



Shire of
Katanning
Heart of the Great Southern

‘A prosperous, vibrant and diverse community working together.’

**MINUTES OF AN
ORDINARY COUNCIL MEETING**

Dear Council Member

Minutes of the Ordinary Council Meeting of the Shire of Katanning held on
Tuesday 26 June 2018, in the Shire of Katanning Council Chambers,
14 Austral Terrace, Katanning, commencing at 6:00pm.

DISCLAIMER

The Council of the Shire of Katanning hereby
advises that before taking any action on an application or a
decision of the Council, any applicant or members of the
public should wait for written advice from the Council.

PRESIDING MEMBER _____

DATE SIGNED _____



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1. DECLARATION OF OPENING/ ANNOUNCEMENT OF VISTORS

The Presiding Member declared the meeting open at 6.00pm.

2. RECORD OF ATTENDANCE**PRESENT**

Presiding Member: Cr Liz Guidera - President

Members: Cr John Goodheart
Cr Danny McGrath
Cr Martin Van Koldenhoven
Cr Owen Boxall
Cr Alep Mydie
Cr Ernie Menghini
Cr Kristy D'Aprile

Council Officers: Julian Murphy, Chief Executive Officer
Lisa Hannagan, Executive Manager Finance and Administration
Andrus Budrikis, Executive Manager Property and Assets
Libby French, Manager Finance
Sophie Justins, Executive Assistant to CEO

Gallery: Karen Williamson
Linda Williamson
Peggy Sambell
Jim Sambell
Matt Collis

Media:

Apologies: Sam Davis, Executive Manager Projects and Community Building
Paul Webb, Executive Manager Infrastructure and Development

Leave of Absence: Cr Serena Sandwell

3. RESPONSE TO PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4. DISCLOSURE OF FINANCIAL/IMPARTIALITY INTERESTS

10.1.3	Cr Ernie Menghini	Disclosure of Financial Interest
10.2.4	Cr Alep Mydie	Disclosure of Interest Affecting Impartiality

5. PUBLIC QUESTION/STATEMENT TIME**Linda Williamson Statement**

I have applied for a general purpose shed to be erected on my property. It has been noted that I would like zincalume but I believe there is a recent change in the law that requires new erected shed material to be colorbond. However, I have noticed that there a quite a lot of zincalume sheds in my area so it would fit in best with what is already there.

Julian Murphy Response

The application has been made for a zincalume shed and the recommendation is to accept the application as it has been made which includes zincalume cladding.

Linda Williamson Statement

In relation to the dogs, I have asked for permission to keep four dogs on my property. These are all working dogs and have been on our farm for all their lives. I noticed in the recommendation that I have three male dogs but I only have one male dog and three females. I understand about the barking issue, wandering etc. The dogs are not sterilised but they are microchipped and I have applied to have them registered in the Katanning Shire.

Liz Guidera Response

Linda, could you please clarify which dogs are female and male? One male dog 7 years?

Linda Williamson Response

Yes, that is the male.

Liz Guidera Response

One female 7 years?

Linda Williamson Response

Yes, that is correct. The other two states; one male dog 2 years and one male dogs 2 years, these are both female.

Liz Guidera Response

We will take that information into account when come to that item. Thank you for coming in this evening and addressing the Council.

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

7. PETITIONS/DEPUTATIONS/PRESENTATIONS

Nil.

8. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**8.1 Ordinary Council Meeting – 22 May 2018
(SEE ATTACHED MINUTES)**

MOVED: CR DANNY MCGRATH

SECONDED: CR JOHN GOODHEART

OC68/18 That the minutes of the Ordinary Council Meeting held on Tuesday 22 May 2018 be confirmed as a true record of proceedings.

Voting Requirement: Simple Majority

CARRIED: 8/0

**8.2 Special Council Meeting – 13 June 2018
(SEE ATTACHED MINUTES)**

MOVED: CR DANNY MCGRATH

SECONDED: CR OWEN BOXALL

OC69/18 That the minutes of the Special Council Meeting held on Wednesday 13 June 2018 be confirmed as a true record of proceedings.

Voting Requirement: Simple Majority

CARRIED: 8/0

9. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Nil.

10. REPORTS OF COMMITTEES AND OFFICERS

10.1 EXECUTIVE MANAGER INFRASTRUCTURE & DEVELOPMENT REPORTS

10.1.1 Development Application – Outbuilding, Lot 8 (46) Katanning-Dumbleyung Road, Pinwernying

File Ref: A2911. Application No. 201718054 Ref: 2018-05 (4Y)
Reporting Officer: D Baesjou, Consultant Planner
Date Report Prepared: 28 May 2018

Issue:

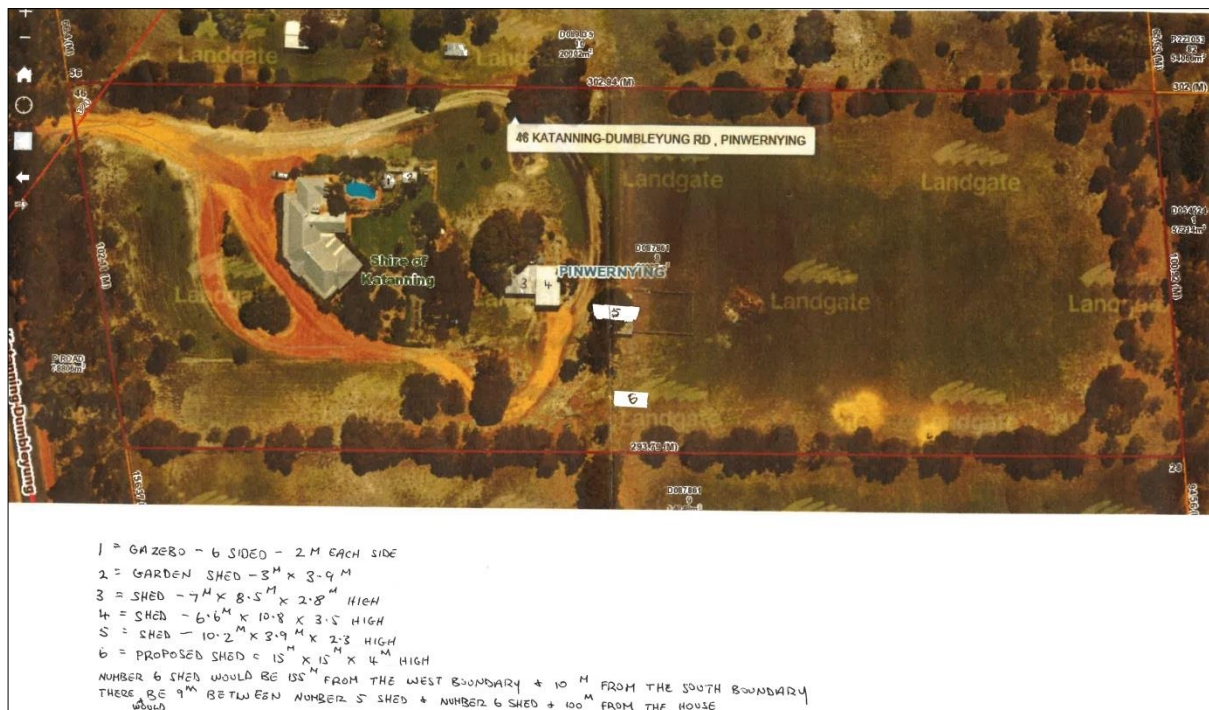
To consider an application for a 225m² Outbuilding to be located to the east of the existing dwelling house at Lot 8 (46) Katanning-Dumbleyung Road, Pinwernying. The application for Development Approval requires determination by the Council because the cumulative floor area of existing and proposed Outbuildings is greater than 200m².

Body/Background:

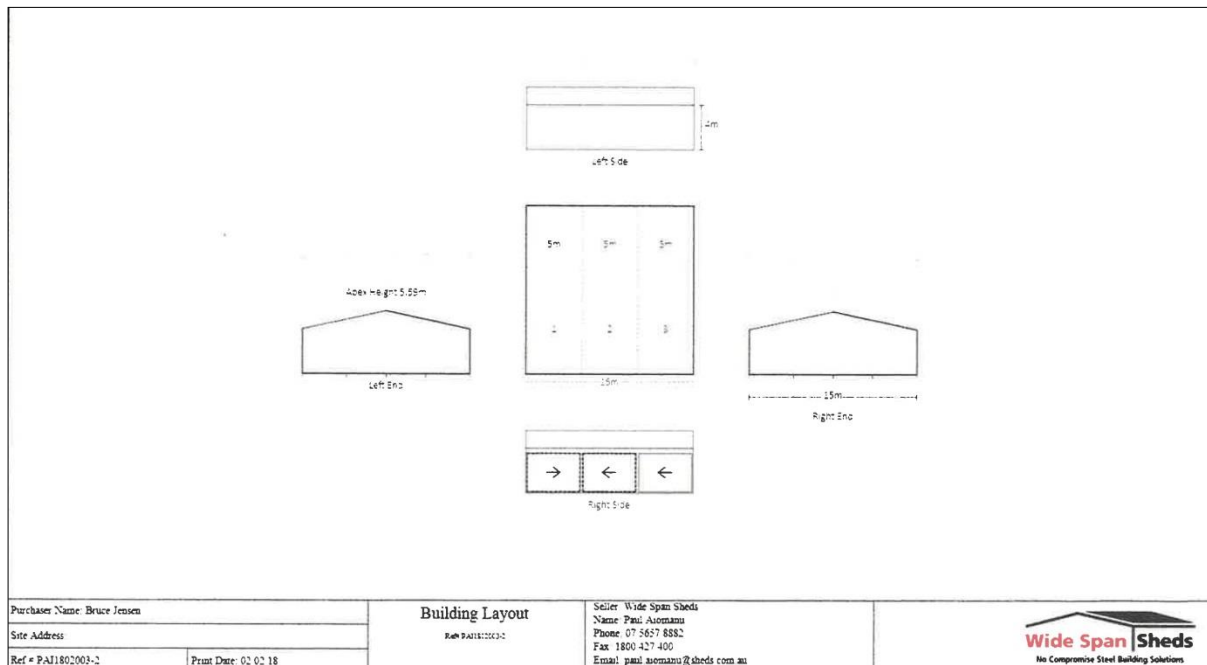
The Application was received on 15 May 2018. The proposal is for a 15m x 15m x 4m Outbuilding. The plans indicate a fully enclosed, steel-framed structure. The proposed cladding is zincalume trimdeck.

The cumulative area of the various existing Outbuildings is approximately 182m².

The applicant has provided a letter of support, setting out the reasons for the proposed over-size Outbuilding. The shed is intended to be used for storage and hobby purposes.



Site Plan



Floor Plan

Bruce & Dawn Jensen
2030 Pingaring / Varley rd
Pingaring 6357.
W.A.

Shire of Katanning

Dear Council,

This letter is to accompany the application for a building permit on the property of 46 Katanning / Dumbleyung road Katanning. We are writing this letter to explain the reason of wanting to build the shed.

We are moving to Katanning to retire and would be utilizing the proposed shed for storage and to pursue a hobby of restoring old tractors & vehicles. The existing sheds are too small to use for my hobby and they will be used to garage a caravan, camper trailer & vehicles.

To do restoration work a workshop is required. There would be no restored or unrestored items that are not under cover on the premises. The new shed would be located 155 metres from the west boundary which is the Katanning / Dumbleyung road, and 10 metres from the south boundary.

There is no residential dwellings in close vicinity to the shed. If there is any other queries or information required from us we can be contacted on.

Bruce's mobile 0457 753153

Dawn's mobile 0428 668027

Kind regards

Bruce & Dawn Jensen

JB Jensen

Lot 8 is 2.9987 ha and has frontage to Katanning-Dumbleyung Road along the full length of the western boundary. Existing development comprises a single storey dwelling, various Outbuildings, formed driveway/access and domestic garden/private open space.

The property is zoned 'Rural Residential' – Area 1 (RR1) under the Shire of Katanning Local Planning Scheme No. 5 (LPS5). Notwithstanding 'Single House' is listed as 'P' (Permitted) in the Rural Residential zone, Table 3 specifies that the Council's planning approval is required for all development in this zone.



Image of Subject Land – Source: Landgate (Aerial 2017)

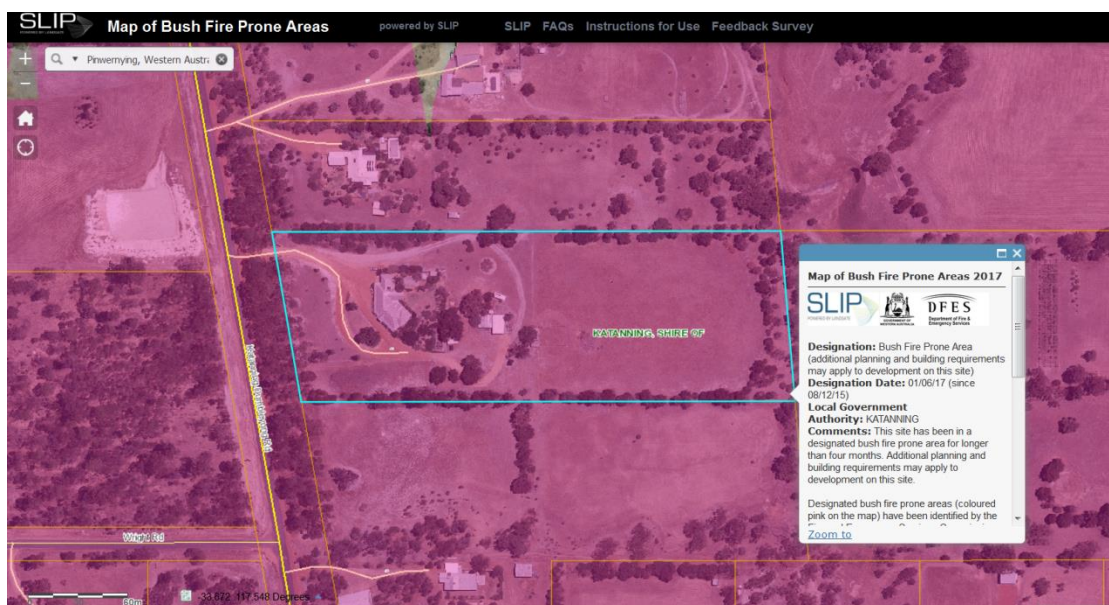


Image showing Subject Land and Bushfire Prone designation

Officers Comment

The application was assessed against the requirements set out in Table 3 and Schedule 1 of LPS5, Shire of Katanning Local Planning Policy No. 1 – Outbuildings (LPP1) and the P&D Regulations 2015.

Site and Development Requirements

The following Table shows the required and proposed setbacks for the Outbuilding.

Minimum Setbacks - Proposed Outbuilding, Lot 8 (46) Katanning-Dumbleyung Road, Pinwernying			
Boundary	Required Setback	Proposed Setback	Comment/ Assessment
Front	30m	155m	<i>Compliant</i>
Southern Side	10m	10m	<i>Compliant</i>
Northern Side:	10m	Approx. 75m	<i>Compliant</i>
Rear	10m	>280m	<i>Compliant</i>

This proposal satisfies the general provisions set out in Table 5, other than Clause 5 which sets out “Wall and roof colours that are highly-visible or reflective such as unpainted zincalume or off-white colours are not permitted”. The new Scheme came into effect in February 2018.

Under the previous Planning Scheme (TPS4), the provisions relating to use of non-reflective material did not apply to this Rural Residential/Special Rural zone. Clause 6.7.4.2 a) required Council to have regard to the colour and texture of external materials; it did not preclude zincalume. As a result, there are a number of zincalume and corrugated iron clad Outbuildings in the Pinwernying ‘Hobby Farm’ precinct.

Clause 34 of LPS5 provides Council with discretion to vary development requirements, if it is satisfied the development is orderly and proper, and will not have adverse effects.

The proposed structure is to be located behind the existing dwelling and is considered to be screened from view. The applicant has advised there has been conferral with the neighbours and no objections or concerns have been raised. In this case, given the predominantly rural character of the area, the widespread, historic use of zincalume type materials and extent of planting, it is considered the size and appearance of the shed will not have significant impact on adjoining properties. The variation (in respect of materials) can be justified.

The subject land is considered to be of sufficient size to accommodate the proposed oversize Outbuilding. The development is compatible with nearby land uses and is considered to meet the Scheme Objectives and for the Rural Residential zone set out in LPS5. Development Approval is recommended, subject to conditions.

Statutory Environment:

Shire of Katanning Local Planning Scheme No. 5 (LPS5).

The Planning and Development (Local Planning Schemes) Regulations 2015 (P&D Regs 2015).

The subject land is not of historical cultural significance. The site is not recorded in the State Register of Heritage Places, the Municipal Inventory or other Heritage lists. Based on a recent search using the DoPLH online Aboriginal Heritage Inquiry System, it is not listed as a Registered Aboriginal Site or Survey Area.

The subject land is designated as a Bush Fire Prone Area (BFPA) as identified by the Fire and Emergency Services Commissioner (Designation Dates: 1/6/2017 since 8/12/15). Notwithstanding the lot area is greater than 1100m², in this case an ‘Exemption’ from the requirements of SPP 3.7 and the deemed provisions is considered to apply to the Outbuilding which is more than 6m from the Dwelling. Furthermore, the landowner is obligated to comply with the Shire of Katanning Fire Management Requirements (Bush Fire Notice), including provision of a ‘2.5 metre wide bare earth firebreak immediately inside along all external boundaries’.

Policy Implications:

Shire of Katanning Local Planning Policy No. 1 – Outbuildings (LPP1). Within the Rural Residential zone LPP1 provides for Outbuildings up to 4.2m in wall height and a maximum cumulative total floor area of 200m². The proposed 225m² Outbuilding is additional to the existing 182m² of various existing Outbuildings and requires determination by the Council.

Financial Implications:

The Application Fee of \$147.00, as set out in Council's Schedule of Fees and Charges, has been paid: Receipt No 241674.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	BUILT ENVIRONMENT	
ASPIRATION	B2	Places for the community to live, work and connect.
OBJECTIVE	B2.3	Orderly development (Town Planning).

Officer's Recommendation/Council Motion:

MOVED: CR DANNY MCGRATH

SECONDED: CR ERNIE MENGHINI

- OC70/18** That Council grants Development Approval for Lot 8 (46) Katanning-Dumbleyung Road, Pinwernying for the purpose of Outbuilding (15m x 15m), subject to the following conditions:
1. Development is to be generally in accordance with approved plans.
 2. Maintenance of the crossover is the responsibility of the developer.
 3. All stormwater runoff from the new structure to be adequately controlled on-site.

Advice Notes

- I. Any alterations or upgrading of the crossover to be in accordance with Shire of Katanning specifications and requirements.
- II. This Development Approval does not constitute a Building Permit.
- III. Future use and development is to comply with the Building Code of Australia and relevant statutes.
- IV. Lot 8 is designated as a Bush Fire Prone Area (BFPA) as identified by the Fire and Emergency Services Commissioner (Designation Dates: 1/6/2017 since 8/12/15). In this case an 'Exemption' from the requirements of SPP 3.7 and the deemed provisions is considered to apply to the Outbuilding which is more than 6m from the Dwelling. The landowner is obligated to comply with the Shire of Katanning Fire Management Requirements (Bush Fire Notice).

Voting Requirement: Simple Majority

CARRIED: 8/0

Cr Danny McGrath spoke for the motion.

10.1.2 Development Application – Outbuilding, Lot 60 (46) Pinwernying Road, Pinwernying

File Ref: A 2190 Application 201718052 Ref: 2018—06 (4X)
Reporting Officer: D Baesjou, Consultant Planner
Date Report Prepared: 15 May 2018

Issue:

To consider an application for two Outbuildings (162m² and 49m²), a sea container, replacement fencing and rural pursuit/hobby farming at Lot 60 (46) Pinwernying Road, Pinwernying.

Body/Background:

An application for Development Approval was received on 8 May 2018. The proposal is for an 18m x 9m x 4.2m general purpose shed, sea container and 7m x 7m horse, hay and equipment shelter at the rear of the existing dwelling house. The plans show a steel-framed structure: the proposed cladding is zincalume.

The applicant has provided a letter of support, setting out the reasons for the proposed Outbuildings. The sheds are intended to be used for storage of tools, farm and horse equipment and hay.

08/05/2018

L.J Williamson
PO Box 174
Gnowangerup.
W.A 6335

TO WHOM IT MAY CONCERN;

We have recently sold our rural property and bought 12 acres on Pinwernying Rd in Katanning. My husband has retired, and this property ticked all our boxes.

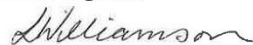
Being ex-farmers we have a shed-load of tools and equipment, but there is no shed on our new property. Hence our application to have a large shed for the tools and equipment that we wish to keep.

We need a smaller shed for hay and horse equipment, as we also have horses.

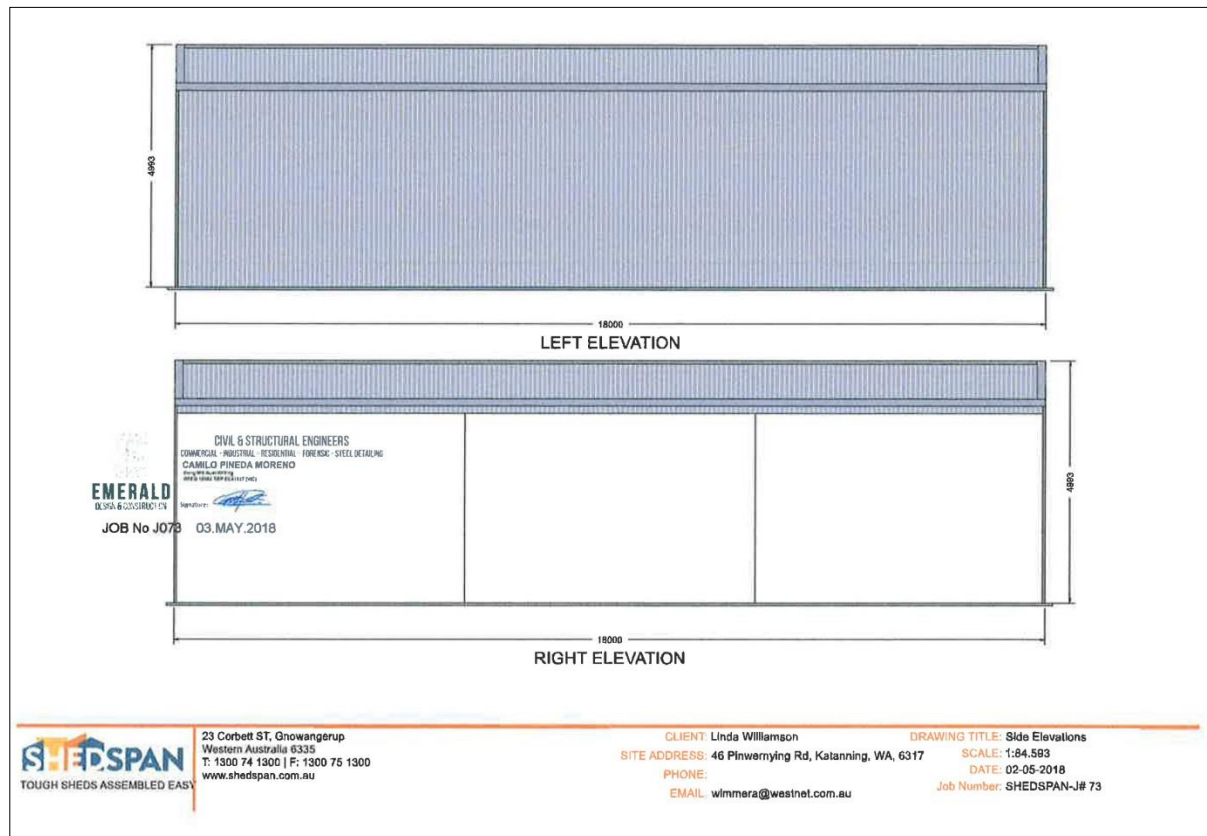
We also have a new sea container we would like to locate on the property as it is storage for many sundry items of sentimental value to us.

We look forward to your response.

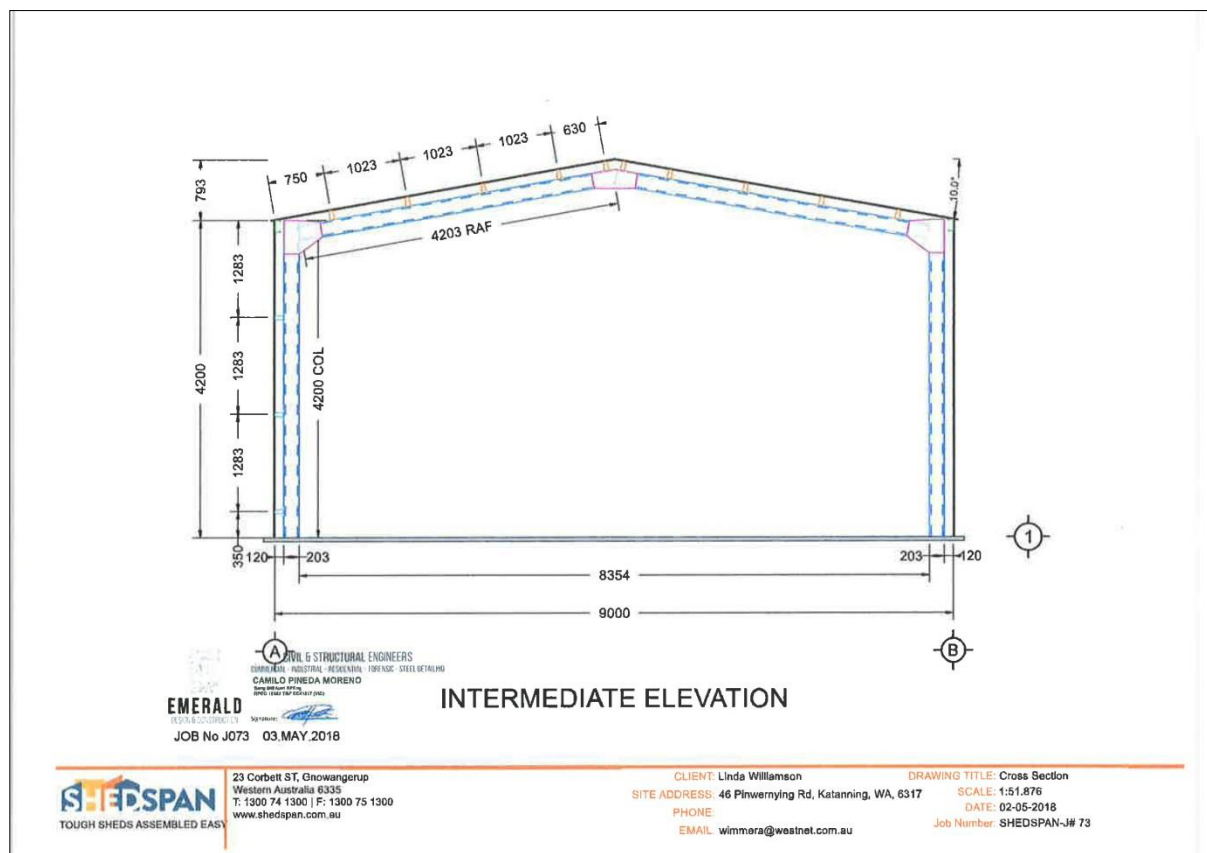
Kind regards,



Linda Williamson
0428 136 535



Side Elevations



Cross Section

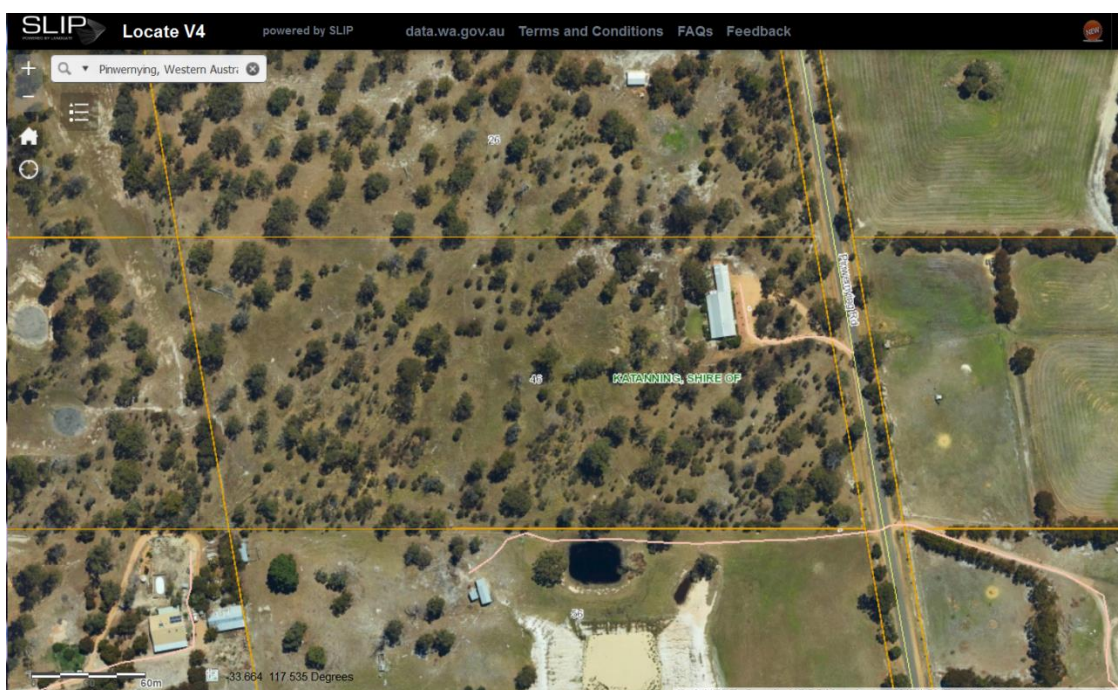


Site Plan

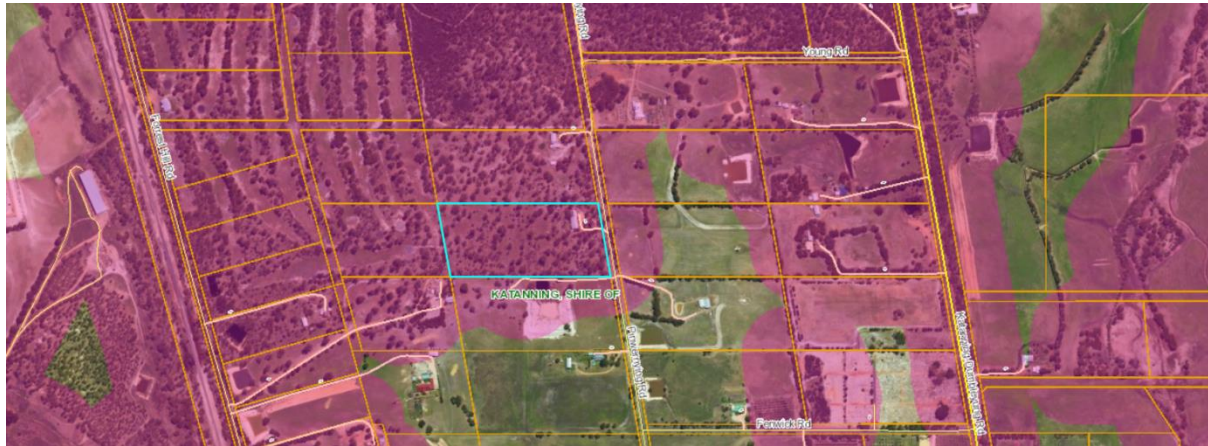
Lot 60 is 5ha and has frontage to Pinwernying Road along the full length of the eastern boundary. Existing development on Lot 60 includes a single storey dwelling, domestic garden/private open space and a constructed driveway.

The subject land is zoned Rural Residential under Local Planning Scheme 5 (LPS5). Notwithstanding 'Single House', and by association 'Outbuilding', is listed as 'P' (permitted) in the Rural Residential zone, Clause 2 of Table 3 specifies that the Council's planning approval is required for all development.

Adjoining lots are zoned Rural Residential and are used for Rural Living.



Aerial image of Lot 60 (46) Pinwernying Road



Aerial image of Lot 60 (46) Pinwernying Road and surrounds showing BFP designation

Officers Comment

The application was assessed, based on the requirements set out in LPS5, the Shire of Katanning Town Planning Scheme Policy No. 1 Outbuildings (LPP1) and the Planning and Development (Local Planning Schemes) Regulations 2015.

Tables 2, 3 and Schedule 1 of LPS5 set out the following relevant Objectives and Requirements for the Rural Residential Zone:

Objectives

- To provide for lot sizes in the range of 1 ha to 4 ha.
- To provide opportunities for a range of limited rural and related ancillary pursuits on rural-residential lots where those activities will be consistent with the amenity of the locality and the conservation and landscape attributes of the land and avoid off-site impacts such as nutrient loss, drainage and/or potential conflicts with adjoining land uses.
- To set aside areas for the retention of vegetation and landform or other features which distinguish the land.
- To provide for a suitable level of physical and community infrastructure

Planning considerations include rural amenity, vegetation protection, landscaping, fire safety, water supply, fencing and the Hobby Farming/Rural Pursuits. Vegetation removal requires Council approval, tree planting may be required as a condition of development approval and the keeping of animals shall not cause nuisance or adverse environmental impacts.

The following summary compares the minimum and proposed setbacks for this development, based on the requirements set out in LPS5.

Minimum Setbacks - Proposed Outbuildings, Lot 60 (46) Pinwernying Road, Pinwernying			
Boundary	Required Setback	Proposed Setback	Comment/ Assessment
Front	15m	Approx. 115m	<i>Compliant</i>
Sides	10m	North - 10m	<i>Compliant</i>
		South > 110m	<i>Compliant</i>
Rear	10m	> 150m	<i>Compliant</i>

This proposal satisfies the general provisions set out in Table 5, other than Clause 5 which sets out “Wall and roof colours that are highly-visible or reflective such as unpainted zincalume or off-white colours are not permitted”. The new Scheme came into effect in February 2018.

Under the previous Planning Scheme (TPS4), the provisions relating to use of non-reflective material did not apply to this Rural Residential/Special Rural zone. Clause 6.7.4.2 a) required Council to have regard to the colour and texture of external materials. As a result, there are a considerable number of zincalume and corrugated iron clad Outbuildings in the Pinwernying ‘Hobby Farm’ precinct.



Lot 60 (46) Pinwernying Road, Front view of existing dwelling showing crossover and remnant vegetation.



Adjoining development – South of subject land.



Adjacent development – Opposite subject land.

Clause 34 of LPS5 provides Council with discretion to vary development requirements, if it is satisfied the development is orderly and proper, and will not have adverse effects.

The proposed structures are to be located behind the existing dwelling and are considered to be screened from view. The applicant has advised there has been conferral with the neighbours and no objections or concerns have been raised. In this case, given the predominantly rural character of the area, the widespread use of zincalume type materials, the lot sizes and extent of remnant vegetation, the variation can be justified.

Under LPS5 and the new Planning Regulations, the proposed rural fence requires Development Approval because it involves 'works'.

works, in relation to land, means:

- (a) Any demolition, erection, construction, alteration of or addition to any building or structure on the land; and
- (b) The carrying out on the land of any excavation or other works.

Clause 8.1.2 (b) (iii) of the Shire's previous Scheme (TPS4) specified that boundary fencing did not require Planning Approval. No such exemption applies under LPS5. A new Shire of Katanning Planning Policy to this effect may be appropriate.

The subject land is considered to be of sufficient size to accommodate the proposed Outbuildings and associated keeping of animals (Rural Pursuit/Hobby Farm). The development is consistent with other development and compatible with land uses in this area.

The proposal is considered to meet the Scheme Objectives and for the Special Rural zone set out in Local Planning Scheme 5. Planning Approval is recommended, subject to conditions.

Statutory Environment:

Shire of Katanning Town Planning Scheme No.5.

The Planning and Development (Local Planning Schemes) Regulations 2015.

The subject land is not of historical cultural significance. The site is not recorded in the State Register of Heritage Places, the Municipal Inventory or other Heritage lists. It is not listed as a Registered Aboriginal Site or Survey Area, based on a recent search using the DoPLH online Aboriginal Heritage Inquiry System.

The subject land is within a designated Bush Fire Prone Area (BFPA) as identified by the Fire and Emergency Services Commissioner (Designation Dates: 1/6/2017 since 8/12/15). In this case an 'Exemption' from the requirements of SPP 3.7 and the deemed provisions is considered to apply to the Outbuildings which are more than 6m from the Dwelling. Furthermore, the landowner is obligated to comply with the Shire of Katanning Fire Management Requirements (Bush Fire Notice), including provision of a '2.5 metre wide bare earth firebreak immediately inside along all external boundaries'.

Policy Implications:

The Shire of Katanning Town Planning Scheme Policy No. 1 Outbuildings (LPP1) provides for Outbuildings in the Special Rural zone up to 4.2m in wall height and a maximum cumulative total floor area of 200m². This proposal for Outbuildings, with a cumulative floor area of 211 m², is within the scope of the 20% variation allowed for under Clause 11 and therefore accords with SoK LPP1.

Financial Implications:

The applicant has paid the \$147 Planning Application Fee, as set out in Council's Schedule of Fees and Charges. Receipt Number 241595.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	BUILT ENVIRONMENT	
ASPIRATION	B2	Places for the community to live, work and connect.
OBJECTIVE	B2.3	Orderly development (Town Planning).

Officer's Recommendation/Council Motion:**MOVED: CR MARTIN VAN KOLDENHOVEN****SECONDED: CR JOHN GOODHEART**

- OC71/18** **That Council grants Development Approval for Lot 60 (46) Pinwernying Road, Pinwernying for the purpose of Outbuildings, replacement fencing and Rural Pursuit/Hobby Farm, subject to the following conditions:**
- 1. Development is to be generally in accordance with approved plans.**
 - 2. Maintenance of the crossover is the responsibility of the developer.**
 - 3. All stormwater runoff from the new structure to be adequately controlled on-site. Any connection to the district drainage system is to be to the satisfaction of the Executive Manager of Infrastructure & Development**

Advice Notes

- I. Any alterations or upgrading of the crossover to be in accordance with Shire of Katanning specifications and requirements.**
- II. This Development Approval does not constitute a Building Permit.**
- III. Future use and development is to comply with the Building Code of Australia and relevant statutes.**
- IV. Lot 60 is designated as Bush Fire Prone Area (BFPA) as identified by the Fire and Emergency Services Commissioner. In this case an 'Exemption' from the requirements of SPP 3.7 and the deemed provisions is considered to apply to the Outbuildings which are more than 6m from the Dwelling. None-the-less, the landowner is obligated to comply with the Shire of Katanning Fire Management Requirements (Bush Fire Notice).**

Voting Requirement: Simple Majority**CARRIED: 8/0**

Cr Martin Van Koldenhoven spoke for the motion.

Cr Ernie Menghini disclosed a financial interest in Item 10.1.3 as he is the contractor to erect the shed and left the room at 6.07pm.

10.1.3 Development Application – Outbuilding – Lot 856 (34) Bond Street, Katanning

File Ref: A 1201 Application No. 201718057 Ref: 2018-07 (4L)

Reporting Officer: D Baesjou, Consultant Planner

Date Report Prepared: 14 June 2018

Issue:

To consider an application for an oversize, over-height Outbuilding (288m², 5m walls) at Lot 856 (34) Bond Street, Katanning.

Body/Background:

An application for Development Approval was received on 11 June 2018. The proposal is for a 24m x 12m x 5m Outbuilding at the rear of the existing dwelling house. The plans indicate a fully enclosed, steel-framed structure. The proposed wall cladding is classic cream colorbond® and the roof is to be zincalume.

The applicant has provided a letter of support, setting out the reasons for the proposed oversize Outbuilding. The sheds are intended to be used for storage of a motor home and private collection of cars.

GREG & TANIA WEBB
34 BOND STREET
KATANNING WA 6317

28th May 2018

SHIRE OF KATANNING
AUSTRAL TCE
KATANNING WA 6317

TO WHOM IT MAY CONCERN

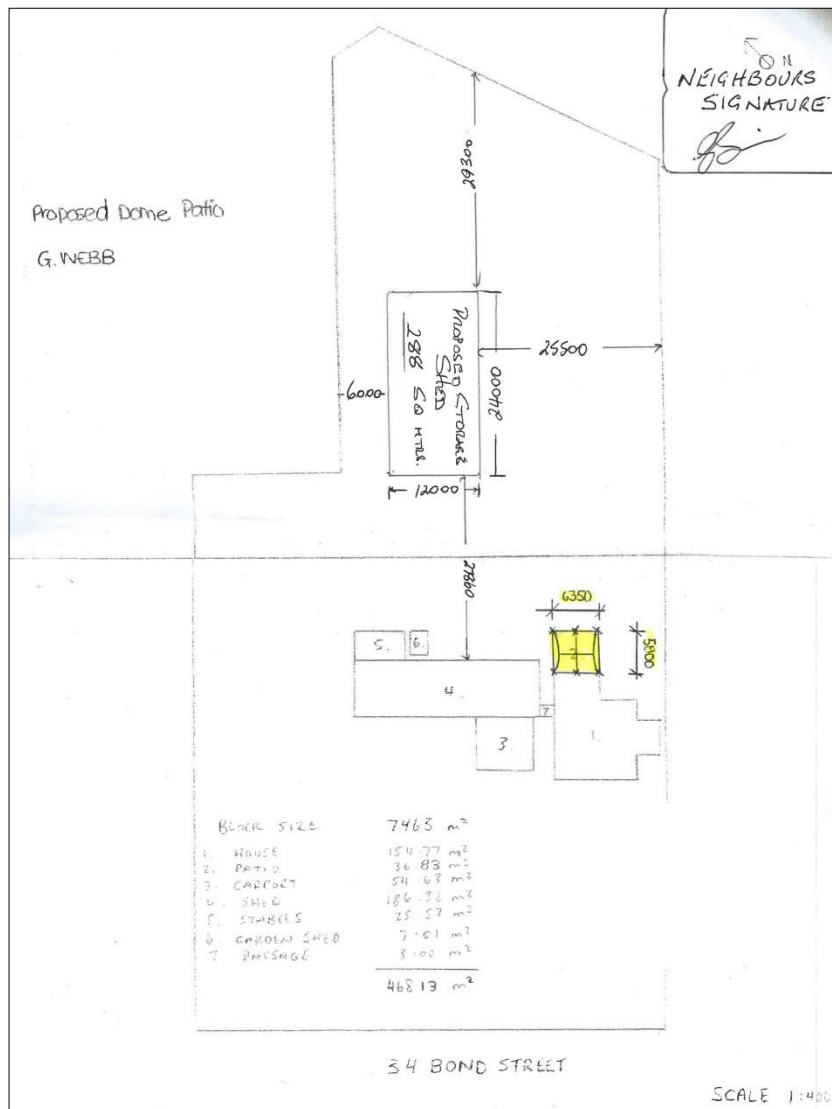
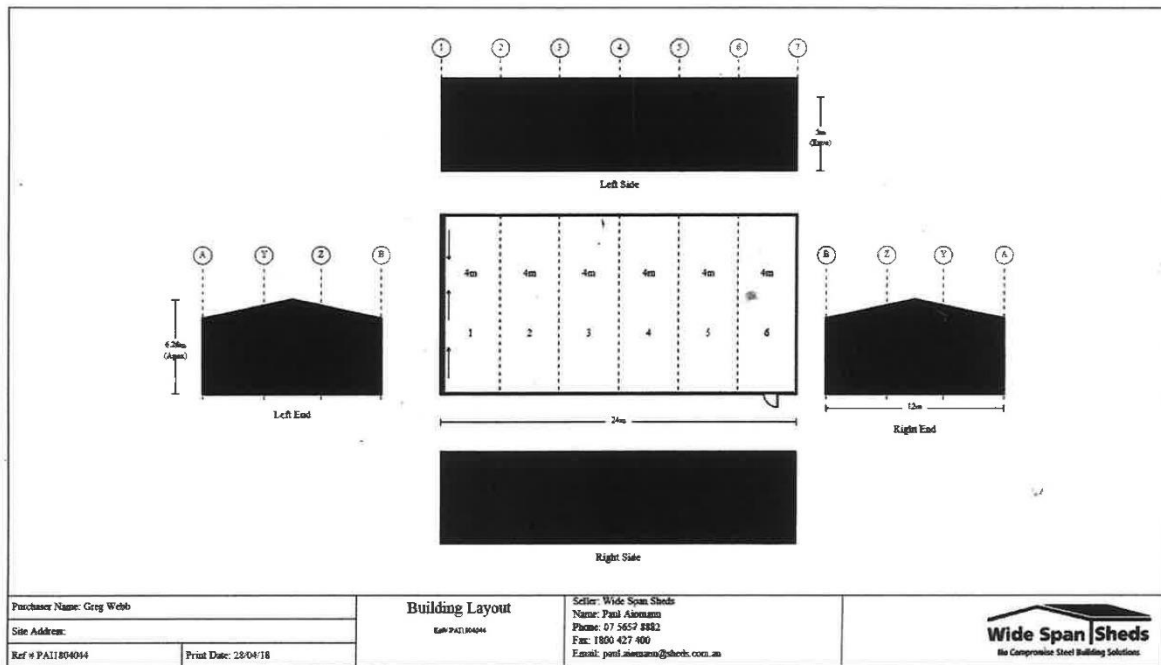
In regards to the proposed large shed for the above address, it is to house a motor home and an extensive range of collectible cars, which we currently store at our commercial premises, but because of the volume of work that our business carries out and storage that we need for the business we would like to remove the cars and motor home from the commercial property (see attached photos).

If you have any questions feel free to give Greg or myself a call.

Regards,

Y Webb

GREG & TANIA WEBB
0417961759/0429112397



Lot 856 is 7463m² and has frontage to Bond Street along the full length of the eastern boundary. Existing development on includes a single storey dwelling, various additions, garages, a patio and domestic garden/private open space.

The subject land is zoned Residential under Local Planning Scheme 5 (LPS5). The R20 Residential Density Coding applies. Notwithstanding 'Single House', and by association 'Outbuilding', is listed as 'P' (permitted) the Council's planning approval is required for development that does not satisfy the deemed-to-comply criteria of the Residential Design Codes and relevant Council Policy.

The adjoining lots to the north and east are zoned Residential R20. Land to the south and west comprises Reserve 8395 which is vested with the Shire of Katanning; its purpose is 'Recreation'. It contains the All Ages Playground, Apex Park and drainage/creekline and is Public Open Space reserve under LPS5.



Aerial image of Lot 856 (34) Bond Street, Katanning



Aerial image of subject land and surrounds showing BFP designation (in pink) and proximity to creek line.

Officers Comment

The application was assessed, based on the requirements set out in LPS5 and the Planning and Development (Local Planning Schemes) Regulations 2015, the R-Codes and Shire of Katanning Town Planning Scheme Policy No. 1 Outbuildings (LPP1).

Site and Development Requirements

The following Table shows the required and proposed setbacks for this development based on the nominated dimensions of the Outbuilding.

Minimum Setbacks - Proposed Outbuilding, Lot 31 Kojonup-Katanning Road			
Boundary	Required Setback	Proposed Setback	Comment/Assessment
Primary Street	6m	>50m	<i>Compliant</i>
Side - (height 5m, length 24m)	2m	6m (south) 25.5m (north)	<i>Compliant</i>
Rear - (height 5.6m, length 12m)	1.5m	29.3m	<i>Compliant</i>

R-Codes

Design Principle (P) and Deemed-to-comply (C) reference and Officer *assessment/comment*:

5.1.2 Front setback (C2.1) - *min 6m*

5.1.3 Lot boundary setback (C3.2 ii) *Compliant*

5.1.6 Building Height (C6) – *R Codes compliant. Adopted Planning Policy No 1 provides for Outbuilding wall height of up to 4.32m (3.2m, plus 20%) – This proposal is for 5m high side walls and 5.6m high rear wall Therefore proposal is Non-compliant with Outbuildings Policy LPP1 – variation sought to allow for over-height walls.*

5.2.5 Sight Lines (C5) – *unobstructed at crossover.*

5.4.2 Solar Access [Overshadowing] (C2.1) – *Compliant: single storey development is setback in excess of 6m from northern boundary of neighbouring property (POS Reserve).*

Given the location of the proposed shed and the nature of nearby land uses and exiting development it is considered the proposed over-size, over-height Outbuilding will not have a significant impact on adjoining land. The subject land is considered to be of sufficient size to accommodate the proposed development.

Development Approval is recommended, subject to conditions.

Statutory Environment:

Shire of Katanning Town Planning Scheme No.5.

The Planning and Development (Local Planning Schemes) Regulations 2015.

The Residential Design Codes (R Codes).

The subject land is not of historical cultural significance. The site is not recorded in the State Register of Heritage Places, the Municipal Inventory or other Heritage lists. It is not listed as a Registered Aboriginal Site or Survey Area, based on a recent search using the DoPLH online Aboriginal Heritage Inquiry System.

The subject land is within a designated Bush Fire Prone Area (BFPA) as identified by the Fire and Emergency Services Commissioner (Designation Dates: 1/6/2017 since 8/12/15). In this case an

'Exemption' from the requirements of SPP 3.7 and the deemed provisions is considered to apply to the Outbuildings which are more than 6m from the Dwelling.

The rear portion of Lot 856 is within the Flood Area identified on Figure 13 E of the 2014 Katanning Flood Assessment prepared by Opus International. The proposed Outbuilding is approximately 60m from the creekline, but is partially within the 'Extent of the Flood Area', shown as a dashed blue line. By extrapolating the anticipated 1:100 flood level, based on the 2m intervals and mapping contained in the Flood Assessment, it is estimated the flood edge in the vicinity is estimated to be 305m AHD. It would appear that the Natural Ground Level at the site of the proposed Outbuilding is more than 306m AHD and that the development will achieve the 500mm clearance from known flood level, as required by part 3(a) in Table 8 of draft LPS5. Never-the-less, it is recommended that Development Approval be conditional upon a Finished Floor Level (FFL) of not less than 305.5m AHD.



*Extract from Figure 13E Katanning Flood Assessment Opus 2014 showing
'Extent of Flood Area – Flood Level Contours at 2m intervals'*

Policy Implications:

The Shire of Katanning Town Planning Scheme Policy No. 1 Outbuildings (LPP1) provides for Outbuildings in the Residential zone up to 3m in wall height and a maximum cumulative total floor area of 60m². The proposed 288m² over height Outbuilding requires determination by the Council.

Financial Implications:

As set out in Council's Schedule of Fees and Charges. The \$147 Planning Application Fee has been paid.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	BUILT ENVIRONMENT	
ASPIRATION	B2	Places for the community to live, work and connect.
OBJECTIVE	B2.3	Orderly development (Town Planning).

Officer's Recommendation/Council Motion:**MOVED: CR MARTIN VAN KOLDENHOVEN****SECONDED: CR KRISTY D'APRILE**

- OC72/18** That Council grants Development Approval for Lot 856 (34) Bond Street, Katanning for the purpose of Outbuilding (12m x 24m x 5m), subject to the following conditions:
1. Development is to be generally in accordance with approved plans.
 2. The Finished Floor Level of the building to be not less than 305.5m AHD
 3. All stormwater runoff from the new structure to be adequately controlled on-site. Any connection to the district drainage system is to be to the satisfaction of the Executive Manager of Infrastructure & Development.

Advice Notes

- I. Any alterations or upgrading of the crossover to be in accordance with Shire of Katanning specifications and requirements.
- II. Maintenance of the crossover is the responsibility of the developer.
- III. This Development Approval does not constitute a Building Permit.
- IV. Future use and development is to comply with the Building Code of Australia and relevant statutes.
- V. Lot 856 is designated as Bush Fire Prone Area (BFPA) as identified by the Fire and Emergency Services Commissioner.

Voting Requirement: Simple Majority

CARRIED: 7/0

Cr Martin Van Koldenhoven spoke for the motion.

Cr Kristy D'Aprile spoke for the motion.

Cr Ernie Menghini returned to the room at 6.08pm.

10.1.4 Application to Register Four Dogs

File Ref: A2190
Reporting Officer: Paul Webb, Executive Manager Infrastructure & Development
Date Report Prepared: 18 June 2018

Issue:

To consider the application of four dogs to be housed at the property located at 46 Pinwernying Road, Katanning subject to certain conditions.

Body/Background:

The Shire of Katanning *Dog Local Law 1986, as amended 1995* limits the number of dogs kept on any premises to two dogs over the age of three months and the young of those dogs under that age.

Linda and Sharon Williamson residents of Katanning have requested an exemption to keep four dogs be considered by Council in accordance with the provisions of section 26 of the *Dog Act 1976*, which allows a local government to consider and grant such an exemption to its local law.

Once a decision has been made by Council, any person who is aggrieved by conditions imposed by the decisions or the refusal of a local government to grant an exemption may appeal in writing to the State Administrative Tribunal for a review of the decision.

Officer's Comment:

Currently there is no provision in the *Dog Act 1976* allowing a local government to delegate authority to council officers regarding these matters, and all applications must be considered by the Council.

Statutory Environment:

Under Section 26 of the *Dog Act 1976*, Subsection (1) states that a local government may, by a local law under this Act-

- (a) *Limit the number of dogs that have reached 3 months of age that can be kept in premises in the local government's district:*

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	SOCIAL	
ASPIRATION	S2	A safe community.
OBJECTIVE	S2.1	Strive for a community where people feel safe and secure.
OBJECTIVE	S2.1.2	Ensure effective management of animals within the community.

Officer's Recommendation/Council Motion:**MOVED: CR KRISTY D'APRILE****SECONDED: CR DANNY MCGRATH**

OC73/18 That Council, pursuant to the provisions of the *Dog Act 1976* and the *Shire of Katanning Dog Local Law 1986 as amended 1995*, approves the application for an exemption to keep four dogs on a property currently occupied by Linda and Sharon Williamson, 46 Pinwernying Road Katanning being:

- 1 male dog 11 years registered with Shire of Katanning, unsterilized, microchipped & vaccinated;
- 1 female dog 7 years registered with Shire of Katanning, unsterilized, microchipped & vaccinated;
- 1 female dog 2 years registered with Shire of Katanning, unsterilized, microchipped & vaccinated; and
- 1 female dog 2 years registered with Shire of Katanning, unsterilized, microchipped & vaccinated.

This approval is subject to the following conditions:

1. Only the dogs subject to this exemption are to be kept at this property;
2. All dogs are to have their registrations along with microchip details transferred to the Shire of Katanning in accordance with the *Dog Act 1976*;
3. *Fences are to be maintained in order to secure the dogs on the property*;
4. The yard area of the property where the dogs are kept is to be maintained in a clean and tidy condition;
5. Dog faeces are to be disposed of in the weekly refuse service or by other approved means;
6. Dogs kept at the property are not permitted to bark so as to create a nuisance;
7. The exemption relates to the individual dog's subject to this application *only*. The applicant will not be permitted to register more than the prescribed number of dogs upon any of these dogs no longer being in the applicant's care, control and/or possession; and
8. On receipt of a justifiable complaint, Council may revoke or vary the exemption at any time.

Voting Requirement: Simple Majority

CARRIED: 8/0

Cr Kristy D'Aprile spoke for the motion.

Cr Owen Boxall spoke for the motion.

Cr Danny McGrath spoke for the motion.

10.2 EXECUTIVE MANAGER FINANCE & ADMINISTRATION REPORTS

10.2.1 Schedule of Accounts (ATTACHMENTS)

File Ref: FM.FI.4
Reporting Officer: Libby French, Manager Finance
Report Prepared: 20 June 2018

Body/Background:

This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996. A Local Government is to develop procedures for the authorisation of, and payment of, accounts to ensure that there is effective security for, which money or other benefits may be obtained.

Below is a summary of the payments made for the financial year:

Month	Cheques 2017/18	EFT Payments 2017/18	Direct Debits 2017/18	Credit Card 2017/18	Payroll 2017/18	Trust 2017/18	Total Payments 2017/18
July	2,094.85	489,112.68	339,827.72	0.00	306,119.77	5.42	1,137,160.44
August	2,811.70	1,522,631.19	312,531.27	5,770.39	339,435.06	1,212.68	2,184,392.29
September	11,566.95	673,455.54	207,121.69	9,182.67	512,962.08	0.00	1,414,288.93
October	1,593.85	609,769.21	311,427.60	6,525.35	136,693.64	777.84	1,066,787.49
November	5,708.35	770,537.18	335,679.48	0.00	489,261.53	339.90	1,601,526.44
December	1,595.12	862,079.95	284,881.78	0.00	305,441.24	0.00	1,453,998.09
January	22,086.92	571,328.07	285,146.70	30,166.65	297,912.30	283.25	1,206,923.89
February	48,222.57	837,972.25	281,479.76	2,125.15	303,402.18	0.00	1,473,201.91
March	58,849.47	1,396,713.97	304,833.01	0.00	310,768.18	0.00	2,071,164.63
April	40,842.08	875,751.87	291,588.94	6,862.26	319,715.60	2,823.66	1,537,584.41
May	18,030.32	1,306,224.22	527,860.16	19,149.13	503,871.73	396.55	2,375,532.11
June							0.00
Total	213,402.18	9,915,576.13	3,482,378.11	79,781.60	3,825,583.31	5,839.30	17,522,560.63

Officer's Comment:

The schedule of accounts for the month of May 2018 are attached.

Statutory Environment:

Local Government (Financial Management) Regulations 1996.

Policy Implications:

There are no direct policy implications in relation to this item.

Financial Implications:

Expenditure in accordance with the 2017/18 Annual Budget.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	LEADERSHIP	
ASPIRATION	L2	A collaborative, progressive and resilient local government which is sustainably resourced.
OBJECTIVE	L2.1	Optimise use of shire resources – improve organisational systems.

Officer's Recommendation/Council Motion:**MOVED: CR DANNY MCGRATH****SECONDED: CR KRISTY D'APRILE**

OC74/18 That Council endorses the Schedule of Accounts as presented, being cheques 42033-42041 totalling \$18,030.32, EFT payments 24990-25179 totalling \$1,306,224.22, direct payments totalling \$527,860.16, credit card payments totalling \$19,149.13 and trust payments totalling \$396.55 authorised and paid in May 2018.

Voting Requirement: Simple Majority.

CARRIED: 8/0

10.2.2 Monthly Financial Reports (ATTACHMENTS)

File Ref: FM.FI.4
Reporting Officer: Libby French, Manager Finance
Report Prepared: 20 June 2018

Body/Background:

The Local Government (Financial Management) Regulation 34 states that a local government must prepare a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget for the month.

Variances between budgeted and actual expenditure including the required Material Variances (10% with a minimum value of \$10,000) are included in the variance report.

Officer's Comment:

A variance report is included with the monthly financial statements.

Statutory Environment:

Local Government (Financial Management) Regulations 1996.

Policy Implications:

There are no direct policy implications in relation to this item.

Financial Implications:

Monthly Statement of Financial Activity.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	LEADERSHIP	
ASPIRATION	L2	A collaborative, progressive and resilient local government which is sustainably resourced.
OBJECTIVE	L2.1	Optimise use of shire resources – improve organisational systems.

Officer's Recommendation/Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR DANNY MCGRATH

OC75/18 That Council adopts the Statement of Financial Activity for the month ending 31 May 2018, as presented.

Voting Requirement: Simple Majority.

CARRIED: 8/0

10.2.3 Policy – Habitual or Vexatious Complainants **(ATTACHMENT)**

File Ref: CU.PU.2
Reporting Officer: Lisa Hannagan, Executive Manager Finance & Administration
Date Report Prepared: 13 June 2018

Issue:

Section 2.7(2)(b) of the Local Government Act 1995 (“the Act”) states that the making of policy is a role of the Council.

Policies provide ownership and accountability to the Katanning community and for the Council and staff of the Shire. The Habitual or Vexatious Complainants Policy has been drafted to ensure clarity and consistency when managing the behaviour of complainants who meet the criteria and to reflect the Council’s commitment to ensuring best practice governance principles.

Body/Background:

Council were provided with the draft policy on Habitual or Vexatious Complainants at the Council Forum held on 12 June 2018.

Officer’s Comment:

The Shire of Katanning is the subject of high levels of scrutiny in relation to its activities and the many services it provides and this is recognised by Council as necessary to ensure continuous improvement in the way the Shire delivers services to our community. The Shire of Katanning has processes in place to accept feedback, good, bad or otherwise from our community.

The Shire of Katanning regularly uses customer feedback to assess and improve delivery of services to our communities, when possible and where appropriate. The Shire of Katanning, as with every other local government and authority, generally seeks to increase engagement with our community.

Unfortunately, there are individuals and sometime groups within the community who will not be satisfied with our responses to their complaints and/or issues. These individuals are habitual or vexatious complainants who are unable to accept that their issue has been dealt with to the best of our abilities.

The proposed policy would formalise the way in which the Shire of Katanning manages the impact of habitual or vexatious complainants and make public (via published Council Policies on the Shire website) how those complainants will be managed.

It is not acceptable for the Shire to refuse to deal with anyone and the draft policy does not suggest that. What is possible, by having a clear position articulated by a Council Policy, is to better manage the behaviour and reduce the time consumed and resources wasted by such individuals or groups.

Statutory Environment:

The *Local Government Act 1995* Section 2.7(2)(b) states that the Council is to determine the local government's policies.

Policy Implications:

The Policy Register will be updated according to Council resolution.

Financial Implications:

There are no financial implications.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	LEADERSHIP	
ASPIRATION	L2	A collaborative, progressive and resilient local government which is sustainably resourced.
OBJECTIVE	L2.1	Optimise use of shire resources – improve organisational systems.

Officer's Recommendation/Council Motion:

MOVED: CR DANNY MCGRATH

SECONDED: CR JOHN GOODHEART

OC76/18 That Council adopts the Habitual or Vexatious Complainants policy.

Voting Requirement: Simple Majority

CARRIED: 8/0

Cr Danny McGrath spoke for the motion.

Cr Alep Mydie disclosed an interest affecting impartiality in Item 10.2.4 as he is the Owner of the Daily Grind Café.

10.2.4 Proposal for two (2) 15-minute parking bays on Austral Terrace
(ATTACHMENT)

File Ref: CU.PU.4
Reporting Officer: Lisa Hannagan, Executive Manager Finance & Administration
Date Report Prepared: 14 June 2018

Issue:

The consider the declaration of two 15-minute parking zones on Austral Terrace.

Body/Background:

Complaints have been received by Council from small businesses located on Austral Terrace, between the Unit Hotel and Dome Café in relation to accessibility to their business.

The businesses effected state that their customers are being inconvenienced due to an increased volume of cars parking, for extended periods of time, at the location in front of their businesses.

Officer's Comment:

There are several businesses around this location on Austral Terrace that may benefit if a small number of parking bays are declared and signed as "15-minute parking" zones.

There is a picture framing business, Chinese restaurant and small businesses located in the mall area which connects with Target who may be affected by the parking load which has recently increased on Austral Terrace with the opening of a new Dome Café/Hotel/Wine bar.

Customers of the affected businesses, with frontages onto Austral Terrace, are generally of a short term, pick up/drop nature and therefore the inclusion of short term parking bays which turn over frequently would be considered beneficial and allow their customers better access to their businesses.

Statutory Environment:

This decision is in terms of the Shire of Katanning Local Laws Part VI, Division 2 – Standing and Parking of vehicles.

Section 6.3(b) Erection of Signs to Regulate Parking a discretionary authority is conferred on the Council by resolution to constitute, determine and vary, and also indicate by signs, from time to time regulations and restrictions of parking and standing of vehicles of a specified class or of specified classes in all thoroughfares or specified thoroughfares or in parts of thoroughfares or reserves at all times or specified times, but that discretionary authority shall not be exercised in a manner inconsistent with the provision of these local laws.

Section 6.4(a) Parking Conduct A person shall not stand or park a vehicle in a thoroughfare or part of a thoroughfare if by such a sign the standing of vehicles is permitted for a specified time, for longer than that time.

Policy Implications:

Nil.

Financial Implications:

Signage would need to be erected. This would cost approximately \$500. The Ranger would need to monitor parking duration to ensure compliance.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	LEADERSHIP	
ASPIRATION	B1	Infrastructure that meets community needs.
OBJECTIVE	L2.1	Implement safe and effective road and transport networks Our roads and carriageways are well maintained and meet the community's needs.

Officer's Recommendation:

That Council, in accordance with the Shire of Katanning Local Laws (Part VI - Parking), declares two bays as "15-minute parking zones" at the entrance to the Piesse Store Buildings at 38 Austral Terrace, Katanning.

Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR ERNIE MENGHINI

OC77/18 That Council, in accordance with the Shire of Katanning Local Laws 1997 (Part VI – Parking), declares:

1. 6 parking bays as 15-minute parking zones (Monday to Saturday 8.00am to 6.00pm) at the entrance to the Piesse Store Buildings at 38 Austral Terrace, Katanning; and
2. 4 parking bays as 15-minute parking zones (Monday to Saturday 8.00am to 6.00pm) adjacent to the Old Mill Buildings 122-124 Clive Street Katanning.

Voting Requirement: Simple Majority

CARRIED: 8/0

Cr Kristy D'Aprile spoke for the motion.

REASON FOR THE DECISION:

Council wish to have limited time car bays included in Clive Street and believe more than 2 car bays would be appropriate.

10.3 EXECUTIVE MANAGER, PROJECTS AND COMMUNITY BUILDING REPORTS

Nil.

10.4 EXECUTIVE MANAGER, PROPERTY & ASSETS REPORTS**10.4.1 KHCP: Town Centre Precinct: RV Overnight Parking and Dump Point
(ATTACHMENT)**

File Ref: CP.DE.13
Reporting Officer: Andrus Budrikis, Executive Manager, Property & Assets
Date Report Prepared: 18 June 2018

Issue:

To endorse the Aberdeen Street RV Overnight Park Concept Plan and budget to allow the RV Overnight Park to be progressed and completed prior to the closing of the All Ages Playground RV dump point.

Body/Background:

At OCM 24 April 2018 Council approved a priority list of Town Centre projects to include in the Katanning SuperTown Heritage Centre project. The Aberdeen Street RV Overnight Park and Dump Point was prioritised sixth on the list.

Concept planning for the RV Park has been undertaken. The concept plan was reviewed by the Town Centre Working Group. The item from the 28.3.2018 Working Group Minutes noted;
2.2.6 Aberdeen – RV overnight parking and RV dump point (concept underway).

The location of the RV overnight parking and dump point in the old caravan park on Aberdeen Street was confirmed by group as the appropriate location these facilities. It was agreed that investigation into the entrance and exit points from Aberdeen Street was to be undertaken to establish any modifications required on the street layout, adequate signage, traffic flow and parking arrangements.

The concept plan was also reviewed by the Townscape Committee on 17 April 2018.

Officer's Comment:

At the KHCP PAG meeting of 7 June 2018 it was recommended that the Aberdeen Street RV Overnight Parking and Dump Point project be progressed as soon as possible. At this stage the requested traffic engineering study to the Arbour St and Clive St intersections with Aberdeen Street have not been completed

The current budget estimate for these works, including a \$30k allowance for changes to the Aberdeen Street intersections, is \$180k.

If the RV Park concept plan is approved by Council the project team will be able to move into organising construction of the park with a view to completing the works prior to the RV dump point at the All Ages Playground being decommissioned. The investigations into the traffic engineering study for the Arbour Street and Clive Street intersections will continue. Any

proposed work at these intersections will be submitted to Council for approval prior to works on the intersections commencing.

Statutory Environment:

Local Government Act 1995

Policy Implications:

Nil

Financial Implications:

The works will have to be undertaken within the budget allocation of the KSHCP. The estimated budget is \$180k

The current total allocation for Town Centre Precinct, including a \$122k contingency, is \$1.909m.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	BUILT ENVIRONMENT	
ASPIRATION	B1	Infrastructure that meets community need
OBJECTIVE	B1.2	Provide Council facilities that meet community need
PRIORITY	BUILT ENVIRONMENT	
ASPIRATION	B2	Places for the community to live, work and connect
OBJECTIVE	B2.1	Enhance public realm
PRIORITY	ECONOMIC	
ASPIRATION	E2	A place to live and visit
OBJECTIVE	E2.1	Strengthen the local tourism sector

Officer's Recommendation/Council Motion:

MOVED: CR MARTIN VAN KOLDENHOVEN

SECONDED: CR OWEN BOXALL

OC78/18 That Council approves the Aberdeen Street RV Overnight Park and Dump Point concept plan and budget of \$180k from the Katanning Supertown Heritage Centre Project to allow works to commence on the park.

Voting Requirement: Simple Majority

CARRIED: 7/1

Cr Martin Van Koldenhoven spoke for the motion.

Cr Ernie Menghini spoke for the motion.

Cr Kristy D'Aprile spoke for the motion.

Cr John Goodheart spoke for the motion.

10.4.2 Welcome Precinct & All Ages Playground Design Development Approval (ATTACHMENT)

File Ref: CP.DE.13
Reporting Officer: Andrus Budrikis, Executive Manager, Property & Assets
Date Report Prepared: 20 June 2018

Issue:

To approve the Design Development Package for the Welcome Precinct & All Ages Playground and to accept the risks as outlined in the Playcheck Design Certificate dated 18 June 2018.

Body/Background:

The Welcome Precinct and All Ages Playground is a sub-project of the Katanning Supertown Heritage Centre Project (KSHCP). The Welcome Precinct and All Ages Playground Concept Plan produced by Plan E was approved by Council at OCM 22 February 2018. RFT 07-2017 was held to obtain the services of an experienced design consultant to conduct and coordinate design development of the Plan E Concept Plan and then prepare the tender documentation and carry out contract administration for the project. The tender from Plan E was accepted by Council at OCM 27 February 2018.

Plan E has conducted three design development workshops with the Welcome Precinct Working Group on the dates 26 March 2018, 12 April 2018 and 10 May 2018. The project manager also met with the Lions Club on two occasions to review the Lions Park design. A workshop was also held with skatepark representatives on 10 May 2018 facilitated by skate park designers Skate-sculpture.

A fourth workshop, facilitated by the project manager, was held on 7 June 2018 to review the Welcome Precinct Design Development package. Following this workshop, and the PAG meeting of 7 June 2018, a separate workshop was held on 15 June 2018 with Children's playground representatives to further develop the Children's playground design.

Plan E was also instructed to modify the All Ages Playground equipment slide decks to be of similar profiles to the original slides and not straight slope decks and to ensure that there was an easier pathway across the aerial walkway without having to climb the rope climbing elements.

Councillors were provided with the draft Design Development Report, Playcheck Design Certificate and comment on the design from LGIS at Council Forum 12 June 2018.

Plan E has modified the AAPG slide decks and incorporated these designs into the revised Design Development report. Playcheck have also revised the risk assessment and Design Certificate to incorporate this new strategy. LGIS has commented on the revised Design Certificate. The revised Design Development Report, Design Certificate and additional comments from LGIS are attached.

Officer's Comment:

The final version of the Plan E Design Development Report has to be approved by Council before Plan E proceeds to document the project for tender. Tender documentation is scheduled from 3 July 2018 to 10 September 2018. Tenders will be held from 11 September 2018 to 22 October 2018 or sooner if the tender documentation can be completed before 10 September 2018.

Statutory Environment:

Local Government Act 1995

Policy Implications:

Nil

Financial Implications:

The KSHCP project is funded by the Royalty for Regions Growing Our South Program (\$12.72m), Lotterywest (\$2m) and the Shire of Katanning (\$0.63m).

The current KSHCP budget, excluding design fees, for the Welcome Precinct is \$5.255m including contingencies. The Plan E cost estimate included in the Design Development report is \$5.116m. This estimate includes a \$465k allowance for regional loading and contingencies.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	SOCIAL	
ASPIRATION	S1	A capable, vibrant, healthy & connected community
OBJECTIVE	S1.1	Provide sport, recreation and leisure opportunities that contribute to the health and wellbeing of our growing and diverse community
PRIORITY	BUILT ENVIRONMENT	
ASPIRATION	B1	Infrastructure that meets community need
OBJECTIVE	B1.2	Provide Council facilities that meet community need
PRIORITY	BUILT ENVIRONMENT	
ASPIRATION	B2	Places for the community to live, work and connect
OBJECTIVE	B2.1	Enhance public realm
PRIORITY	ECONOMIC	
ASPIRATION	E2	A place to live and visit
OBJECTIVE	E2.1	Strengthen the local tourism sector

Officer's Recommendation:

That Council:

1. Approves the Design Development Report produced by Plan E for the Welcome Precinct and All Ages Playground.; and
2. Approves and accepts the risk report and Design Certificate from Playcheck and the comments from LGIS, regarding the design strategy for the refurbishment of the All Ages Playground equipment.

Council Motion:**MOVED: CR MARTIN VAN KOLDENHOVEN****SECONDED: CR KRISTY D'APRILE**

OC79/18 **That Council, prior to further consideration, refers the following for review at a workshop:**

- 1. The Design Development Report produced by Plan E for the Welcome Precinct and All Ages Playground; and**
- 2. The Risk Report and design certificate from Playcheck and comments from LGIS regarding the design strategy for the refurbishment of the All Ages Playground equipment.**

Voting Requirement: Simple Majority

CARRIED: 7/1

Cr Martin Van Koldenhoven spoke for the motion.

Cr Kristy D'Aprile spoke for the motion.

REASON FOR THE DECISION:

Councillors would like further clarification on the Risk Report and that the design covers all elements required, on behalf of the community.

10.5 CHIEF EXECUTIVE OFFICER'S REPORTS**10.5.1 Endorsement of Fire Management Requirement Brochure
(ATTACHMENT)**

File Ref: ES.AT.1
Reporting Officer: Cindy Pearce, Community Emergency Services Manager
Date Report Prepared: 18 June 2018

Issue:

Council to endorse the 2018 – 2019 Fire Management Requirement Brochure.

Body/Background:

The Fire Management Requirement Brochure is published annually and distributed to all residents and property owners within the Shire.

The Fire Management Requirement Brochure provides land owners and occupiers with information on their responsibilities regarding fire prevention. Also included in the brochure are the contact details of Local Bush Fire Control Officers and information on general fire related matters. There are a number of changes within the Fire Management Requirement Brochure for 2018/2019. Changes are as follows:

- 1) Dates updated 2018 / 2019 throughout the brochure;
- 2) Page 2 - Bare earth has been removed with Fire Break definition included;
- 3) Page 3 - Remove 'Boundary Fire Breaks are not compulsory' heading and remove (b) paragraph as not required;
- 4) Page 4 - Remove bare earth wording;
- 5) Page 4 - Remove the word toxic from under the 'Nuisance Smoke' heading as smoke is toxic;
- 6) Page 6 - Remove contractor names and left wording;
- 7) Page 8 - Removed second sentence regarding Regs 38A as already mentioned in paragraph;
- 8) Page 9 - Added section regarding Trailer Mounted Fire Units;
- 9) Page 10 - Included Shire Facebook and website; and
- 10) Page 11 - Update of the Fire Control Officers.

Officer's Comment:

Council endorsement of the Brochure and recommended changes are required prior to printing and distribution.

Statutory Environment:

Bushfire Act 1954.

Policy Implications:

Nil.

Financial Implications:

Annual provision in the budget for printing approximately \$2,500.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	SOCIAL	
ASPIRATION	S2	A safe community.
OBJECTIVE	S2.1	Strive for a community where people feel safe and secure.

Officer's Recommendation/Council Motion:**MOVED: CR OWEN BOXALL****SECONDED: CR DANNY MCGRATH****OC80/18****That Council:**

- 1. Endorses the 2018-2019 Shire of Katanning Fire Management Requirement Brochure as presented;**
- 2. Endorses the changes; and**
- 3. Endorses the changes to the Fire Control Officers.**

Voting Requirement: Simple Majority**CARRIED: 8/0**

10.5.2 Appointment of Fire Control Officers

File Ref: ES.AF.1
Reporting Officer: Cindy Pearce, Community Emergency Services Manager
Report Prepared: 18 June 2018

Issue:

Council to endorse the appointment of authorised Fire Control Officers.

Body/Background:

Fire Control Officers are appointed by Council under Section 38 of the Bushfires Act 1954 to issue 'Permits to Burn' and to carry out other actions as set out in the Bushfires Act 1954 as required by Local Government.

Officer's Comment:

It is recommended that Council renews its appointment of Fire Control Officers.

Statutory Environment:

Fire Control Officers under Section 38 of the Bushfires Act 1854 are appointed by Local Governments. Under Section 38 and 39 Bushfire Control Officer may, subject to directions given by the Local Government, take any measures he/she considers necessary and practicable for:

- The prevention of bushfires.
- Protecting life and property in the case of an outbreak of a bushfire.
- Carry out any duty or exercising any authority referred to in the Bushfire Act.
- Procuring the due observance of the provisions of the Act. (For this purpose it is his/her duty to demand the name and address of any person committing an offence against the Act and to report the circumstance to the Local Government).

Policy Implications:

Nil.

Financial Implications:

Budgeted cost of advertising appointments in the Government Gazette approximately \$600.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	SOCIAL	
ASPIRATION	S2	A safe community.
OBJECTIVE	S2.1	Strive for a community where people feel safe and secure.

Officer's Recommendation/Council Motion:**MOVED: CR OWEN BOXALL****SECONDED: CR DANNY MCGRATH**

OC81/18 That Council appoints the following persons as Fire Control Officers in accordance with the Bush Fires Act 1954:

Cynthia Pearce	Ian Knapp	Timothy Clegg
Geoffrey Stade	Richard Marshall	Barry Kowald
Jeffrey Baxter	Matthew Kitchen	Ian Coleman
Alan Wilson	Stephen Conning	Alistair Dusting
Anthony Richardson	Norman Flugge	Gregory Garlick
Shane Butterworth	Matthew Kerin	Timothy Harris
Kim Kowald	Christopher Quartermaine	Peter Caldwell

Voting Requirement: Simple Majority.

CARRIED: 8/0

Cr Owen Boxall spoke for the motion.

10.5.3 WALGA AGM Voting Delegates

File Ref: GR.LR.1
Reporting Officer: Julian Murphy, Chief Executive Officer
Date Report Prepared: 20 June 2018

Issue:

To appoint voting delegates to represent the Shire of Katanning at the WA Local Government Association (WALGA) 2018 Annual General Meeting.

Body/Background:

Correspondence has been received from WALGA requesting registration of Council's voting delegates for the WALGA Annual General Meeting to be held on Wednesday 1 August 2017.

Officer's Comment:

In previous years the voting delegates for the Shire of Katanning have generally been the President and Deputy President.

WALGA also has provision for Council to nominate proxy voting delegates. Council may wish to consider nominating proxy voting delegates for the AGM.

Statutory Environment:

Local Government Act 1995

Policy Implications:

Nil.

Financial Implications:

Nil.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

PRIORITY	LEADERSHIP	
ASPIRATION	L1	An inclusive community, recognised as a great place to live and visit.
OBJECTIVE	L1.2	Provide effective leadership and good governance.
ASPIRATION	L2	A collaborative, progressive and resilient Local Government which is sustainably resourced.
OBJECTIVE	L2.1	Optimise use of Shire resources – Improve organisational systems.

Officer's Recommendation:

That Council appoints the following voting delegates and proxies for the 2018 WALGA Annual General Meeting:

Voting Delegates

Cr _____
 Cr _____

Proxy Voting Delegates

Cr _____
 Cr _____

Council Motion:**MOVED: CR MARTIN VAN KOLDENHOVEN****SECONDED: OWEN BOXALL****OC82/18****That Council:**

- 1. Appoints the following voting delegates and proxies for the 2018 WALGA Annual General Meeting:**

Voting Delegates**Cr Liz Guidera****Cr John Goodheart****Proxy Voting Delegates****Cr Owen Boxall****Cr Danny McGrath**

- 2. Council sends 6 Councillor Delegates and the Chief Executive Officer to the Local Government Convention on the 1 - 3 August 2018.**

Voting Requirement: Simple Majority**CARRIED: 8/0****REASON FOR THE DECISION:**

Additional Councillors expressed interest to attend the Local Government Convention and we wish to give Councillors the opportunity to attend.

10.6 ADVISORY COMMITTEE MEETING

Nil.

11. ELECTED MEMBERS MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

12. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

Nil.

13. CONFIDENTIAL ITEM**PROCEDURAL MOTION****MOVED: CR OWEN BOXALL****SECONDED: CR DANNY MCGRATH**

OC83/18 That Council closes the meeting to the public to consider the following item regarding the Purchase and Trade of Motor Grader.

Voting Requirement: Simple Majority

CARRIED: 8/0

The Public left the room at 6.30pm.

13.1 **Purchase and Trade of Motor Grader, Maintenance**

File Ref: PL.TE.1

Reporting Officer: Paul Webb, Executive Manager Infrastructure & Development

Date Report Prepared: 15 June 2018

Issue:

For Council to consider recommendation of assessment for purchase of a new motor grader and to set reserve price for disposal of existing Shire Motor Grader.

Officer's Recommendation/Council Motion:

MOVED: CR DANNY MCGRATH**SECONDED: CR OWEN BOXALL**

OC84/18 That Council:

1. Accepts tender RFT 01/18 Purchase of a new motor grader from Hitachi Construction Machinery (Australia) PTY LTD Western Australia, with addition of an auto greasing system, turbo timer, 12 months filters and parts and optional additional warranty.
2. Dispose of existing Shire Cat 670G Motor Grader P589 and set reserve price in accordance with the report prepared by the Executive Manager Infrastructure & Development.

Voting Requirement: Simple Majority

CARRIED: 8/0

Cr Danny McGrath spoke for the motion.

PROCEDURAL MOTION**MOVED: CR OWEN BOXALL****SECONDED: CR DANNY MCGRATH**

OC85/18 That Council re-opens the meeting to the Public.

Voting Requirement: Simple Majority

CARRIED: 8/0

14. CLOSURE OF MEETING

The Presiding Member declared the meeting closed at 6.32pm.