longitudinal Drainage & Seal	\$465,000	\$32,810
Long Point Road Wardells Hill Shape Seal & Repair Longitudinal Drainage	\$200,000	\$22,231
Long Point Road Drainage Improvements on Causeways	\$80,000	\$0
Davies Plains Road Intersection Improvements Gavins Lane	\$175,000	\$0
Local Road Construction Urban Reseal Program	\$287,200	
Belmore Street	\$32,000	\$0
Brown Avenue	\$20,000	\$0
Derowie Street	\$15,000	\$0
Edward Street	\$24,500	\$0
Forbes Street	\$48,000	\$0
Phillip Street	\$29,000	\$0
Toogong Street	\$14,500	\$0
Smith Street	\$49,000	\$0
Ryall and Mill St Canowindra	\$55,200	\$0
Local Road Construction Rural Reseal Program	\$914,500	\$58,536
James Dalton Drive (carried over from 2015/16)		\$16,205

Madelines Lane (carried over from 2015/16)		\$18,554
Mt Canobolas 2.3km final gravel section	\$130,000	\$34,703
Local Road Construction Heavy Patching	\$897,500	
Long Point Road	\$75,000	\$0
Iceley Road	\$120,000	\$0
Ophir Road	\$90,000	\$0
Packham Drive	\$40,000	\$0
Kurrajong Road	\$100,000	\$0
Four Mile Creek Road	\$80,000	\$0
Baldry Road	\$80,000	\$0
Bradleys Road	\$40,000	\$0
Amaroo Road	\$100,000	\$0
Cullya Road	\$65,000	\$105,876
Unidentified as at March 2016	\$50,000	\$0
Davys Plains Road	\$57,500	\$0
Local Road Construction Gravel Resheeting	\$739,000	
Lower Lewis Ponds Road		\$46,309
Bocobra Road		\$23,115
Gregra- Taylors Road		\$11,476
Local Road Construction Funded by Fixing County Roads & RMS & Council	\$517,500	
Gumble Road Sealing (continued from 2015-2016 where \$1,390,902 was spent)		\$605,748

Truck Turning Bay Manildra	\$517,500	\$0
Local Road Construction Funded by Budget	\$166,750	
Local Roads 16/17 Canowindra Laneways	\$115,000	\$9,063
Gasworks Lane Full renewal	\$51,750	\$0
Local Road Construction Additional Infrastructure Allocation for 16/17	\$3,450,000	
Archer Road Bitumen Seal	\$ 100,000	\$0
Back Mogong Road Gravel Resheeting	\$ 52,000	\$0
Back Nyrang Road Gravel Resheeting	\$ 52,000	\$0
Boree Lane Pavement rehabilitation	\$ 100,000	\$0
Windus Road Pavement rehabilitation	\$ 85,000	\$0
Canobolas Road Shoulder Widening	\$ 100,000	\$0
Cullya Road Heavy Patching	\$ 120,000	\$0
Eulimore Road Bitumen Seal	\$ 85,000	\$0
Favell Road Bitumen Seal	\$ 50,000	\$0
Fish Fossil Drive Bitumen Seal	\$ 170,000	\$5750
Gidley Street Molong Upgrade of drainage infrastructure	\$ 200,000	\$5,750
Greenings Lane Pavement Resheet and Drainage Work	\$ 100,000	\$0
Hicks Street Cargo Pavement Rehabilitation	\$ 40,000	\$5,599
Hoffmans Road Gravel Resheeting	\$ 26,000	\$0
James Dalton Drive Heavy Patch	\$ 90,000	\$94,091
James Dalton Drive Reseal	\$ 33,000	\$34,500

Kent Road Bitumen Seal	\$ 100,000	\$41481
Larras Lee Road Gravel Resheeting	\$ 26,000	\$0
Lookout Road Extension of Seal	\$ 110,000	\$0
MacDonalds Road Bitumen Seal	\$ 130,000	\$0
Madelines Lane Heavy Patching	\$ 62,000	\$83,577
Main Street Cudal - Rear access to depot	\$ 50,000	\$0
McKay Road Gravel Resheeting	\$ 26,000	\$0
Mill Street Canowindra Stormwater drainage	\$ 100,000	\$0
Mousehole Lane Bitumen Seal	\$ 100,000	\$17,820
Mousehole Lane Drainage Structure	\$ 125,000	\$43,317
Nanami Lane Gravel Resheeting	\$ 52,000	\$0
Nashdale Lane Bitumen Seal	\$ 100,000	\$9,404
Old Canobolas Road Bitumen Seal	\$ 100,000	\$4,277
Old Canobolas Road Gravel Resheeting	\$ 52,000	\$54,290
Palings Yard Loop Bitumen Sealing	\$ 95,000	\$0
Reedy Creek Road Gravel Resheeting	\$ 26,000	\$0
Spring Glen Estate Bitumen Seal	\$ 150,000	\$161,402
Spring Hill Road Bitumen Seal	\$ 100,000	\$0
Stapletons Road Gravel Resheeting	\$ 26,000	\$0
Toogong Cemetery Road	\$ 85,000	\$0
Toogong Village Streets Bitumen Sealing	\$ 33,000	\$0

Union Street Cargo Bitumen Sealing	\$ 30,000	\$21,947
Waterhole Creek Road Gravel Resheeting	\$ 26,000	\$0
Wenz Lane Canowindra Pavement Rehabilitation	\$ 110,000	\$0
Whitelys Road Gravel Resheeting	\$ 33,000	\$0
Windus Road Pavement Rehabilitation	\$ 85,000	\$465
Table drain maintenance	\$ 200,000	\$18,041
Dederang Street, Manildra Rehabilitation	\$ 70,000	\$10,081
Regional Road Construction Black Spot Funded	\$573,500	
Blackspot Program 16/17 Nangar/Warraderry Road Intersection	\$44,500	\$0
Blackspot Program 16/17 Cargo Road Shoulder Widening at Bowan Park Road Intersection	\$529,000	\$478,359
Regional Road Construction RMS Safety Program	\$900,000	
Cargo Road Overtaking Lanes Congestion and Safety Program	\$900,000	\$30,817
Regional Road Construction RMS Repair Program	\$800,000	
Regional Road Repair 16/17 Nangar Road	\$180,000	\$0
Regional Road Construction Heavy Patch & Reseal Program	\$422,000	
Regional Reseal - Renshaw McGirr Way	\$100,000	\$0
Regional Reseal - Banjo Patterson Way	\$100,000	\$0
Regional Heavy Patch - Belubula Way	\$57,000	\$0
Regional Heavy Patch - Cargo Road	\$165,000	\$78,588
Bridge Construction Local Bridges	\$1,581,250	
Bridge 16/17 Bridge Renewal Program Round 2(To Be Advised)	\$1,581,250	\$0
State Road Ordered Works		
MR61 Install rumble strips at Monument intersection	\$54,250	\$8,789

MR310 Heavy Patching	\$202,772	\$0
MR377 Escort Rock Shoulder Widening and Safety Barriers	\$444,875	\$98,936
MR377 Culvert Near Cudal Airport	\$18,115	\$0
MR359 Reseal	\$108,576	\$72,354
MR310 Reseal	\$568,511	\$3,960
MR61 Final Seal at Manildra West Stage 1	\$111,569	\$0
MR310 Heavy Patching in Reseal Area	\$330,407	\$166,402
MR359 Heavy Patching in Reseal Area	\$119,171	
MR359 Heavy Patching for Road Detour during flood damage	\$353,424	\$26,590
MR310 Heavy Patching for Road Detour during flood damage	\$1,114,349	\$343,360
MR61 Heavy Patching for Road Detour during flood damage	\$1,031,095	\$85,482
MR377 Heavy Patching for Road Detour during flood damage	\$616,053	\$23,526
MR377 Reedy Creek Shoulder Widening and Rehabilitation	\$1,218,639	\$303,340
MR310 Reseal	\$214,658	\$620
MR359 Shoulder Widening	\$67,786	\$
Kerb & Guttering Construction	\$104,075	
McLaughlin Street to Banjo Paterson Way (cont'd from 2015-2016)	\$42,000	\$29,042
Cumnock School K&G, layback & pram ramp	\$51,175	\$51,030
Kerb Ramps various locations from AMP	\$52,900	\$0
Stormwater Drainage Construction	\$178,250	
Culvert Works 16/17 From AMP list to be split	\$178,250	\$0
Pathway Construction	\$140,580	
Pathway & Cycleway 16/17 Pedestrian Refuge Main & Cargo Sts Cudal	\$55,000	\$0
Pathway & Cycleway 16/17 Pedestrian Refuge Main & Smith Streets Cudal	\$60,500	\$0
Pathway & Cycleway 16/17 Pedestrian Refuge and Ramps Grevillea Ave Eugowra	\$12,540	\$0

Transport & Communication	\$44,850	
Canowindra / Church St Public School Carpark	\$29,900	\$0
Street Light Edward Street Molong	\$14,950	\$7,760

Natural Disaster

On the 26 August 2016 the Notice of Natural Disaster was declared by the NSW Department of Justice. This was for the NSW Inland Storms and Floods event of 20 July 2016.

On the 27 September 2016 the second Notice of Natural Disaster was declared by the NSW Department of Justice. This was for the NSW Inland storms and floods 30 August 2016.

As a generalisation over the Cabonne road network, the damage has been variable. The most significant impact has been on the state road network, resulting from the increase of heavy vehicles, due to the closure of the Newell Highway and the necessity to re-route the traffic from Cowra to Cudal, Cudal to Parkes and Cudal to Molong. The RMS have indicated that they would fund the repair work sustained due to the increase of traffic. This work has been completed 7th December 2016

On other sections of the network, Council staff are gathering and recording data relating to road and asset damage due to the flood events. This data will be collated and costed and a brief will be presented to the RMS for assessment.

STATE ROADS

Heavy Patching

Heavy Patching works have been completed by Cabonne Council's contractor on the RMS State Road Network MR310 Canowindra Road, MR359 Peabody Road, MR Escort way and MR61 Henry Parkes Way due the pavement deterioration as a result of the detour of heavy vehicles on this road. Canowindra Road from Canowindra to Cudal, and on Henry Parkes Way from the Monument to Parkes Boundary.

MR377 Reedy Creek Shoulder Widening and Pavement Rehabilitation

The Project site is located at approximately 29.02 to 31.56 kilometres west of the MR61/MR377 intersection, 50km west of Orange. and involves widening the existing formation and shoulders to provide a 9 m seal. Drainage structures have been completed, and vegetation has been cleared to provide a clear zone through the area. These works commenced in October and will be finished by the end of December. A concrete kerb will be constructed through the rock cutting at a later date, as there are issues regarding loose rock throughout the cutting.

MR377 Escort Rock Barrier Installation and Hazard Removal

The Project involves barrier installation with a one metre sealed shoulder and hazard removal to achieve a 7 metre clear zone. The Project site is located at approximately 3.3 to 4.6 kilometres south of the intersection between MR377 and Norris Lane, to the north-west of Eugowra. Council's contractors have undertaken vegetation works to provide the clear zone. On completion of the Reedy Creek Shoulder Widening and Pavement Rehabilitation, the works crew will undertake shoulder works at The Escort Rock.

REGIONAL ROADS.

Hanover Creek Bridge

Construction of the bridge is completed. The bridge approaches have been sealed, and the new bridge is now operational. The line marking and installation of guard rail will be completed by Council's contractors. The demolition of the old existing bridge will be completed in January 2017.

Black Spot

Works have completed on Cargo Road. This project involves shoulder widening from Bowan Park Road intersection towards Orange for approximately 3km, and delineation improvements. The work was bitumen sealed 3km on the 14 October and the remaining 300m on the 28 October.

Heavy Patching

The heavy patching on Cargo Road has been completed from the Orange City Council Boundary end.

LOCAL ROADS

Gumble Road Sealing

The third 2km section of Gumble Road Sealing has now been sealed. The construction of the final 1.6km section is now due for completion at the end of December.

Cargo Road Overtaking Lanes

Vegetation has been completed on Biggin Hill Overtaking Lane, Cargo Road. The roadworks will commence in early January 2017.

Cadia Heavy Patching

Cadia Road Heavy Patching reworks have been completed.

Canobolas Road

The pavement rehabilitation and culvert extensions is now completed. This was a 1.1km section of road with an 8m wide formation.

Cullya Road

Heavy Patching and drainage improvements have been completed.

Sealing of Lanes, Canowindra

Works have completed in Canowindra to seal selected lanes within the town.

The carpark at the Canowindra Public School, Church Street has been gravelled, shaped and sealed.

Roads to Recovery

Davys Plains Road culvert extension and approaches have been completed. The approaches have been sealed and the guard rail is to be undertaken by Council's contractors. (January 2017)

Packham Drive Stage 1 commenced in 2014-2015 with tree clearing. The road works have now commenced from Manildra for approximately 1.4km, with shoulder widening and rehabilitation completed. The bitumen sealing of 2.2km was undertaken by Council's contractor on 15 October.

Sherwin Street and Baghdad Road, Cargo have both been sealed and works are completed.

Backlog

Hicks Street, Cargo pavement rehabilitation and seal have been completed.

James Dalton Drive, Windera has been resealed in conjunction with Madelines Lane heavy patching.

Mt Canobolas Road had the last 2.3km section of gravel road - sealed 2 November. Council also sealed 1.2km of Old Canobolas Road from Cargo Road end, then resheeted the next 1.6km section.

Nashdale Lane from Nashdale School (1km), Archer Road (1.8 km) and Fish Fossil Drive (1.5km) bitumen sealed have been completed.

The new culvert at Mousehole Lane has been completed and sealed back to Bowan Park Rd (500m) (off Bowan Park Road).

Heavy Patching on Cullya Road has been completed by Council's contractors.

Gravel Resheeting

Gravel Resheeting have been completed on Lower Lewis Ponds Road, Bocobra Road, Gregra-Taylors Road. The tender has been awarded and works will commence in December by the successful tenderer Keegan Civil Pty Ltd.

Maintenance Grading

Maintenance works have been undertaken on Whiteheads Road, Cranbury Road, Burdett Road, Battys Lane, Watts Road, Toogong Road, Toogong Cemetery Road, Nanami Lane, Mulligans Road, Bevan Road, Fish Fossil Drive, Boney Rocks Lane, Yellowbox Road, Gullengamble Road, Pratten Road, Yoorooga Road.

Sealed Road Maintenance

Packham Drive, Euchareena Road, Starrs Road, Avondale Road, Gumble Road, Gundong Road, Obley Road, Paytens Bridge Road, Bowan Park Road, Cowriga Road, Glenlea Road, Nixon Road, Radnege Lane, Kangarooie Lane, Kent Road, Ophir Road, Gowan Road, Favell Road, Selection Road, Railway Parade, Urban Streets.

Heavy Patching

To date, heavy patching has been completed on Ophir Road, Kurrajong Road, Bradleys Road, Cullya Road and Davys Plains Road.

KERB AND GUTTERING

The continuation of kerb and guttering in McLaughlin Street and at Railway Parade, Cumnock (near the school) and in Gaskill Street near Finns Store has been completed by Council's contractor. The footpath was also completed in conjunction with these works.

CUDAL DRAINAGE IMPROVEMENTS

Works have been completed by Council's contractor to install drainage pipes at Wall and Main Street intersection.

NOXIOUS WEEDS DEPARTMENT

Work carried out since the last report.

Inspections and Reinspections have been carried out in the areas of Lewis Ponds, Obley, Cudal and Canowindra.

With the recent wet weather there are boggy conditions that have hindered property inspections during the last month.

Inspections of Travelling stock reserves are also occurring.

Control work on Council land

Control work on African Love Grass, Chilean Needle Grass, Serrated Tussock, Scotch Thistle and African Boxthorn has continued.

Council's spray units are fully committed to spraying St John's Wort which has very heavy germinations occurring. The huge grow of vegetation along roadsides is making the weed difficult to spot. This control work will need to continue into the new year.

Council weed staff have been attending a number meeting with the Central Tablelands Regional Committee of which Cabonne Council is part of. These meeting are about the Biosecurity Act that will replace the Noxious Weed Act 1993 in early 2017. Weeds will be look at on a regional base in the future when this change occurs. Weed Officer will require further training before the new act comes in.

Energy Efficiency Committee Meeting – Minutes

Meeting start – 9am
Cudal Council Office, Main Street Cudal

Attendance:

- Trevor Sultana
- Katherine Coughlan
- Liam Bridge

Absent

- Nathan Stubberfield
- Geoff Smith
- David Livingstone

Item 1. Review of items from past meetings

a. Water Tanks

Kath noted that the pump for the water tank at the Cudal Council Office had been removed a while back and never replaced, meaning the water inside the tank isn't being used. It was noted that this would be followed up.

b. Pool Cover

No action taken

c. Energy Audit

Trevor noted that funding had been sought for energy audits at Council's largest sites, including the Molong Office and Molong Quarry. This did not pass the budget process, however energy audits from 2008 for the Molong Office and the Limestone Quarry were raised at the budget meeting, with these referred to instead.

d. LED street lighting

Trevor noted that CENTROC are currently negotiating with Essential Energy on behalf of several Councils (including Cabonne) to begin replacing old street lights with new LED street lights. Council have agreed to participate in the negotiating of the new contract.

e. Speak to Orange City Council about their use of solar and any energy savings

No action taken

f. Review energy usage

Trevor noted that the idea of a Direct Metering Agreement for Council's three largest consumers of energy (Molong Quarry, Canowindra Pool and Molong Council Chambers) had been floated, however it would cost approximately \$3 500 per year on top of our current

electricity bill. This agreement would provide Council with half hourly data to monitor when Council is using most of its energy and potentially identify savings.

g. Skylights

Trevor noted that the idea of skylights for the Cudal and Molong Offices, as well as other potential sites, would ensure natural light enters rooms that rely predominately on artificial lighting. It was also noted that the Environmental department would have to be consulted to ensure the heritage of any buildings are not compromised. Kath and Liam raised the issue of potentially allowing heat to enter the rooms through the use of skylights, potentially increasing the heat load on the air conditioning of the building. It was noted that there is technology available to reduce the effects of this issue (double glazing, etc.) Trevor also raised the issue of whether skylights in buildings with a high ceiling cavity would cause any issues.

h. Air conditioning (HVAC) review

Trevor noted that a course in Dubbo addressing this topic had been cancelled, meaning no action had been taken.

i. Plant usage review (for efficiencies)

No action taken

j. Whirly Birds

Trevor noted that as part of the Asset Revaluations of Buildings in 2017 the buildings with whirlybirds would be identified and thus the buildings that would benefit from the installation of whirlybirds.

k. LED Lighting

Trevor noted that a course attended in May would provide discounted help with lighting design, including the installation with energy efficient lighting. The organisers had contacted Council to enquire about the scale of work but no site inspection had been completed as yet.

l. Wind Energy potential

Trevor noted that a report completed by Arup several years ago had discounted the effectiveness of small scale wind energy. However the report did identify the area around Cargo as the most suitable area in Cabonne for wind energy potential. It was also noted that a wind energy farm in Blayney was opened in the last year and had had issues with attracting customers.

Item 2. Update on current projects

a. Rotary Park Solar

Trevor noted that the Rotary Park solar project has been completed and the invoice paid. It was noted that there had been issues with the inverter but this had been fixed.

b. Canowindra Pool

Trevor noted that installing the Variable Speed Drive would not save as much energy as expected, and as such has been abandoned. It was noted that there is potential to save money by turning the pumps off at certain times of the day (peak, etc.) to lower usage as well as the demand cost. A timer would also work, ensuring that staff aren't required to manually turn the pumps on and off. However, a timer would cause issues with tubing within the filter, and manually turning the pumps on and off takes approximately 10 minutes. The growth of algae also becomes an issue as the walls of the pool are rough, meaning the algae must be pressure blasted off.

Liam asked whether it was possible to remove the water from the pool, given other pools in Cabonne do this. Trevor noted that he couldn't recall the reason why this was not done, but had met opposition when it was raised.

Item 3. Other Items**a. Smart Meters**

Trevor noted that as part of the new energy contract for Council's small sites, EMS (who are negotiating the new contract on behalf of CENTROC) have provided a list of suggested sites that would benefit from the installation of smart meters. These sites use over 40MWh and include:

- Waluwin Health One
- Molong STP
- Cudal Council Office
- Molong Depot
- Molong Caravan Park
- Cumnock Dam – Water pump
- Canowindra Irrigation Shed

Trevor also noted that the daily rate of the site will include the capital cost of installing the meters.

b. Direct Metering Agreement for Molong Limestone Quarry, Canowindra Pool and Molong Council Chambers

As per Item 1f

c. LED Street lighting

Trevor noted that CENTROC (on behalf of several Councils including Cabonne) are currently negotiating with Essential Energy to replace old lights with LED street lights. No time limit was given on the process as it also includes negotiating the pricing structure for using the street lights as well as the maintenance of the streetlights.

d. New Energy Contract

Trevor noted that CENTROC has hired a consultant to lead the negotiations to find a new power distributor for its small sites. Origin has been chosen as the preferred supplier, with potential savings of approximately \$45 000.

e. Vivopower

Trevor noted that Vivopower had not been in contact for a few months, noting that they may have been deterred by the Manildra Solar Farm. It was also noted that they had been referred directly to the Environmental department.

Item 4. General Business**a. Molong Library and Molong Multi Purpose Sports Facility**

Liam raised the idea of including solar in the construction of the Molong Library. Trevor noted that he had approached Jeeva San about the idea a few months ago, but couldn't take it further as the design of the building hadn't been completed.

Trevor also noted that the idea of solar for the new Multi Purpose Sports Facility for Hunter Caldwell Park had been raised, but the design (and thus size) of the building had not been completed which limited the ability for proper planning. Trevor also noted that the idea of solar spot lights had been raised, as using solar energy from the building for the sports field lighting may require extensive earth works.

b. Solar street light for Dr Ross Memorial Park

Trevor noted that the remaining funds from the Rotary Park Solar installation were planned to go towards the installation of solar street lighting near the play equipment at Dr Ross Memorial Park. This was to also address an issue raised by the former Urban Assets Co-ordinator to address poor lighting in this area. Liam suggested some of these funds, or additional funds used, could go towards installing solar at the amenities block and canteen at Dr Ross Memorial Park to power the lighting that is used during the night.

c. Battery packs

Trevor noted that battery packs that are used to store energy are often bulky and require large amounts of storage, especially on the scale to power houses or large buildings. Liam enquired whether it would be possible to store them under ground, in rooms that still ensure the batteries are easily accessible. This would also ensure the batteries are kept cool due to the relatively constant temperature underground.

d. Sewer Treatment Plant Effluent Reuse

Liam enquired whether it would be possible to use effluent reuse from the Molong Sewer Treatment Plant for the Dr Ross Memorial Park or similar areas in Molong. Trevor noted that similar systems are in place at Canowindra, Cudal, Manildra and Eugowra, but required more stringent testing as well as upgrades. Liam also noted that pumps would be required to ensure the water can be transported to the desired area. Kath noted that Council had previously looked into using effluent reuse for road works, but involved stringent regulations and was not implemented.

End of Meeting

Meeting Closed – 10:05am

David Scobie Architects

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Heritage

Cabonne Shire Council
Via email
Attn: Ms. Heather Nicholls
Kate Blackwood, Jann Ferguson and
Accounts

REPORT: December 2016

Visit: 9/12/2016

1.0 Information provided to the Heritage Advisor

- 1.1 Heritage Advisor appointments –
 - 1.1.1 Quinn's Stables: Sharlea
 - 1.1.2 18 Gaskill Street, Canowindra

Previous recent items

- 1.1.3 Molong Cemetery – Future Friends group & Management Strategy
- 1.1.4 Canowindra railway precinct project and Masterplan– Arthur Falconer & Dylan Gower with JHG-CRN
- 1.1.5 Molong Medical centre – Sign revision progress
- 1.1.6 Molong Main Street – former Medical Centre for adaptation to Real Estate office
- 1.1.7 Byng Cemetery and Columbarium
- 1.1.8 Molong Library Proposal

- **The next visit: Monday – 30th January, 2017**
 - Molong Friends of Cemetery – Kristin and Rozzi, at Council unless confirmed otherwise
 - *Molong Railway Station with David Ward JHG-CRN*

The forthcoming visits:

- Monday – 27th February, 2017

2.0 Follow Up required

- ❖ **Canowindra Railway Precinct – Master Plan completed for JHG-CRN**
- ❖ **Molong Medical centre – replacement external sign**
- ❖ Eugowra Hotel - reconstruction
- ❖ Cabonne Museums Programme
- ❖ Molong Stone stables

The following notes apply to site visits and requests for advice - The intention is that the notes are passed to the Property Owner/Enquirer/DA Applicant:

3.0 Quinn's Stables, Molong

Attention: Heather Nicholls, Kate Blackwood and Sharlea, and Anton Lynar Engineer

In view of the urgency of the situation, it is recommended that an application is submitted to the NSW Heritage division for emergency assistance.

Assistance for items with Local heritage assistance is managed by the Heritage Near Me team.

It should be understood that the funds will be used to assist the conservation and stabilisation of the existing structure. The general scope of works has been agreed between the Consulting Engineer Anton Lynar, The client/Property Owner, The Heritage Advisor to Cabonne Shire Council and the Contractor Abroearth. The works include the demolition of the two hazardous elements of the structure – stonework and roof with stabilisation to reduce the rate of decay in order that restoration may proceed in the future. Additional funds will be provided by The Client/Property owner, the adjoin Pre-school and Cabonne Shire Council.

Contact: Christian Hampson - heritage.nearme@environment.nsw.gov.au

The local contact is Sally MacLennan at Orange: sally.maclennan@environment.nsw.gov.au
181-187 Anson Street, Orange
Tel. 02 63638728

It is recommended that a brief summary of the situation and the report from Anton Lynar is sent to Sally with a copy to Christian Hampson and request that Sally makes a site visit to review the local context.

4.0 Molong Cemetery

Attention: Kate – please notify Kristin and Rozzi for Meeting Monday, January 30th, 2017

Attention: Heather Nicholls, Kate Blackwood and Kristin Zinga and Rozzi Smith

Contact: Rozzi Smith, tel. 0448 231 180

rozzismith@bigpond.com

Recommendations

The group to meet and discuss further the notes provided by David and notes and the plan proposal provided by Kristin

A Meeting date has been provided to Rozzi as January 30th, 2017 with time and location to be confirmed.

Rozzi has commenced researching and publishing related stories.

- David to source an Article of Association typically used by Friends of a Cemetery Group for reference and forward
- The group to liaise with the Museum, with a view to maintaining their records within the Museum, space permitting. This could reduce duplication and make optimal use of resources
- Meeting options with Council: Every two months on site is feasible.
- All contact to be via Kristin. Kristin will then coordinate responses, detailed advice and meetings as required.
- Contact Wilma and Ken McCubbin, key members of the Friends of the Temora cemetery. David has mentioned the Molong Project and Ken ad

Wilma would be pleased to attend a meeting during one of David's forthcoming visits. wilmahmccubbin@gmail.com 0248 221 438

David Scobie

Heritage Advisor

5.0 18 Gaskill Street, Canowindra – Contact: Kirsten Muir Tel. 0478 135 320

Contact details:

Kirsten Muir

'Hillview'

Woodstock

NSW 2793

Tel: 0263 451 221

Introduction

The age of the original property is unknown. It may be similar to the neighbours given the roof type is similar and probably circa 1900-1915.



Street Details

As the Plastic cladding is being retained in the short term, the verandah structure should be painted to complement this colour

In the long term, the plastic cladding will reduce the achievable value due to the appearance and the unknowns which are concealed behind. The least expensive change would be to remove the cladding to the three sides and fix hardie or Weathertex traditional weatherboards and traditional timber windows or traditional french doors to the windows leading on to the verandah.



Adjoining buildings, noting the hipped roof with gablet vents



Street Elevation

The verandah balustrade should be modified to comply with the BCA and to improve the risk level for children.

Provide a new handrail between the posts at 900mm maximum height above the verandah. The space between the top rail and the existing lower rail should not exceed 120mm.

Provide an inward opening gate with Pool fence latch

Paint the existing street structure as follows:

- Rust preventative – particular attention to welded joints
- Primer
- Two finish coats of Dulux Pot Black or Monument



Verandah and entry
New top rail required.



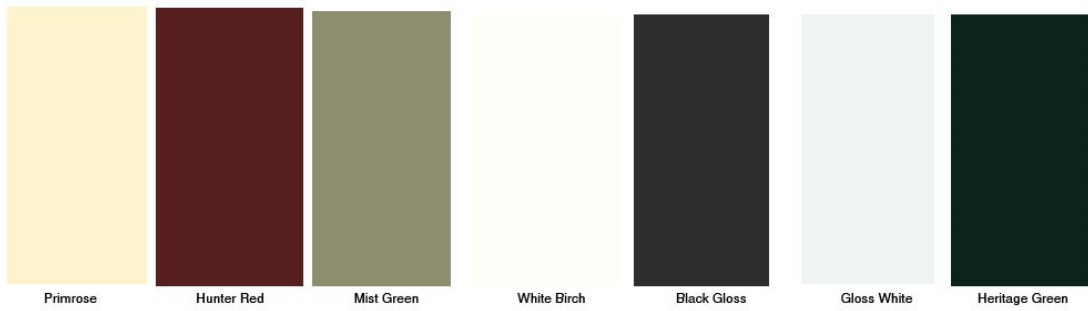
Front fence and boundary condition

The concrete retaining wall is critical to keep the garden sound. Replace the damaged concrete and prepare and paint. The concrete wall and posts are to be Dulux deep Bronze Green.

For the best effect and for improving the amenity and value, plant a fast growing hedge plant 450mm behind the concrete retaining wall such as Common Lavender which is attractive and drought tolerant. Within 3 years this will provide a 1-1500mm high hedge to match the fence.

Relocate the existing watering line which is not effective against the verandah brickwork.

Emu fencing wire in Hunter RED is recommended for fixing to the existing steel tube posts and rail. Paint the existing retained steelwork first in matching primer and paint – Hunter Red

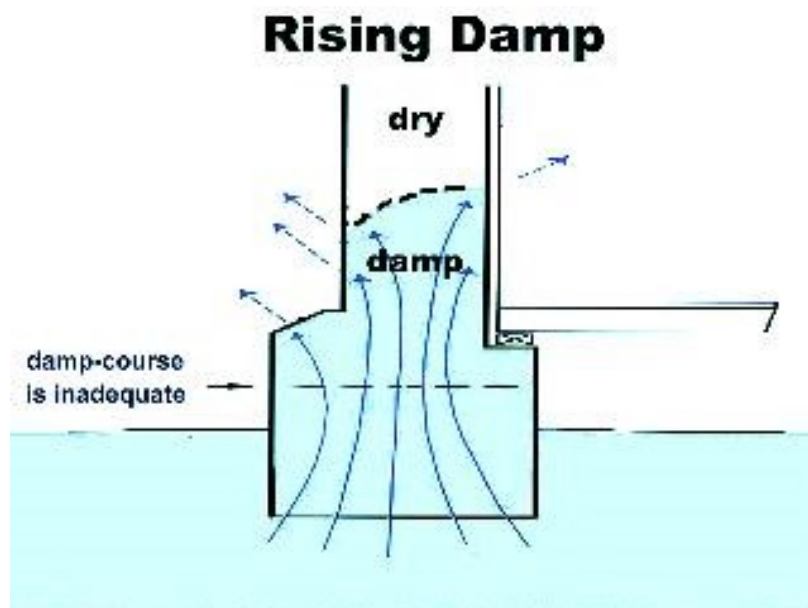


6.0 Project: Cabonne Shire Council Community Centre, Gaskill Street, Canowindra – Rising Damp and Poor ventilation

Contacts: Wayne Wilson and Kate Blackwood

The following photographs document the rising salt damp around the lower 1200mm around the perimeter wall.

Generally the salt has risen through the mortar joints and come to the surface so that it can evaporate and damaged all the material on its way.



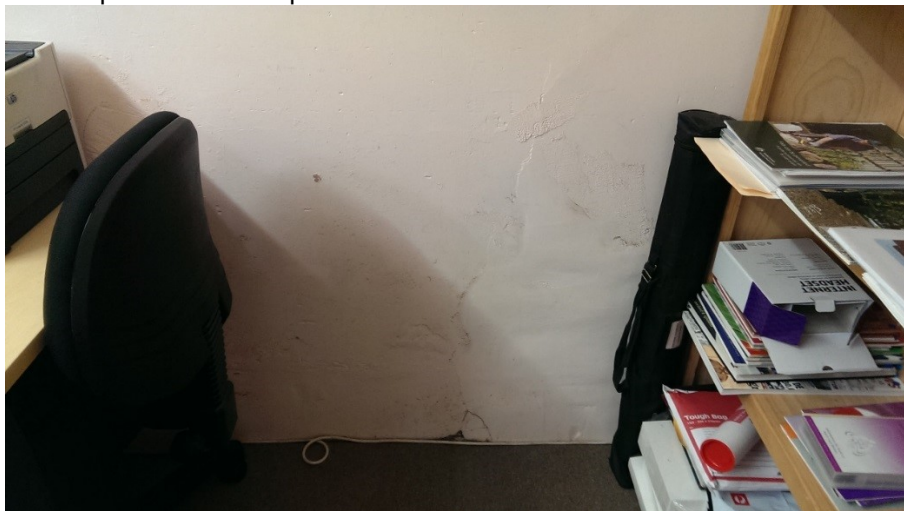
Rising damp behind the counter splashback
The concealed effect of the panel does not halt the damp.



A major point of salt damp damage. Wall render needs to be removed and any point source identified and the source – damp, removed.



Use of the space also should address the building issues with storage containers not being stacked against the walls. This reduces ventilation and thus creates mould. All surfaces need to be exposed and the space well ventilated.



The earlier cement wall repair was not a professional job with cracks and salt damp evidence appearing.



Generally the salt damp has risen up the wall to the usual range of 600-1200mm high which is the nominal height for evaporation of the moisture and deposit of the salts



The salt damp has risen above the former cement render. This repair was a false economy as it has just pushed the salt damp further up the wall.
General Notes:

SILICONE DAMP-COURSE is a cheaper and less disruptive method to install the damp-course. Holes are drilled into the existing wall materials and gravity feed siloxane damp proofing liquid into the holes. The liquid soaks in and cures to create a layer of water-repellent silicone plastic within the masonry itself. There is little mess and we complete the job quickly, without demolition.

Silicone treatment has been used in Europe since the 1960's. Many historic buildings are affected in Europe and a benign silicone damp-course is preferred for restoration and preservation projects.

SALTS, DRYING OUT & SALT REMOVAL

A new damp-course will stop the source of the rising damp, however, the affected walls will still retain the moisture and salts that have accumulated over the years. Some of these salts will slowly move to the surface as the walls dry out, over a period of several months. The residual salt in the wall will concentrate near the surface, consequently we recommend that the old, porous, lime-based plaster be left in place to absorb some of these excessive salts.

During humid weather salt near the surface may attract moisture from the air and beads of very salty condensation may form. If you see such beading, rinse it off with a clean moist sponge, to help remove the salt. If the paint bubbles and plastered surfaces appear worse by becoming loose and flaky in the months after the damp-course treatment, it indicates that the salt content in the wall is too high and replastering is needed.

If the accumulated salt content in the walls is high and they are visibly affected by salt attack or have been covered with hard plaster, a desalination treatment is highly recommended, such as a poultice plaster immediately after the silicone treatment. This poultice is very porous to help draw excessive salts and moisture from the walls during the drying-out period. Eventually – 2 or three weeks, the poultice plaster would be removed and replaced with the final plaster system.

When repairing older buildings, the recommendation is to use soft, lime-based mortar in the final plaster system. This produces a porous and flexible plaster, similar to the original.

Initially, the damp-affected, crumbly and salt-saturated render and plaster would be removed to a level about 300mm above the "high-tide-mark" of the salt damp.

Recommendations

- **Remove all furniture and fittings off the affected walls**
- **Arrange a moisture test from Philip Apps of Cowra Damp once the walls are exposed. He will indicate the height of the rising salt damp and price for the insertion of a damp proof course or alternately the use of Cocoon poultice supplied by Westox and then a replacement salt retardant render which can then be painted with a suitable breathable paint.**



The entry foyer

Observation:

- Works over a period of time have sealed this area of the building off from the general office.
 - There are contemporary plasterboard ceilings
 - The ramp details have sealed off the sub-floor area
 - There are no opening windows
 - The sliding door opens infrequently and closes and so there is no air path
 - The inner doors are generally closed meaning there is no air path
- The net result of all this is that space has minimal ventilation and the residual damp and associated damp damaged building materials produce unpleasant odours
- Solutions:
 - Install a standard ceiling fan with a vented ceiling rose. This will ensure that fresh air is drawn into the space and that it has relief path into the roof space



AR110-V • \$98.95 inc. GST from 'ALLPLASTA', 500mm dia

Locate the two ceiling fans centrally and two circular AR110 vents each side of each fan

The alternative supply and install two standard ceiling fans plus the following four vents in each of the two rectangular ceiling spaces.



AV2 • \$10.95 ea. inc. GST from ALLPLASTA: 245*175mm

7.0 10 Cowra Street, Canowindra – Pise house

Attention: Heather Nicholls and Kate Blackwood

Further comment has been provided by members of the local community.

They recall that the building was constructed using mud for the pise from the river after the time of the COWRA POW Camp breakout dated 5th August 1944.



Photo 1 View of the subject site from the street behind showing the riverside context.



Photo 2 The Front North elevation, noting the asymmetry and the verandah subsidence and fill. Note the hipped roof with eastern and western vented gables.



Photo 3 View of the rear of the subject property from the rear Laneway. Note the fibro enclosed rear verandah with simple shed to the right.

While the age of the property is more contemporary than many items of significance, it remains a worthwhile research exercise for the Historical Society to identify how many of this type remain in Canowindra. It may be quite rare.

In any event, should a proposal for demolition be received and retention is not reasonable, then a condition of consent should be that an Archival Photographic record is made prior to demolition consistent with the NSW Heritage Division Guidelines.

8.0 Bank Street, Molong

RE: Works within the Conservation Area – Unauthorised

Attention: Heather Nicholls and Mark Robertson

Cabonne Shire Council has advised the owners of buildings with awnings which overhang public footpaths in the Shire to review the structural integrity of their awnings.

An unexpected consequence has been this example where the two building owners have erected a structure to prop the edge of the awning.

The Heritage Advisor was not consulted prior to the works.

The owner of the Real Estate Agency is aware of the heritage issues as consultations were undertaken prior to the Real Estate office taking up the office space this year.



View of the awning and the five steel posts.

The following observations require further attention:

- There is no application recorded for the construction of structures on public land
- There is no structural engineering advice which supports the design and certification of these structures
- There is no application for structures within the Bank Street Conservation Area

Observations in relation to heritage issues within the Conservation Area

- The building is an Inter war brick structure and has contributory value within the streetscape. Any works to the awning must be in keeping with the style. The current works are not consistent with the suspended awning style and detail. If there are structural issues with this type of awning they are to be solved within the existing structure and supporting building.

9.0 SUMMARY: Annual Heritage Strategy checklist – 2016/2017

1	Heritage Committee	Advice to Council	1	7
		Consultant Directory		
		Services & trades Directory		
2	Heritage Study	Aboriginal Study		
		Statements of significance		
3	Heritage Advice	Site visits	2	20
		Heritage advice	3	38
		Urban design advice		
		Pre-DA advice	2	17
		Advice on DA's		8
4	Pro-active Management	Heritage DCP		
		Urban design DCP		
		DA fee relief		
		Flexible Planning & building		28
5	Local Heritage Fund	Funded projects		
		Project value		
		Heritage fund value		
		Owner contribution		
		Tourism projects		2
6	Main Street	Committee		
		Study		
		Implementation		
		Expanded main street		
7	Education & promotion	Brochures, web, plaques, panels		2
		Events		
		Tourism strategy		2
		Trails		
		Training		
8	Council assets	Asset management plans		1
		CMP and CMS		
		Works budgets		8
9	Sustainability	Adaptive re-use		4
		Restoration	1	5
		Reinstatement		3
		Landscape		4
		Water		

David Scobie RAIA