

**MINUTES OF THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD IN  
THE COUNCIL CHAMBERS, GRENELL THURSDAY, 16 AUGUST 2007 AT 5.00 PM**

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**PRESENT:** The Mayor Clr M A Simpson in the Chair, Clrs D W Hughes, N W Hughes, G B Halls, D Taylor, G Grimm, J C Niven, G McClelland and B R Hinde.  
General Manager (T Lobb), Director Corporate Services (G Carroll), Director Engineering ( W Twohill) and Director Environmental Services (C Slade).

**APOLOGY:** Nil

(Clr Atchison had leave of absence – Res. 015)

**CONFIRMATION OF MINUTES:**

**046 RESOLVED:** Clr Halls and Clr Hinde that the Minutes of the Ordinary Meeting, held on 19 July 2007 be taken as read and **CONFIRMED**

**QUESTIONS FROM THE PUBLIC:**

Nil

**CORRESPONDENCE**

**SECTION A** - Matters Noted.

4. LGSA, A3.8.2:

**047 RESOLVED:** Clr D Hughes and Clr N Hughes that a letter of protest be forwarded.

**048 RESOLVED:** Clr D Taylor and Clr Niven that the letters 1-27, in Section A be noted except where otherwise resolved.

**SECTION B** - Matters referred to Committees

**049 RESOLVED:** Clr McClelland and Clr D Hughes that the letters 28-34, in Section B be noted except where otherwise resolved.

**SECTION C** - Matters with Recommendations.

**050 RESOLVED:** Clr N Hughes and Clr Taylor that the recommendations be adopted for letters 35-41, in Section C.

**051 SECTION D** - Matters for determination or consideration

42. Telstra, U1.1.11:

**Noted**

43. Department of Planning, A3.9.2:

**052 RESOLVED:** Clr D Hughes and Clr G Halls that Council oppose the Minister's plans to appoint a planning administrator or panel for unsatisfactory performance.

## **MINUTES OF THE ORDINARY MEETING CONT.**

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44. Department Local Government, A3.9.3:

**Noted**

45. Sing Australia, C1.3.0:

**053 RESOLVED:** Clr McClelland and Clr Taylor that Council write to Sing Australia and advise that their request has been declined as it is not Councils policy to support such requests.

46. Caragabal Country Golf Club, C1.2.9:

**Clr Halls declared a pecuniary interest as he intends to stand for an executive position on the Caragabal Country Golf Club board in September and left the room.**

**Clr Taylor declared a pecuniary interest as a committee member of the Caragabal Country Golf Club and left the room.**

**054 RESOLVED:** Clr Grimm and Clr N Hughes that the works be funded from “A” Ward funds and an explanation be forwarded.

**Clrs Halls and Taylor returned to the room.**

**055 RESOLVED:** Clr Niven and Clr Grimm that Section D be noted except where otherwise resolved.

**056 RESOLVED:** Clr Niven and Clr Hinde that Late Correspondence be received and dealt with.

### **LATE CORRESPONDENCE**

47. Minister for Industrial Relations, P1.1.7:

**Noted**

48. Hawkesbury City Council, C2.7.23:

**Noted**

49. Department of Ageing, Disability and Home Care, C1.4.15:

**057 RESOLVED:** Clr Taylor and D Hughes that Council again agree to act as the official sponsor.

50. Department of Ageing, Disability and Home Care, C1.4.5:

**058 RESOLVED:** Clr McClelland and Clr D Hughes that the Awards be publicised.

51. LGSA, A3.8.2:

**Noted**

52. Jardine Lloyd Thompson, A3.11.2:

**Noted**

## **MINUTES OF THE ORDINARY MEETING CONT.**

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53. RTA, T3.5.4:

- 059 RESOLVED:** Clr McClelland and Clr Hinde that the Mayor and Director Engineering be Councils representatives at the Regional Consultative Committee meeting to be held on Thursday, 6 September 2007, at Dubbo.

54. Forbes Rural Lands Protection Board, E2.1:

- 060 RESOLVED:** Clr D Hughes and Clr Niven that Council decline the offer to purchase the land and advise the Rural Lands Protection Board accordingly.

55. The Grenfell Jockey Club, C1.2.3:

- 061 RESOLVED:** Clr Hinde and Clr Halls that Council donate \$200 as sponsorship towards a race, and provide other assistance as requested.

56. The Hon Mick Veitch MLC, U1.6.1:

**Noted**

- 062 RESOLVED:** Clr D Hughes and Clr Niven that Section E be noted except where otherwise resolved.

**MAYORAL MINUTE:** Was here submitted

### **1. LGSA Position on Local Government Inquiry Recommendations**

- 063 RESOLVED:** Clr Simpson that council acknowledge and endorse the Associations' positions on the 49 recommendations of the Independent Inquiry into the Financial Sustainability of NSW Local Government and call on the Minister for Local Government to coordinate a whole-of-government response and establish a reform implementation fund.

**THE GENERAL MANAGER'S ORDINARY REPORT:** Was here submitted

### **1. Grenfell TAFE College, C1.8.1**

**Noted**

### **2. Lions Club Merry-go-Round, C1.3.7**

**Noted**

### **3. Contribution to Legal Costs – Bankstown City Council**

**Noted**

### **4. Good Sports Program, C1.2.1**

- 064 RESOLVED:** Clr N Hughes and Clr Taylor that the Good Sports Office be requested to include Grenfell in any future tour of the region.

### **5. Annual Returns of Disclosure of Interest, C2.2.2**

**Noted**

## **MINUTES OF THE ORDINARY MEETING CONT.**

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### **6. Membership of Council Committees, C2.6.1**

**065 RESOLVED:** Clr N Hughes and Clr Gimm that action be confirmed.

### **7. Ministerial Water Meeting, A3.6.48**

**Noted**

### **8. Old Gasworks – Remediation, E3.2.2**

**066 RESOLVED:** Clr McClelland and Clr D Hughes that the remediation of the old gasworks block be abandoned, that fencing be monitored and maintained and possible leasing for animal or stock purposes or tree planting be considered.

### **9. Marsdens Local Government Conference, A3.21.1**

**Noted**

**067 RESOLVED:** Clr Grimm and Clr Taylor that except where otherwise dealt with the General Manager's Report be adopted.

### **THE DIRECTOR OF CORPORATE SERVICES REPORT: - Was here submitted:-**

#### **1. Statement of Bank Balances as at 30 July 2007:**

**Noted**

#### **2. Summary of Income for the month of July follows**

**Noted**

#### **3. Roads and Other Expenditure 2006/2007**

**Noted**

#### **4. Library Development Project P2.3.5**

**Noted**

#### **5. Debt Recovery – Rates and Debtors, A1.7**

**Noted**

#### **6. Reconciliation of Rate Levies, R1.4**

**068 RESOLVED:** Clr Halls and Clr Niven that Council adopt the Rate Reconciliations as presented and the common seal of Council be affixed and that they be signed by the Mayor, Deputy Mayor and General Manager.

### **7. Risk Management Plan Development – Liability/Workers Compensation A3.25.1**

**069 RESOLVED:** Clr Taylor and Clr N Hughes that Council approve the development of a Risk Management Plan as part of the Mid Lachlan Alliance with the funding to be provided at the September quarterly budget review.

### **8. Business Continuity Plan Development A3.25.2**

**070 RESOLVED:** Clr Grimm and Clr N Hughes that Council approve the development of a Business Continuity Plan as part of the Mid Lachlan Alliance with the funding to be provided at the September quarterly budget review.

## MINUTES OF THE ORDINARY MEETING CONT.

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9. Country Week T4.3.7 Noted
10. Open Days/Trade Expo T4.3.7 Noted
11. Shires Association of NSW Membership A3.8.1
- 071 **RESOLVED:** Clr Halls and Clr Grimm that the membership of the Shires Association be renewed at a cost of \$12,931.60 (GST Inc.) for the 2007/2008 financial year.
12. O'Briens Hill Project – Funding Application H2.8.2 Noted
13. 2006/2007 Financial Statements Audit, A1.2 Noted
- 072 **RESOLVED:** Clr Hinde and Clr N Hughes that except where otherwise dealt with the Director Corporate Services' Report be adopted.

### THE DIRECTOR ENGINEERING'S REPORT: Was here submitted:-

1. Works Report (5 Augusst 2007) Noted
2. Parks and Ovals Report Noted
3. Future Works Noted
4. Other Works Noted
5. CENTROC Weight of Loads Group, C2.7.16 Noted
6. Plant Report Noted
7. Engineers Alliance – Weddin, Forbes, Parkes and Lachlan, C2.9.9 Noted
8. RTA Single Invitation Maintenance Contract, R2.54.1 Noted
9. Bimbi Bridge, R2.11.7 Noted
10. New Depot P2.6.4 Noted
11. Main Street – Proposed Taxi Rank, T3.6.3 Noted

Clr D Hughes declared a conflict of interest as his father-in-law operates the taxi service and left the room.

Noted

Clr D Hughes returned to the room.

## **MINUTES OF THE ORDINARY MEETING CONT.**

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### **12. Sale of Old Taxi, T3.6.3**

**073 RESOLVED:** Clr Taylor and Clr Niven that Council accept the offer of \$1,300 for the sale of the white 1999 AU Ford Forte Station Wagon to Mr Aruna Gunawardena.

### **13. Proposed Sale of PI. 1082 (Director Engineering's Vehicle), P2.10.4**

**074 RESOLVED:** Clr Halls and Clr N Hughes that the General Manager be authorised to replace PI. 1082 by private sale if financially advantageous to Council.

### **14. Weddin Senior Management Team Meeting, E1.3.22**

**Noted**

### **15. 2007/2008 Grants, G2.1**

**075 RESOLVED:** Clr D Hughes and Clr N Hughes that action be confirmed.

### **16. Company Dam – Desilting Grant, P2.1.7**

**076 RESOLVED:** Clr Niven and Clr Grimm that:

- a) the testing of the silt in Company Dam proceed,
- b) if the grant is successful, funding of the order of \$25,000 be sourced by review.

**077 RESOLVED:** Clr N Hughes and Clr Niven that except where otherwise dealt with the Director Engineering's Report be adopted.

**078 RESOLVED:** Clr Halls and Clr Hinde that Council adjourn for supper.

**Council adjourned for supper: 7.06 pm**

**Council resumed at: 7.35 pm**

**079 RESOLVED:** Clr N Hughes and Clr Hinde that Council resume.

### **THE DIRECTOR ENVIRONMENTAL SERVICES' REPORT: Was here submitted:-**

#### **A. Public Health and Environmental Matters.**

##### **1. Sewerage Treatment Works, S1.1.1:**

**Noted**

##### **2. Caravan Park Operations, P2.3.3:**

**Noted**

##### **3. Animal Control, A4.4**

**Noted**

#### **B. Development Applications – Building Matters:**

##### **B1. Development Applications under Delegated Authority**

**Noted**

## MINUTES OF THE ORDINARY MEETING CONT.

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### B. Development Applications for the Consideration of Council

#### B2. DA 75-2007 - Erection of a Steel Carport, New Deck and Roof Over Existing Verandah

<b>Applicant:</b>	Mr Lindsay Ballard
<b>Owner:</b>	Mr Lindsay Ballard
<b>Site:</b>	Lot 20, DP 6820, 10 Vaughn Street, Grenfell
<b>Zoning:</b>	2 (t) township
<b>Site Area:</b>	1000m
<b>Proposed Development:</b>	Erection of a steel carport, new deck and roof over existing verandah

**080 RESOLVED:** Cllr McClelland and Cllr N Hughes that DA 75/2007 for alterations and additions on lot 20 DP 6820 Vaughn Street Grenfell be approved, subject to landscaping of the northern side and subject to conditions in the draft consent submitted to Council on 16 August 2007.

#### 1. BUILDING

- (1) The development shall be carried out in accordance with the plans as submitted with the Development Application and any supporting documentation, as stamped and approved by Council, except as otherwise provided by conditions of this consent.

*Reason: to ensure the development is carried out in accordance with the submitted application as assessed by Council.*

#### 2. PRINCIPAL CERTIFYING AUTHORITY

- (1) Prior to commencement of work, the person having the benefit of the Development Consent and a Construction Certificate shall:
  - a) appoint a **Principal Certifying Authority** and notify Council of the appointment (if Council is not appointed), and
  - b) notify Council of their intention to commence the erection of the building (at least 2 days notice is required).

The Principal Certifying Authority shall determine when **inspections and compliance certificates** are required.

*Reason: to ensure compliance with the Environmental Planning and Assessment Act 1979*

- (2) A final **Occupation Certificate** must be issued by the Principal Certifying Authority prior to occupation or use of the development. In issuing an occupation certificate, the Principal Certifying Authority must be satisfied that the requirements of section 109H of the Environmental Planning and Assessment Act 1997 have been satisfied.

*Reason: to ensure compliance with the Environmental Planning and Assessment Act 1979*

#### 3. CONSTRUCTION

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

## MINUTES OF THE ORDINARY MEETING CONT.

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*Reason: to ensure compliance with the relevant standard.*

- (2) Before commencement of any work, a sign is required to be erected in a prominent, visible position:
- stating that unauthorised entry to the work site is not permitted,
  - showing the name of the person in charge of the work site and a telephone number at which that person can be contacted outside working hours, and
  - the house and lot number of the property.

This sign must be removed when the building work has been completed.

*Reason: to ensure compliance with the Environmental Planning and Assessment Act 1979.*

- (3) Ventilation shall be provided to all suspended sub-floor areas. The minimum requirement is 7300 mm<sup>2</sup> net ventilation area per lineal metre on both external and internal walls, or to the manufacturer's details depending on the type of flooring.

*Reason: to ensure compliance with the Building Code of Australia*

- (4) Demolition shall comply with the requirements of WorkCover and AS 2601-1991.

*Reason: to ensure compliance with the relevant standards.*

### 4. HEALTH & SAFETY

- (1) Work shall be confined to normal working hours, namely 7.00 am to 5.00 pm Monday to Friday, and 7.00 am to 1.00 pm Saturdays. (No work is permitted on Sundays or public holidays).

*Reason: to minimise nuisance to adjoining neighbours.*

### 5. STORMWATER

- (1) The stormwater being discharged to the existing system.

*Reason: to prevent damage to the building, nuisance, and to comply with the requirements of Part 3.1.2 of the Building Code of Australia.*

### 6. FIRE SAFETY

- (1) An automatic fire detection and alarm system must be installed in a Class 1 building or dwelling under 3.7.2, Volume 2 of the BCA. This requirement is satisfied by:-  
smoke alarms:
- a complying with Australian Standard 3786-1993, and
  - b where the building is provided with consumer mains power, connected to the mains and have a stand-by power supply; and
  - c installed in suitable locations on or near the ceiling in -
    - i. any storey containing bedrooms -  
- between each part of the building containing bedrooms and the remainder of the dwelling, and



## **MINUTES OF THE ORDINARY MEETING CONT.**

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- where bedrooms are served by a hallway, in that hallway; and
- ii. any storey not containing bedrooms.

*Reason: to ensure compliance with the Building Code of Australia.*

### **B3. DA 77/2007 - Subdivision to Create 2 Lots, Quondong Road, Grenfell**

**Clr McClelland declared a pecuniary interest as he is in partnership with the developer and left the room.**

<b>Applicant:</b>	CJ Anderson
<b>Owner:</b>	CJ Anderson and G McClelland
<b>Site:</b>	Lot 1090, DP 754578, Quondong Road, Grenfell
<b>Zone:</b>	Part 1A, Rural Agricultural and Part 1C (ii) Rural small farm
<b>Site Area:</b>	27.42 Ha
<b>Proposed Development:</b>	Subdivision to create 2 allotments

#### **081 RESOLVED:** Clr Taylor and Clr Niven that:-

1. Development Application 77/2007 for the subdivision of Lot 1090, DP 754578 Quondong road, Grenfell, to create 2 lots, be approved, subject to the draft Development Consent conditions presented to the 17 August 2007 Council meeting.
2. Upon completion of the subdivision, including construction of the new road off Brickfields Lane to a 4m wide gravel standard, that maintenance of that road will be the prospective landowner's responsibility.

#### **Section 1.01 Subdivision Engineering Conditions:**

##### **1. PROCEDURES - REQUIREMENTS BEFORE COMMENCEMENT OF SUBDIVISION WORK:**

- A. Subdivision work in accordance with this development consent must not be commenced until:
  - a) Construction Certificate for this subdivision work has been issued by:
    - i) the council, or
    - ii) an accredited certifier, and
  - b) the person having the benefit of this development consent:
    - i) has appointed the Council as Principal Certifying Authority for this development, and
    - ii) has notified the Council of this appointment (see below), and
  - c) the person having the benefit of this development consent has given at least 2 days notice to the Council of the person's intention to commence the subdivision work.

The notification to Council of appointment of the Principal Certifying Authority and intention to commence work must be submitted on the form prepared by the Council for that purpose.

## **MINUTES OF THE ORDINARY MEETING CONT.**

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- B. The notification to Council of appointment of the Principal Certifying Authority must contain the following information:
- a) the name and address of the person by whom the notice is being given, and
  - b) a description of the work to be carried out, and
  - c) the address of the land on which the work is to be carried out, and
  - d) the registered number and date of issue of this development consent, and
  - e) the name and address of the Principal Certifying Authority (Council).
- C. The notice to Council of intention to commence the subdivision work must contain the following information:
- a) the name and address of the person by whom the notice is being given, and
  - b) a description of the work to be carried out, and
  - c) the address of the land on which the work is to be carried out, and
  - d) the registered number and date of issue of this development consent, and
  - e) the registered number and date of issue of the relevant Construction Certificate, and
  - f) a statement signed by or on behalf of the Principal Certifying Authority (Council) to the effect that all conditions of the consent that are required to be satisfied prior to the work being commenced have been satisfied, and
  - g) the date on which the work is intended to commence.
- D. The plans and specifications to which the Construction Certificate relates must conform to the conditions of this development consent, the standards set out in Council's Development Control Plans, Subdivision Guidelines and construction and design specifications and sound engineering practice.
- E. Any levy payable under section 34 of the Building and Construction Industry Long Service Payments Act 1986 must be paid before the Construction Certificate is issued.

### **2. TRAFFIC CONTROL PLAN**

No work shall be carried out within three metres of urban carriageway of a public road subject to motor vehicle traffic until Council has approved a satisfactory Traffic Control Plan relating to that work, and the Roads and Traffic Authority has approved any associated Roadworks Speed Limit. (RTA APPROVAL APPLIES ONLY TO MAIN ROADS AND STATE HIGHWAYS. COUNCIL DOES APPROVALS FOR OTHER ROADS)

The Traffic Control Plan shall be prepared by a person who is authorised by the Roads and Traffic Authority to prepare these plans. The Traffic Control Plan must bear the name, signature and Traffic Control at Worksites Certificate Number of the person who prepared it.

All measures described in the Traffic Control Plan shall be implemented and maintained for the duration of any work within the road carriageway.

*Reason: so that work on public roads is performed safely.*

### **3. CERTIFICATION AND INSPECTION OF SUBDIVISION WORK**

The subdivision works must be inspected and tested either by Council's inspector, or by an Accredited Certifier (PCA) at each of the following stages of construction listed below to confirm compliance with the standards set out in Council's Technical Specification for Civil

## MINUTES OF THE ORDINARY MEETING CONT.

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Engineering Works.

Before the endorsement of the Subdivision Certificate for this development, a Completion of Engineering Works Certificate must be obtained from Council (where Council is the PCA), to demonstrate that all subdivision works have been completed.

Where Council is not the PCA, documentary evidence shall be provided by the PCA to Council demonstrating compliance with the following.

- a) After placement of all signs and control measures in accordance with the approved Traffic Control Plan.
- b) After stripping of topsoil from roads and fill areas, all Soil & Water Management Plan controls shall be in place at this stage.
- c) After completion of road subgrade.
- d) After completion of works.

It should be noted that Council charges fees for inspections and certificates. These fees must be paid prior to the endorsement of a Subdivision Certificate.

*Reason: to demonstrate that subdivision works are completed in conformity with development consent conditions and to appropriate technical standards.*

(WORKS AS EXECUTED PLANS FOR COUNCIL ASSETS ONLY)

### 4. WORKS AS EXECUTED PLANS

Upon completion of all subdivision work, Council shall be provided with one complete copy of the plans to which the Construction Certificate relates, clearly marked up to show all variations of the completed works from the approved design in regard to alignment, levels and other details of the works. These plans must show the location and depth of any filling placed on any lot. Works-as-executed plans must be prepared and certified by a Registered Surveyor or Chartered Professional Engineer as a complete and accurate record of the subdivision work.

The works as executed plans must be examined and accepted by Council's engineering staff prior to the endorsement of the Subdivision Certificate by the Principal Certifying Authority (Council).

*Reason: To ensure that Council holds complete records of civil engineering works being transferred to Council ownership.*

### 5. DEFECTS LIABILITY PERIOD FOR SUBDIVISION WORKS:

- a) The developer shall remedy any defects in the subdivision works arising within six months after the completion of the works and shall make good any damage caused to any Council property as a consequence of doing anything to which this consent relates.
- b) If the Subdivision Certificate is issued prior to the expiry of this period, the Council must first be provided with a security deposit or unconditional bank guarantee in a form acceptable to Council, in an amount of five percent (5%) of the value of the subdivision works. This amount is security for remedying any defects in the subdivision works that arise within six months after the works are completed, and for making good any damage

## MINUTES OF THE ORDINARY MEETING CONT.

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caused to Council property as a consequence of the doing of anything to which the consent relates. The funds realised from this security may be paid out by Council to meet any costs referred to in paragraph (a) above. A Bond Administration Fee may be payable to Council.

- c) This condition is authorised by Section 80A(6)-(10) of the Environmental Planning and Assessment Act 1979.

*Reason: to ensure that subdivision works are in satisfactory condition when transferred to Council and that any damage to Council property is remedied.*

### 6. SUBDIVISION WORKS

The following subdivision work shall be designed (Engineering Design plans submitted to Council for approval) and constructed in conformity with Council's Technical Specifications as current at the date of the relevant Construction Certificate, and sound engineering practice:

#### Clearing

- d) Any clearing of land for development is to be strictly in accordance with the terms of this consent to ensure that it is within the exclusions and exemptions of the Native Vegetation Act 2003.

*Reason: To comply with Native Vegetation Act 2003.*

- e) Design and construction of the following into the frontage of lot 1090:

- 4 metre wide gravel road plus 375 mm culvert
- 150m thick compacted gravel pavement,
- 1.5 metre wide table drains as necessary,
- all associated stormwater and subsoil drainage works,
- installation of guideposts, protection fencing and signposting to the standards specified in the *Road Design Guide* published by the NSW Roads and Traffic Authority,
- erection of street name sign, and
- all other works necessary to achieve the above,

The design speed for this road shall be not less than 60 km/h. The maximum grade for a gravel pavement is not to exceed 15%, if this can not be achieved then the pavement will be required to be bitumen sealed with a maximum grade of 20%. Evidence shall be provided to Council confirming that the access complies with the above grade requirements.

*Reason: To provide an appropriate standard of access to the land and to accommodate the traffic likely to be generated by this development.*

### 7. SUBDIVISIONS

- (1) The development shall be carried out in accordance with the plans submitted with the Development Application and any supportive documentation, as stamped and approved by Council, except as otherwise provided by conditions of this consent

## MINUTES OF THE ORDINARY MEETING CONT.

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*Reason: to ensure the development is carried out in accordance with the submitted application as assessed by Council*

- (2) A plan of survey and five (5) copies by a registered surveyor substantially in accordance with the application are to be lodged with Council (or an accredited certifier) prior to the issue of the subdivision certificate

*Reason: to provide the required copies of plans for certification and lodgment with the Land Tittles Office as required under the regulations of the Environmental Planning & Assessment Act 1979*

- (3) A Subdivision Certificate is to be and issued prior to the release of the survey plan

*Reason: to authorize the registration of the plan of subdivision under Division 3 or Part 23 of the Conveyancing Act 1919*

- (4) An entrance into each lot, suitable for use by conventional two wheel drive vehicles in all weather conditions, with a minimum gate set back of 22 metres from the edge of road formation, is to be provided off Quondong Road. Entrances to be constructed prior to release of the Subdivision Certificate. The developer is to liaise with Councils' Engineering staff prior to work commencing.

*Reason: to reflect the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning & Assessment Act 1979 and associated Guidelines and to ensure the health and safety of persons accessing the site and persons using the public roads*

- (5) If any **relics or artifacts** are unearthed during any construction work, all work is to cease and the National Parks and Wildlife Service is to be contacted. Work is not to recommence without their consent.

*Reason: To ensure that the relevance of any relics or artifacts are investigated reflecting the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning and Assessment Act 1979, and the associated*

- (6) Power is to be available to each allotment by payment of the standard fee to Country Energy. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Connection to telephone mains is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

*Reasons: to ensure services are available to each allotment of land.*

- (7) The applicant is to submit written confirmation to Council that Telstra and Country Energy have been advised of the approved subdivision.

*Reason: to reflect the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning & Assessment Act 1979 and associated Guidelines and to ensure the health and safety of persons accessing the site and persons using the public roads.*

**8. MAINTENANCE OF PUBLIC ROADS**

The public road extending from Brickfield Road to the boundary of Lot 2 shall be maintained by the users of this section of road in a safe and trafficable condition at their own expense at all times until such time as this road becomes a Council maintained road.

*Reason: to ensure that vehicular access continues to be available to each lot.*

**Clr McClelland returned to the room.**

**B4. DA 69/2007 – Proposed Development Subdivision**

**Applicant:** Mrs Rita Page  
**Owner:** Mrs Rita Page  
**Size:** Lot 2 DP 961322  
33 Brundah Street  
Grenfell  
**Zoning:** 2(t) township  
**Site Area:** 2,656 m<sup>2</sup>

**082 RESOLVED:** Clr N Hughes and Clr Hinde that Council approve Development Application 69/2007 for the subdivision of lot 2 in DP 961322, Brundah Street, Grenfell to create 2 lots subject to the draft consent conditions presented to August Council meeting and an additional condition regarding Central Tablelands Water.

1. The development shall be carried out in accordance with the plans submitted with the Development Application and any supportive documentation, as stamped and approved by Council, except as otherwise provided by conditions of this consent

*Reason: to ensure the development is carried out in accordance with the submitted application as assessed by Council*

2. A plan of survey and five (5) copies by a registered surveyor substantially in accordance with the application are to be lodged with Council (or an accredited certifier) prior to the issue of the subdivision certificate

*Reason: to provide the required copies of plans for certification and lodgment with the Land Tittles Office as required under the regulations of the Environmental Planning & Assessment Act 1979*

3. A Subdivision Certificate is to be and issued prior to the release of the survey plan

*Reason: to authorize the registration of the plan of subdivision under Division 3 or Part 23 of the Conveyancing Act 1919*

4. If any **relics or artifacts** are unearthed during any construction work, all work is to cease and the National Parks and Wildlife Service is to be contacted. Work is not to recommence without their consent.

## MINUTES OF THE ORDINARY MEETING CONT.

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*Reason: To ensure that the relevance of any relics or artifacts are investigated reflecting the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning and Assessment Act 1979, and the associated*

5. Power is to be available to each allotment by payment of the standard fee to Country Energy. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Connection to telephone mains is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

*Reasons: to ensure services are available to each allotment of land.*

6. The applicant is to submit written confirmation to Council that Telstra and Country Energy have been advised of the approved subdivision.

*Reason: to reflect the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning & Assessment Act 1979 and associated Guidelines and to ensure the health and safety of persons accessing the site and persons using the public roads.*

7. Water is to be available to each allotment by payment of the standard connection fee, payable by the consumer to supply authority, at the time of construction. A certificate or letter from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

*Reasons: to ensure services are available to each allotment of land.*

8. A separate Development Application shall be submitted to Council by any new prospective owner of proposed lot 2, to establish the commercial/industrial "use" of the existing shed.

- 083 RESOLVED:** Clr N Hughes and Clr Hinde that except where otherwise dealt with the Director Environmental Services Report be adopted.

**THE LIBRARIAN'S REPORT:** Was here submitted:-

- 084 RESOLVED:** Clr N Hughes and Clr McClelland that the Librarian's Report be noted.

**THE NOXIOUS WEEDS OFFICER'S REPORT:** - Was here submitted:-

- 085 RESOLVED:** Clr D Hughes and Clr Taylor the Noxious Weeds Officer's Report be noted.

**THE FIRE CONTROL OFFICER'S REPORT:** - Was her submitted:-

- 086 RESOLVED:** Clr McClelland and Clr Halls that the Fire Control Officer's Report be noted.

## **MINUTES OF THE ORDINARY MEETING CONT.**

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**THE CTC CO-ORDINATOR'S REPORT:** - Was here submitted:

- 087 **RESOLVED:** Clr Hinde and Clr Niven that the CTC Co-ordinator's Report be noted.

**THE ECONOMIC DEVELOPMENT OFFICER'S REPORT:-** Was here submitted:

- 088 **RESOLVED:** Clr D Hughes and Clr N Hughes that the Economic Development Officer's Report be noted.

**THE TOURISM OFFICER'S REPORT:** - Was here submitted:-

- 089 **RESOLVED:** Clr Grimm and Clr Niven that the Tourism Officer's Report be noted.

**MINUTES OF THE HENRY LAWSON FESTIVAL COMMITTEE MEETING:** were here submitted:-

- 090 **RESOLVED:** Clr N Hughes and Clr Niven that the Minutes of the Henry Lawson Festival Committee Meeting be noted.

**MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING:** were here submitted:-

- 091 **RESOLVED:** Clr Niven and Clr Taylor that the Minutes of the Local Traffic Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

**MINUTES OF THE NOXIOUS WEEDS COMMITTEE MEETING:** were here submitted:-

- 092 **RESOLVED:** Clr Hinde and Clr D Hughes that the Minutes of the Noxious Weeds Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

**MINUTES OF THE WEDDIN SHIRE TOURISM COMMITTEE MEETING:** were here submitted:-

- 093 **RESOLVED:** Clr McClelland and Clr Niven that the Minutes of the Weddin Shire Tourism Committee Meeting be adopted including the recommendations therein except where otherwise resolved with Clr Halls and Clr Niven deleted from the list of attendees.

**MINUTES OF THE HERITAGE COMMITTEE MEETING:** were here submitted:-

- 094 **RESOLVED:** Clr McClelland and Clr N Hughes that the Minutes of the Heritage Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

**MINUTES OF THE PROPERTY AND DEVELOPMENT COMMITTEE MEETING:** were here submitted:-

- 095 **RESOLVED:** Clr Taylor and Clr McClelland that the Minutes of the Property and Development Committee Meeting be adopted including the recommendations therein except where otherwise resolved.



## **MINUTES OF THE ORDINARY MEETING CONT.**

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**MINUTES OF THE MANEX COMMITTEE MEETING:** was here submitted:-

- 096 RESOLVED:** Clr Hinde and Clr D Hughes that the Minutes of the Manex Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

**MINUTES OF THE TOWN WORKS COMMITTEE MEETING:** were here submitted:-

- 097 RESOLVED:** McClelland and Clr Niven that the Minutes of the Town Works Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

### **ORDER OF THE DAY**

(a) **List of Inspections and Approved Works.**

**1 INSPECTIONS AND MEETINGS:**

1.1 Swimming Club Deleted

**2. LIST OF APPROVED WORKS:**

2.1	<u>Industrial Estate</u>	In Progress
2.2	<u>Railway Land</u>	In Progress
2.3	<u>Sewerage Treatment Works</u>	In Progress
2.4	<u>Dental Surgery</u>	Carried Out
2.5	<u>Company Dam Desilting</u>	Carried Out
2.6	<u>Dalton Street Depot</u>	In Progress
2.7	<u>Good Sports Program</u>	Carried Out
2.8	<u>Councillors Chairs</u>	In Progress
2.9	<u>New Depot</u>	In Progress
2.10	<u>Council Committees</u>	In Progress
2.11	<u>Taxi Rank</u>	Carried Out
2.12	<u>Graffiti</u>	Carried Out
2.13	<u>Railway Land</u>	Carried Out

### **NOTICE OF MOTIONS**

1. Recision Motion

- 098 RESOLVED:** Clr Halls and D Hughes that resolution 008 be rescinded.

**Clr Grimm requested that his name be recorded as being against the motion.**

**Clrs Grimm and Niven then called for a division which was as follows:-**

**For** – Clrs D Hughes, N Hughes, Hinde, Taylor and Halls.

**Against** – Clrs Grimm, Niven, McClelland and Simpson.

## **MINUTES OF THE ORDINARY MEETING CONT.**

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### **2. New Motion**

- 099 RESOLVED:** Clr D Hughes and Clr Taylor that a decision on this contribution be left in abeyance until the intentions of other councils are ascertained for a period of two months.

### **TENDERS**

#### **1. Preparation and Painting of the Grenfell Swimming Pool, P2.3.1**

- 100 RESOLVED:** Clr McClelland and Clr N Hughes that Protector Pty Ltd be awarded Tender B, the Contract GPI, Grenfell Swimming Pool Painting Contract.

### **QUESTIONS**

- |           |   |   |
|-----------|---|---|
| Clr Hinde | - | enquired if notices have been issued for overgrown blocks.<br>→ Director Engineering advised not yet.   |
|           | - | enquired when the outcome of the drought relief concert will be known.<br>→ General Manager advised tomorrow morning.   |
| Clr Grimm | - | enquired if the B-Double route from Grenfell to Barmedman has been placed on the internet.<br>→ Director Engineering to check.  |
| Clr Halls | - | enquired in regard to the situation with the water pipeline from Greenethorpe to Cowra.<br>→ Clr McClelland advised he will take the matter up next week at the Central Tablelands Water meeting. |

- 101 RESOLVED:** Clr D Hughes and Clr Niven that Council form a Closed Council to consider the items listed below AND THAT the Press and the public be excluded from the Meeting of the Closed Council because of the confidential nature of the business to be transacted.

### **CLOSED COUNCIL**

#### **GENERAL MANAGER'S REPORT**

**1. Discussions with Dr Albadran, H1.1.10**

Reason for confidentiality: personnel matter (Section 10A(1)(a))

**Noted**

**Director Corporate Services, Director Engineering and Director Environmental Services left the meeting at this point and did not return.**

**2. Performance Review – Director Engineering, P1.10059**

Reason for confidentiality: staff matter (Section 10A(2)(a))

**Noted**

**3. Performance Review – Director Corporate Services, P1.10015**

Reason for confidentiality: staff matter (Section 10A(2)(a))

**Noted**

**MINUTES OF THE ORDINARY MEETING CONT.**

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**102 RESOLVED:** Cllr N Hughes and Cllr Grimm that the General Manager's report be adopted.

**103 RESOLVED:** Cllr Taylor and Cllr Hinde that the meeting return to Open Council.

**CLOSURE:** There being no further business the meeting closed at 8.46 pm

Taken as read and confirmed as a true record this day 20 September 2007.

.....General Manager.....Mayor