



# **SOUTHERN GRAMPIANS SHIRE COUNCIL**

## **ORDINARY MEETING**

**11 May 2016**

**SOUTHERN GRAMPIANS SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
TO BE HELD IN COUNCIL CHAMBERS, HAMILTON  
WEDNESDAY 11 MAY 2016 AT 5.30PM**

## **AGENDA**

---

1. **ACKNOWLEDGEMENT OF COUNTRY**
2. **PRAYER**
3. **APOLOGIES**
4. **CONFIRMATION OF MINUTES**  
  
**Recommendation:**  
That the Minutes of the Ordinary Council Meeting held on 13 April 2016, as circulated be confirmed.
5. **DECLARATION OF INTERESTS**  
By Councillors or Officers in respect of any item on the Agenda.
6. **QUESTIONS ON NOTICE**  
Nil
7. **PUBLIC DEPUTATIONS** Page 4  
7.1 Petition – Lake Hamilton Usage Policy
8. **COUNCILLOR REPORTS**  
8.1 Nil
9. **MANAGEMENT REPORTS**  
9.1 Financial Statements to 30 April 2016 – 2015/16 Budget Page 6  
9.2 Preparation of 2016/17 Budget Page 9  
9.3 Coleraine Quarry Page 14  
9.4 Proposed Name Change – Beersheba Park Page 19  
9.5 Proposed Street Name Change – Rename Southern Section of Young Street, Hamilton which runs north off Digby Road as “Green Street” Page 23  
9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton Page 26  
9.7 Planning and Environment Act Delegations Page 34  
9.8 Greater Grants Page 39
10. **ITEMS FOR INFORMATION** Page 48  
10.1 Assembly of Councillors Record  
10.2 Temporary Road Closures & Street Processions  
10.3 Liquor Control Act Referrals  
10.4 Tenders  
10.5 Planning Report  
10.6 Building Services Report
11. **NOTICES OF MOTION** Page 53  
11.1 Notice of Motion – Regional Roads – Cr Paul Battista  
11.2 Notice of Motion – Regional Hockey Sports Pavillion - Cr Katrina Rainsford
12. **DELEGATES’ REPORTS** Page 55
13. **CONFIDENTIAL MATTERS (not for public distribution)**  
Nil
14. **CLOSURE**

There are no Questions on Notice.

**7.1 Petition – Lake Hamilton Usage Policy**

Attachment 1 – Petition

A petition relating to the draft Lake Hamilton Usage Policy has been received, which reads as follows:

We agree with the proposed Southern Grampians Shire Council Lake Hamilton usage Policy [as currently available on Council's website <http://www.sthgrampians.vic.gov.au/locallaws>] in accordance with the Section 85(3)(C) of the Community Local Law No 1 of 2015.

**Recommendation**

That the petition be received and referred to the Director Shire Services for action.

There are no Councillor Reports

***DIRECTOR SHIRE SERVICES*****9.1 Financial Statements to 30 April 2016 – 2015/16 Budget****Attachment 2 - Financial Statements****Summary**

The Financial Report for the period 1 July 2015 to 30 April 2016 (copies attached) have been prepared to provide information regarding Council's current financial position.

The report includes an Income Statement, balance sheet and statement of cash flows. A narrative has also been prepared to explain variances between 2015/16 Budget and actual performance.

**Background**

Financial management is a core function of Council. Council annually prepares a Budget which is developed in line with the Council Plan. Throughout the year interim financial reports are presented to Council, with the final financial report being audited by the Victorian Auditor General's Office and incorporated in Council's Annual Report which is forwarded to the Minister for Local Government.

**Council Plan**

The financial report provides interim information on the financial progress of the achievement of the Annual Budget.

Financial sustainability and compliance with our annual budget are specifically identified as strategies within the Council Plan.

**Policy/Strategy/Legal/Statutory**

Section 138 of the Local Government Act 1989 requires that at least every three months, the CEO must ensure that a statement comparing the budgeted and actual revenue and expenditure for the financial year is presented to the Council at a Council meeting which is open to the public. Financial reports are generally prepared following the month ends of September, December, January, February, March, April & May. The June report forms part of Council's Annual Report.

**Social/Economic/Environmental**

The Annual Budget provides the funding for the Council to undertake its social, economic and environmental initiatives outlined in the 2013/2017 Council Plan. This report provides interim financial information on their progress.

**Financial/Risk Management**

Council is required to implement the principles of sound financial management detailed in Section 136 of the Local Government Act 1989 which states:

- 1) A Council must implement the principles of sound financial management.

**9.1 Financial Statements to 30 April 2016 – 2015/16 Budget (cont'd)**

- 2) The principles of sound financial management are that a Council must-
  - (a) manage financial risks faced by the Council prudently, having regard to economic circumstances;
  - (b) pursue spending and rating policies that are consistent with a reasonable degree of stability in the level of the rates burden;
  - (c) ensure that decisions are made and actions are taken having regard to their financial effects on future generations;
  - (d) ensure full, accurate and timely disclosure of financial information relating to the Council.
  
- 3) The risks referred to in subsection (2)(a) include risks relating to-
  - (a) the level of Council debt;
  - (b) the commercial or entrepreneurial activities of the Council;
  - (c) the management and maintenance of assets;
  - (d) the management of current and future liabilities;
  - (e) changes in the structure of the rates and charges base.

**Discussion**

The financial report includes an Income Statement, Balance Sheet, Statement of Cash Flows, Statement of Capital Work and Statement of Human Resources. A detailed narrative has also been prepared to explain variances between 2015/16 Budget, the anticipated forecast and actual performance.

*Income Statement (Operating Statement)*

Council is forecasting a minor operating surplus for the 2015/16 financial year. A large operating surplus was originally budgeted however the impact of prepaid grant revenue in the 2014/15 year together with increased depreciation due to asset revaluations, reduced grant revenue and increased expenditure in the employee benefits area substantially reduced the surplus.

*Balance Sheet*

The budgeted balance sheet is understated in net equity and Property, Plant & Equipment due to the late revaluation of infrastructure assets. This revaluation was completed prior to the end of 2014/15, however after the 2015/16 budget had been prepared. All other balance sheet items are forecast to be close to their original estimates.

*Statement of Cash flows*

Cash balances are strong with \$14.6m of cash and investments held at the end of April. This means all commitments can be met with cash, as and when required. Opening cash was substantially more than anticipated due to early payment of grant funding and under expenditure of capital work. Even with the carry forward of capital works and some unexpected expenses, Council is still forecasting a strong end of year cash position.

*Statement of Capital Works*

Council budgeted \$13.4m of capital works. Additional Roads to Recovery funding of \$1.4m has also been received. \$1.4m of 2014/15 Capital works were incomplete and have been forecast for the current year. Several works project have now been deferred or are being reviewed (\$1.8m) resulting in a forecast program of \$13m for 2015/16.

Actual expenditure of \$9.5m has occurred (73% of the forecast amount).

*Statement of Human Resources*

**9.1 *Financial Statements to 30 April 2016 – 2015/16 Budget (cont'd)***

The breakup between operating and capital salaries is variable for a large proportion of Council's workforce (Infrastructure Services in particular). Expenditure for operations was increased due to additional works, resignations, recruitment expenses and other associated oncosts. Capital Expenditure was increased mainly due to additional works funding. Overall the spend was at 80% of the forecast at the end of March.

**Communication**

The financial report forms part of the Council meeting minutes and is available to the public.

**Officer Declaration of Interest**

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – Bronwyn Herbert, Director Shire Services.

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Belinda Johnson, Manager Finance.

In providing this advice as the Author, I have no disclosable interests in this report.

**Recommendation**

That the financial report for the period 1 July 2015 to 30 April 2016 be received.

**9.2 Preparation of 2016/17 Budget****Attachments:**

- 3. Strategic Resource Plan**
- 4. Draft Annual Budget**
- 5. Council Services Pricing Register 2016-2017**

**Summary**

The Draft Budget for 2016/17 and Strategic Resource Plan 2016/17 to 2019/20 have generally been prepared in the form of the model budget template recommended as the best practice for reporting local government budgets in Victoria. The reports contain the statutory information required under the Local Government Act 1989 and the associated Regulations.

**Background**

The draft Annual Budget has been developed within the overall planning framework, which guides the Council in identifying community needs and aspirations over the medium to long term (Council Plan) and short term (Annual Budget) objectives, strategies, initiatives, activities and resource requirements.

**Council Plan**

The Annual Budget includes the key activities and initiatives to be funded that will contribute to achieving the strategic objectives specified in the Council Plan. The Strategic Resource Plan looks at financial assumptions over the medium to longer term required to implement the Council Plan.

The Council Plan establishes that we will:

- Provide the highest standards of leadership and good governance
- Foster population and economic growth
- Enhance wellbeing and culture
- Help communities in our Shire feel dynamic and resilient
- Manage environmental security in our Shire

**Policy/Strategy/Legal/Statutory**

Under the Local Government Act 1989 the Council is required to prepare and adopt the annual budget each year by 30 June. The budget is required to include certain information about rates and charges that Council intends to levy as well as a range of other information.

The draft budget includes standard statements prepared in accordance with Australian Accounting Standards and mandatory professional reporting requirements.

The Council is also required to prepare and adopt a Strategic Resource Plan each year by 30 June. The Strategic Resource Plan 2016/17 to 2019/20 has been prepared in accordance with the Local Government Sustainability Project.

Rates and charges are levied in accordance with Council's Rating Strategy Policy and Council Pricing Register for 2016/17.

9.2 *Preparation of 2016/17 Budget (cont'd)***Social/Economic/Environmental**

The Annual Budget provides the funding for the Council to undertake its social, economic and environmental initiatives outlined in the 2013/17 Council Plan.

**Financial/Risk Management**

Council is required to implement the principles of sound financial management detailed in Section 136 of the Local Government Act 1989. In developing the Draft Budget and Strategic Resource Plan, Council considers relevant financial risks to ensure it can achieve its Council Plan objectives within a longer term prudent financial framework.

**Discussion**

The Draft Budget for 2016/17 has been prepared under the provisions of the Local Government Act 1989 and in accordance with the associated Regulations and the relevant International and Australian Accounting Standards. The budget document contains:

- Overview and Budget Highlights
- Analysis of operating and capital budgets, cash position, budget financial position and rating strategy
- Standard Income Statement, Balance Sheet, Cash Flow Statement, Capital Works Statement and a Summary of Rates and Charges

The 2016/17 budget presented in the report has been developed through a process of consultation and review with Council and Council officers.

The 2016/17 Operating Budget forecasts an operating surplus of \$6.215 million and Council anticipates to hold \$14.923 million cash at 30 June 2017.

The budget provides for capital expenditure in 2016/17 of \$15.584 million comprising:

Roads and Infrastructure	\$12.658 million
Plant and Equipment	\$1.550 million
Buildings, structures and fittings	\$1.064 million
Furniture, Equipment and Information Systems	\$0.312 million

The draft budget proposes an increase in the general rate of 2.5% for the year. The municipal charge will increase from \$184 to \$189.

General rates and municipal charges are levied in accordance with Council's Rating Strategy Policy.

The service charge will increase from \$219 to \$230 for all improved residential properties in the Hamilton, Balmoral, Byaduk, Byaduk North, Coleraine, Dunkeld, Glenthompson and Penshurst urban areas for the collection and disposal of refuse.

An elective refuse collection and disposal service is available for improved residential properties in the areas immediately north and east of Hamilton as defined within the "refuse collection area" and for residential properties within Tarrington and its

**9.2 Preparation of 2016/17 Budget (cont'd)**

immediate surrounds as defined within the "refuse collection area". The service charge for these areas will also be \$230.

An elective organic waste collection and disposal service is available for improved residential properties in the Hamilton urban area. The service charge for this service will increase from \$79 to \$83

The garbage collection and disposal service will again only be provided to commercial and industrial properties within the Shire on request.

It is proposed to borrow \$1.5million in funds in 2016/17 to undertake capital works.

It is proposed to continue to offer as an incentive for prompt payment, a discount of two per cent in accordance with Section 168 of the Local Government Act 1989 where all four instalments of rates and charges declared for the current year (less the discount) are paid on or before 30 September, excluding any arrears of rates and charges outstanding from previous years.

The following documents are presented for formal consideration by Council:

1. Draft Budget for 2016/17
2. Strategic Resource Plan 2016/17 to 2019/20
3. Pricing Register for 2016/17

**Community Engagement**

The Draft Budget 2016/17 will be advertised for public inspection and comment on 15 May 2015 in the Hamilton Spectator Newspaper. The Draft Budget will be available for public inspection at Councils Customer Service Centre, 111 Brown Street Hamilton and at licensed Post Offices (excluding Hamilton) within the Shire and Council's website [www.sthgrampians.vic.gov.au](http://www.sthgrampians.vic.gov.au). Copies will also be distributed to the local Development Associations. Submissions close on 15 June 2016 and will be considered at an Special Council Meeting on 22 June 2016. It is proposed that a Special Meeting will be held on 29 June 2016 to adopt the Draft Budget for 2016/17, Strategic Resource Plan 2016/17 to 2019/20 and Pricing Register for 2016/17.

**Communication of Decision**

**The decision by Council will be communicated to the community by the networks outlined in Community Engagement section of this report.**

**Officer Declaration of Interest**

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – Bronwyn Herbert, Director Shire Services.

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Belinda Johnson, Manager Finance.

In providing this advice as the Author, I have no disclosable interests in this report

## 9.2 Preparation of 2016/17 Budget (cont'd)

**Recommendation**

1. That the budget annexed to this resolution and initialed by the Mayor for identification, be the budget prepared by Council for the purposes of Section 127 of the Local Government Act 1989.
2. That the amounts proposed to be raised by rates and charges be as follows:
 

General Rates	\$15,567,759
Municipal Charge	\$ 1,746,360
Service Charges	\$ 1,453,799
Special Rate (YDA)	<u>\$ 4,222</u>
	\$18,752,140
3. That as provided in Council's Rating Policy, it is considered that application of differential rates will contribute to the equitable and efficient carrying out of Council's functions and recognise the following factors:
  - The different standard of municipal services provided to the residents and ratepayers in different areas of the Shire
  - The different range of municipal services available to the residents and ratepayers in different areas of the Shire
  - Differences in the accessibility to municipal services for the residents and ratepayers in different areas of the Shire.
4. That the general rates be raised by application of the following differential rates:
  - a differential general rate of 0.4559 per cent or 0.4559 cents of each dollar of the Capital Improved Value on all rateable land in the parishes of North Hamilton and South Hamilton, excluding farm land (as defined by Section 2 (1) of the Valuation of Land Act 1960) comprising all or part of a single farm enterprise (as defined in Section 159 (4) of the Local Government Act 1989) with an area of 40 hectares or more
  - a differential general rate of 0.3647 per cent or 0.3647 cents of each dollar of the Capital Improved Value on all rateable farm land (as defined by Section 2 (1) of the Valuation of Land Act 1960) in the parishes of North Hamilton and South Hamilton comprising all or part of a single farm enterprise (as defined in Section 159 (4) of the Local Government Act 1989) with an area of 40 hectares or more
  - a differential general rate of 0.3647 per cent or 0.3647 cents of each dollar of the Capital Improved Value on all other rateable land in the Shire.
5. That a municipal charge of \$189 be made on all rateable land for the purpose of covering some of the administrative costs of Council.
6. That a service charge of \$230 be made on all improved properties within the Hamilton, Balmoral, Byaduk, Byaduk North, Coleraine, Dunkeld, Glenthompson, and Penshurst urban areas for the collection and disposal of

---

**9.2 Preparation of 2016/17 Budget (cont'd)**

- refuse, excluding all commercial and industrial properties where such service is provided only upon request and for payment of the said charge.
7. That a service charge of \$230 be made on improved properties in the areas immediately north and east of Hamilton as defined within the “refuse collection area” for the collection and disposal of refuse, (if the ratepayers for individual properties elect to receive the service) excluding all commercial and industrial properties where such service is provided only upon request and for payment of the said charge.
  8. That a service charge of \$230 be made on improved properties within Tarrington and its immediate surrounds as defined within the “refuse collection area” for the collection and disposal of refuse, (if the ratepayers for individual properties elect to receive the service) excluding all commercial and industrial properties where such service is provided only upon request and for payment of the said charge.
  9. That an organic waste collection service charge of \$83 be made on improved properties within the Hamilton urban area, (if the ratepayers for individual properties elect to receive the service).
  10. That a special rate of 0.0315 per cent or 0.0315 cents of each dollar of the Capital Improved Value be made on all rateable land within the Yatchaw Drainage Area.
  11. That the Chief Executive Officer be authorised to:
    - a) give public notice of the preparation of the budget in accordance with Section 129 (1) of the Local Government Act 1989
    - b) invite submissions in accordance with Section 129 (2) and Section 223 of the Local Government Act 1989 on any proposal contained in the budget
    - c) make available for public inspection copies of the budget and other information at Council's Business Centre, 111 Brown Street, Hamilton and at all licensed post offices within the Shire.
  12. That Council consider any submissions on any proposal contained in the budget which have been made in accordance with Section 223 of the Local Government Act 1989 at the Ordinary Meeting of Council to be held in the Council Chamber, 3 Market Place, Hamilton on Wednesday 22 June, 2016 commencing at 5.00pm.
  13. That Council consider:
    - a) adoption of the 2016/17 budget;
    - b) declaration of rates and charges for 2016/17; and
    - c) adoption of the Strategic Resource Plan 2016/17 to 2019/20at a Special Meeting of Council to be held on Wednesday 29 June, 2016 commencing at 5.00pm.
  14. That the Minister for Local Government be advised of Council's proposed rates and charges for 2016/17.

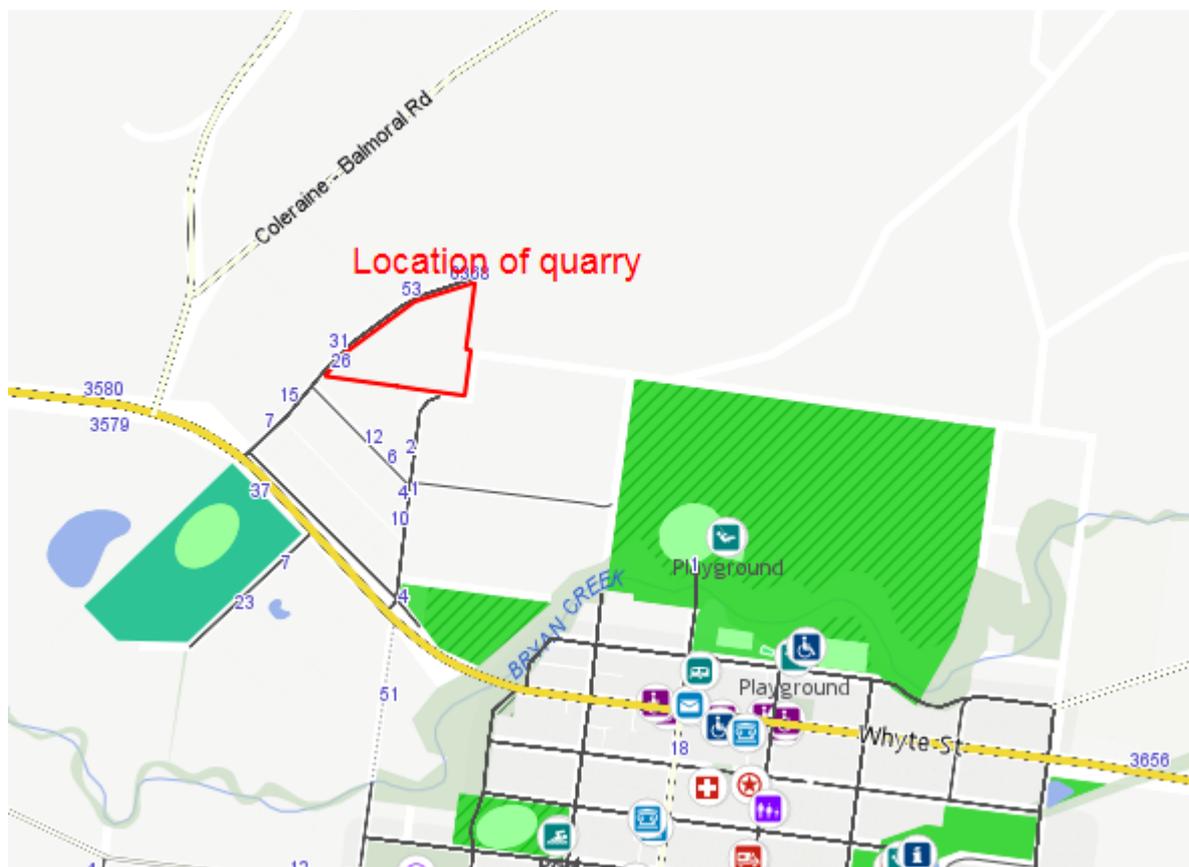
## 9.3 Coleraine Quarry

**Summary**

Council had been approached by Rigby Bros in relation to the expansion of the area of the existing quarry at Quarry Road Coleraine. In order to do this, it was recommended that Council give public notice of its intention to deviate Cameron Street in two parts (north/south and north east) as detailed in the enclosed map. And its intention to discontinue the East West section of Cameron Street and sell this land by private treaty to the quarry owners.

**Background**

The Rigby Bros Coleraine quarry is an established company which has been in operation since 1969. The quarry is a supplier to local companies and provides a valuable source of materials to the local economy. See below the location of the quarry in relation to Coleraine.

**Council Plan**

Within the Council Plan Objective 1 – Leadership and Good Governance the following Strategies are relevant to our recommendation:

## Strategy 1.1.1.

Base decisions on the highest available level of professional advice and expertise

## Strategy 1.1.5

Provide timely and accurate advice

**9.3 Coleraine Quarry (cont'd)****Policy/Strategy/Legal/Statutory**

Under S206 (1) and Schedule 10, Clause 2 of the Local Government Act 1989, Council has the power to deviate Cameron Road which is a government road running north/south, and reinstate it as shown on the map as "New Cameron Road Reserve" with the Ministers approval which will be sought.

Under Schedule 10, Clause 3 of the Local Government Act, Council has the power to discontinue the proposed east/west section of Cameron Street.

Under Section 223 of the Local Government Act 1989 Council has invited public submission on the proposed road deviations and proposed road discontinuance for a minimum of 28 days by a Notice published in the Hamilton Spectator on 11 March 2016.

**Social/Economic/Environmental**

This proposal has a social and economic impact on the local community. The Rigby Bros currently employ twelve local residents of Coleraine and with the expansion this number may increase.

The quarry is also a supplier of high quality construction grade rock to businesses and government agencies in the Southern Grampians Shire for uses including but not limited to road construction and repair, concrete aggregate, rock beaching, rock for erosion prevention and environmental works.

Any environmental issues associated with the expansion of the quarry will be addressed by the owners through the Planning Scheme amendment and permit process. Council is advised that this separate process will include a proposal to build a bund wall (height to be determined) within the 10 meter wide buffer zone around the eastern, southern and western boundaries of the proposed site expansion. The bund wall will be densely planted with a mixture of blue gum and other native species and dust from the stockpiles will be managed through the installation of a sprinkler system.

**Financial/Risk Management**

The costs associated with deviating, discontinuing and selling the land will predominately be incurred by the owners of the quarry. The land to be discontinued will need to be surveyed and a valuation will need to be sought to sell the land to the Rigby Bros. The roads to be deviated will not incur any costs as these will be deviated and the cost of reinstating the road to the east and above north/west will be borne by the quarry owners.

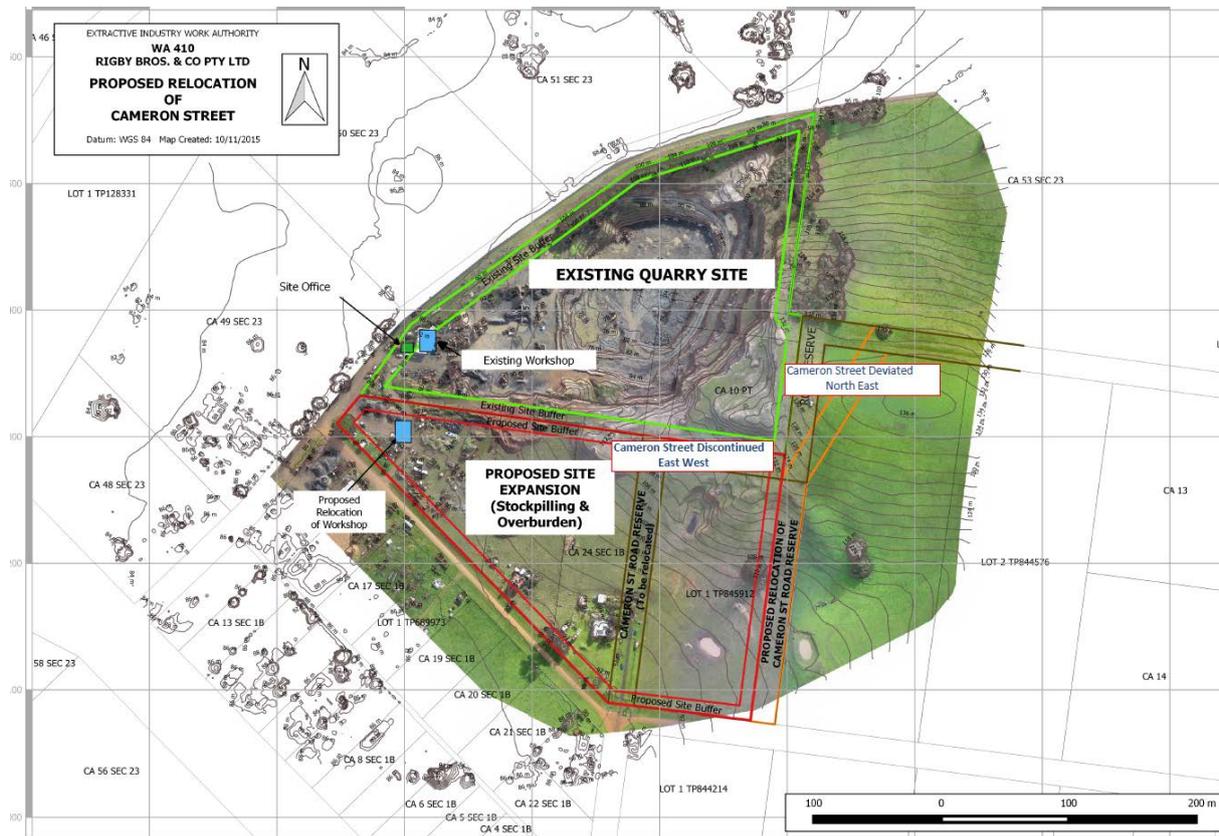
**Discussion**

The proposed extension of the quarry is to include land owned by Rigby Bros located to the south of the existing quarry boundary. In order to maximise the area of land available, the Rigby Bros propose to apply to deviate the north/south section of the road reserve known as Cameron Street from the western boundary of Lot 1 TP845912 to a new alignment along the eastern boundary of Lot 1 TP 845912.

Council is advised that Rigby Bros quarry has also negotiated with the owner of Lot 2 TP844576 to purchase a section of the north east corner of land to deviate Cameron Street to enable further stockpiling initially, but to later effectively enable the quarry to rehabilitate

9.3 Coleraine Quarry (cont'd)

the face of the quarry. The proposal would still maintain a continuous road network with the costs associated with constructing the road to be borne by the owners of the quarry. Please refer to the map below. The east/west section of Cameron Street which is vested in Council is proposed to be discontinued. The deviations and discontinuance of the road reserve will ensure that any land is prevented from being landlocked as the surrounding land belongs to the quarry owners.

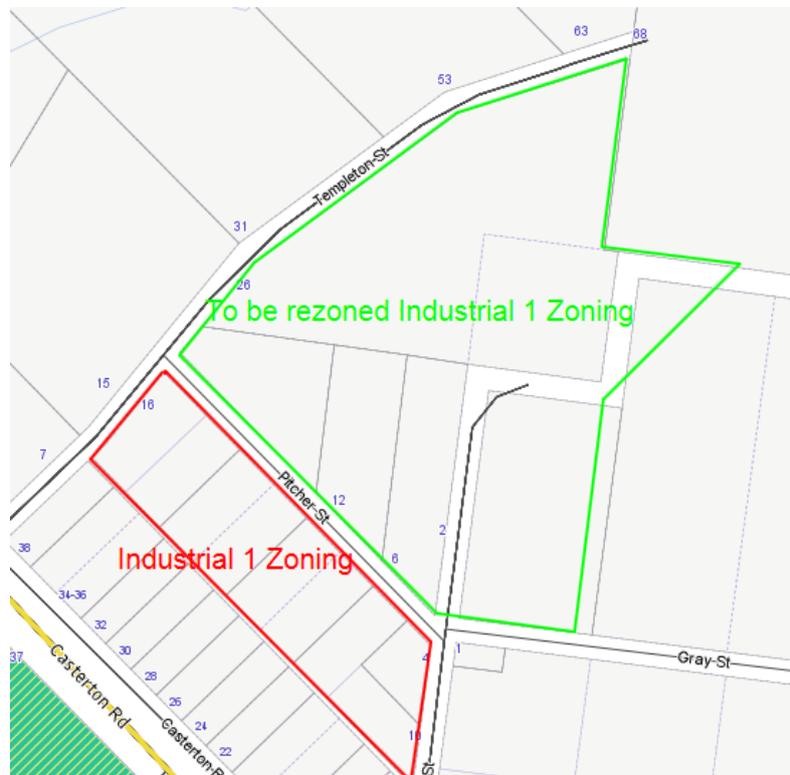


The expansion area will not be quarried but be used as a storage area so the impact to the local community should be minimal.

As part of the road realignments and road discontinuance the Planning Department has also discussed the potential to rezone all the land owned by the quarry owners south of the existing quarry to "Industrial 1 Zoning" contiguous with the land on the northern side of Pitcher Street Coleraine which is currently zoned Industrial (see map below).

As no submissions have been received on this proposal, it is recommended that Council should now proceed to formally resolve to deviate and discontinue sections of Cameron Street as per the maps provided in this report.

## 9.3 Coleraine Quarry (cont'd)



In order to facilitate the road deviation initial consultation was entered into with the Department of Environment, Land, Water and Planning to seek the Ministers consent. Although this is not finalised the Department is prepared to submit this to the Minister for consideration.

The process to complete the road deviations and road discontinuance is as follows:

- The affected land is to be professionally surveyed and plans produced for ministerial consent and for use in the Victorian Government Gazette. The owners of the quarry will be responsible for this action;
- Council will obtain a valuation on the section of Cameron Street to be discontinued and sold to the quarry owners;
- Ministerial approval will be sought for the north/south road deviation of Cameron Street, Coleraine;
- The road deviations and road discontinuance will be published in the Victorian Government Gazette.
- The consolidation and rezoning of the land is to be applied for via a separate application to the planning department of Southern Grampians Shire Council.
- The transfer of Council land will need to be completed with the Titles office.

**9.3 Coleraine Quarry (cont'd)****Community Engagement**

A Public Notice of Council's proposal to deviate the road in two parts of Cameron Street (north/south and north/east) and discontinue the section East West of Cameron Street was published in the Hamilton Spectator on Saturday 11 March 2016 and on the Council's website.

**Communication of Decision**

The owners of the quarry will be notified of Council's decision of the road deviations and road discontinuance.

**Officer Declaration of Interest**

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – Bronwyn Herbert, Director Shire Services

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Cate Dundon, Property Agreement Officer

In providing this advice as the Author, I have no disclosable interests in this report.

**Recommendation**

1. That Council having advertised its intention, and not having received any submission, hereby resolves to formally deviate the road in two parts of Cameron Street (north/south and north/east) and discontinue the section East West of Cameron Street as detailed in the enclosed map.

**DIRECTOR SHIRE INFRASTRUCTURE****9.4 Proposed Park Name – Beersheba Park****Summary**

Following the public notice period regarding Council's intention to rename the park on the southern end (east side) of Alexandra Parade, Hamilton, as Beersheba Park, Two submissions were received.

It is recommended that Council proceed to name the park on the southern end (east side) of Alexandra Parade, Hamilton, as "Beersheba Park" and lodge the proposal with the Office of Geographic Names.

**Background**

Mr Tom Trimnell on behalf of the brave and dedicated men of the 4<sup>th</sup> Light Horse Regiment in particular and the men of the Australian Light Horse Regiments in general has submitted a proposal to name the park on the southern end (east side) of Alexandra Parade, Hamilton, as "Beersheba Park".

At present there is a plaque which recognises two local men who participated in the CHARGE OF BEERSHEBA, and the 14 palm trees planted to honour the men from the Hamilton area who served in the 4<sup>th</sup> Lighthorse Brigade.

Mr Trimnell advised he feels a final step in honouring the brave men who enlisted in World War I as members of the Australian Light Horse Regiments needs to be seriously considered.

The park behind the Uniting Church has unofficially been recognised for sometime as the site to honour these local men, but to have memorials in an unnamed park seemed to be lacking in the ultimate tribute.

On 31 October 2017 it will be 100 years since the significant "Charge of Beersheba" which was not only a successful military event, but the final cavalry charge in Australian History.

The Charge saw most Light Horse Regiments involved, but the 4<sup>th</sup> Light Horse and the 12<sup>th</sup> Light Horse Regiments were the major units in the front line of that battle to rid the Beersheba area of Palestine, of the Turkish Forces.

The 4<sup>th</sup> Light Horse Regiment lost two of its members from the area in the Charge. Lance Corporal Walter Rodney Kinghorn of Byaduk was killed in action and Trooper Edgar Womersley of Dunkeld died of wounds two days after the charge while being transferred to a hospital at El Arish.

Copies of letters in support of the proposal have been received from:

Dan Tehan, MP Member for Wannon  
John V Baker, President 4<sup>th</sup> Lighthorse Memorial Association  
Darren Krause, President Hamilton RSL  
Ian Black, President Hamilton History Centre

**9.4 Proposed Park Name – Beersheba Park (cont'd)**

Council confirms the site is a road reserve with an existing park. A request has been received to officially name the park Beersheba Park given the existing monuments to the Lighthorse Regiments already on the site.

Council resolved at its 9<sup>th</sup> March 2016 meeting that:

- a) Public notice be given of Council's intention to rename the park on the southern end (east side) of Alexandra Parade, Hamilton, as **Beersheba Park**
- b) That submissions be invited on the proposal and to be received by Tuesday 12<sup>th</sup> April 2016.

**Council Plan**

## Strategy 1.2.3

Ensure that our actions contribute positively to sound relationships and engagement with our local communities.

**Policy/Strategy/Legal/Statutory**

Guidelines for Geographic Names 2010 Version 2 (Mandatory) stipulates the process for the naming of the park.

**Social/Economic/Environmental**

By naming this area after our local veterans we are recognising their contribution and fostering positive relationships within the community.

**Financial/Risk Management**

No requests for financial contribution at this time have been received.

**Discussion**

The Department of Environment, Land, Water & Planning has advised that its records shows that Alexandra Parade to be government road and that jurisdiction over the Alexandra Parade Reserve therefore resides with Council.

The proposal conforms to the principles outlined in Section 1 and 2 of the Guidelines for Geographic Names 2010.

Mr Trimnell has also confirmed that The 4th Light Horse Regiment Memorial Association have always used the spelling "Beersheba". This is the reason for the proposed name.

The first submission received related to the name "Beersheba" which they believed had alcoholic connotations and doesn't strike any sort of positive or relevant chord. The name should honour our forebears and be aesthetically pleasing, not foreign, and clear in its intention.

The second submission supported the naming of Beersheba Park. It also believed that a memorial plaque needs to be placed and incorporated at the site naming the fourteen for whom we believe the trees were planted. An initial site meeting comprising shire staff, Tom Trimnell, Ian Black and a representative from Dan

**9.4 Proposed Park Name – Beersheba Park (cont'd)**

Tehan's office regarding the location of signage and funding was held earlier in April 2016. Future consideration for funding this project is required.

**Community Engagement**

A public notice was placed in the Spectator on Saturday 12 March 2016 with submissions closing on Tuesday 12 April 2016. Two submissions were received.

**Communication of Decision**

Mr Trimnell and other stakeholders will be advised of Council's decision.

Public notice of the proposal will be given in the Hamilton Spectator.

Council will advise the Office of Geographic Names of Council's resolution.

**Officer Declaration of Interest**

Under Section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – David Moloney – Director Shire Infrastructure

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Francis Pekin – Engineering Support Officer

In providing this advice as the Author, I have no disclosable interests in this report.

**Recommendation**

That Council:

1. Name the park on the southern end (east side) of Alexandra Parade, Hamilton, as **Beersheba Park**.
2. Give public notice of Council's decision to name the Park.

9.4 Proposed Park Name – Beersheba Park (cont'd)

Map



**9.5 Proposed Street Name Change – Rename Southern Section of Young Street, Hamilton which runs north off Digby Road as “Green Street”****Summary**

Following the public notice period regarding Council’s intention to rename the southern section of Young Street, Hamilton (which runs north off Digby Road), as **Green Street** (see map below), no submissions were received.

It is recommended that Council proceed to name the southern section of Young Street, Hamilton (which runs north off Digby Road), as **Green Street**. and lodge the proposal with the Office of Geographic Names.

**Background**

Historically, Young Street continued north to North Boundary Road, however as there is no access from Kenny Street to Digby Road this has the potential to cause confusion and delays for emergency services.

Council’s Road Register shows the section of Young Street which runs north from Digby Road to Jolly Street (approx. 200 metres) as a separate street section.

There is one property affected by the proposal which will require a property address change.

Council resolved at its 9 March 2016 meeting:

- a) That public notice be given of Council's intention to rename the southern section of Young Street which runs north off Digby Road as Green Street, Hamilton.
- b) That submissions be invited on the proposal until Tuesday 12 April 2016.

**Council Plan**

## Strategy 1.2.3

Ensure that our actions contribute positively to sound relationships and engagement with our local communities.

## Strategy 4.1.2

Managing infrastructure to maximise community safety.

**Policy/Strategy/Legal/Statutory**

Under the Local Government Act 1989 (Schedule 10, Clause 5) Council may approve, assign or change the name of any street or road within its Municipal District. In exercising this power it must act in accordance with the guidelines in force for the time being under the Geographical Place Names Act 1998.

**Social/Economic/Environmental**

Changing the street name will provide enhanced community safety by removing a potential cause for confusion and delays for emergency responders.

**9.5 Proposed Street Name Change – Rename Southern Section of Young Street, Hamilton which runs north off Digby Road as “Green Street” (cont’d)****Financial/Risk Management**

There is a potential risk of liability attached to Council if it does not take positive action to address this safety issue.

**Discussion**

The proposed name of Green Street has been suggested by the Hamilton History Centre. They provide the following justification for the choice;

George Green - was sent to The Grange by La Trobe as a police constable to assist the Police Magistrate Acheson French. In 1842 Green left the police force to open an Inn. After initial problems in gaining a licence to open an Inn, it was finally granted to Green in April 1843. He built the Inn on a flat beside a ford across the Grange Creek off Digby Rd. Green only held the licence for a year before selling to William Russell.

The renaming proposal conforms to the principles outlined in Section 1.8 *Ensuring Public Safety* and 4.1 *Obstructed or Altered Roads* of the Guidelines for Geographic Names 2010. The proposed name change will overcome any confusion that currently exists between relevant authorities and will ensure there are no delays as a result of the road discontinuance that currently exists.

No submissions have been received on the proposal.

**Community Engagement**

Council wrote to the resident affected by the proposal and sought their comments. No response was received.

Public notice was placed in the Spectator on Saturday 12 March 2016 with submissions closing on Tuesday 12 April 2016. No submissions were received.

**Communication of Decision**

Public notice of the decision will be given in the Hamilton Spectator.

The property owner affected by this proposal will be advised by letter.

Council will advise the Office of Geographic Names of Council's resolution.

**Officer Declaration of Interest**

Under Section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – David Moloney –Director Shire Infrastructure

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

9.5 *Proposed Street Name Change – Rename Southern Section of Young Street, Hamilton which runs north off Digby Road as “Green Street” (cont’d)*

Author – Francis Pekin – Engineering Support Officer

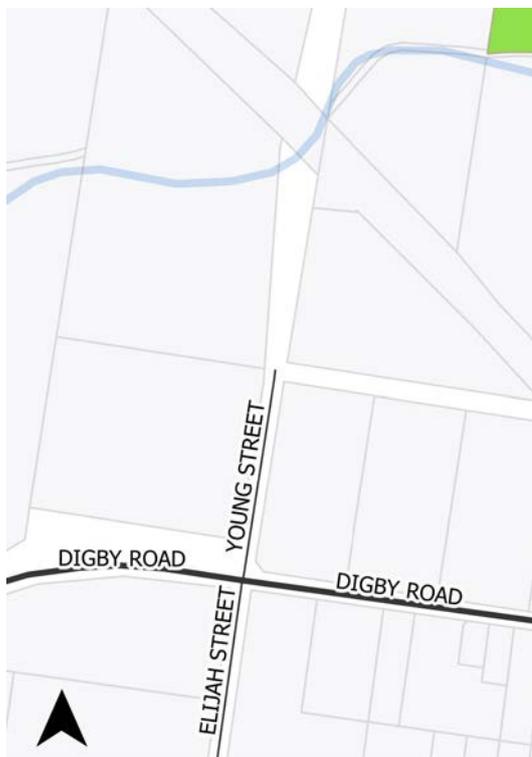
In providing this advice as the Author, I have no disclosable interests in this report.

**Recommendation**

That Council:

1. Rename the southern section of Young Street, Hamilton (which runs north off Digby Road), as **Green Street, Hamilton**.
2. Give public notice of Council’s decision to rename the southern section of Young Street as **Green Street**.

**Map**



**DIRECTOR SHIRE FUTURES****9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton****Attachment 6****Summary**

The purpose of this report is for Council to consider updates and making corrections to Schedule 3 to the Special Use Zone which affects 35 Mount Baimbridge Road, Hamilton.

The report recommends that Council seek authorisation from the Minister for Planning to prepare an amendment to the planning scheme and, upon receipt of authorisation, prepare and exhibit the amendment in accordance with the requirements of the Planning and Environment Act 1987.

**Background**

A request has been received from the owners of 35 Mount Baimbridge Road, Hamilton to prepare a planning scheme amendment to make minor changes to Schedule 3 of the Special Use Zone (“**the Schedule**”) which is a planning control that is particular to the site. The site was most recently occupied by Kitset Kitchens and the premises is now vacant.

The owners of the land have reported that the outdated provisions in the Schedule is resulting in uncertainty when potential tenants review planning controls that currently apply to the site and is therefore frustrating future opportunities for the site.

**Site and surrounds**

The site runs east/west and is 3.01 hectares in area. It contains a 5,000 square metre brick and steel building on the eastern half of the site. The maximum height of the building is 10 metres, with a smaller single storey entrance at the front. A car parking area is located in front of the building and two access points off Mount Baimbridge Road serve driveways to the northern and southern sides of the building. A ridge crosses the middle of the site and the western half of the site is vacant.

The site abuts a Road Zone Category 1 (main road) along the front boundary and General Residential Zone to the north, south and west. Dwellings are located to the north, east and west of the site, and the site abuts a Council Reserve generally comprising vacant land and the Grange Burn.

**Planning History**

Amendment L1 to the former Hamilton Planning Scheme included the land in a Special Use Zone 7 “Joinery Works and Hardware Retailing” in 1988/1989. The amendment was approved to permit the consolidation and expansion of two timber industry operations and also rezoned land elsewhere in Hamilton to facilitate residential and industrial development and use.

With the introduction of the new format Southern Grampians Planning Scheme on 1 July 1999, Special Use Zone 7 was translated to Schedule 3 “Joinery Works, Hamilton”. The purpose of the Zone is:

**9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)**

- To provide for the use and development of the land for joinery works and hardware retailing purposes and associated ancillary activities; and
- To ensure that the use and operation of the site does not detrimentally affect the general amenity of the surrounding area.

The current Schedule was tailored to give effect to the specific joinery and associated hardware retail operations at the time.

Given that Kitset Kitchens have ceased operation and the site is now unoccupied, the Schedule has been reviewed. This review has found that:

- The current land use terms within the Table of Uses are not consistent with the Victoria Planning Provisions;
- Amenity requirements are listed within the Buildings and Works clause, instead of the Use clause;
- Hours of operation within the Schedule are inconsistent with hardware retailing, especially with regard to no trading on Sundays or public holidays and ought to only apply to future joinery operations; and
- The category of Signage is not consistent with the use of the land.

The owners of the land have requested a Planning Scheme Amendment be prepared to refine the Schedule as follows:

- Amend Clause 1.0 *Table of Uses* to include Trade Supplies and Restricted Retail Premises as Section 1 Uses (permit not required);
- Amend Clause 1.0 *Table of Use* to prohibit Retail Premises (other than Trade Supplies and Restricted Retail Premises)
- Amend Clause 2.0 *Use* by relocating the noise and hours of operation requirements from Clause 4.0 *Buildings and Works* into Clause 2.0
- Within the hours of operation, specifically refer to the “Joinery” instead of the broader term “permitted uses”; and
- Apply Category 2 signage controls.

Following receipt of the initial Amendment request and having regard to the findings of the Southern Grampians Retail Strategy 2011 and retail hierarchy within the Municipal Strategic Statement, the applicant withdrew reference to Restricted Retail Premises as it is beyond the scope of this Amendment which is to address anomalies in the Schedule.

**Council Plan**

Generally, the Amendment aligns with a number of objectives and strategies identified to deliver each of the objectives in the Council Plan 2013-2017.

**9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)**

In particular the following objectives, outcomes and strategies are relevant:

**Objective 1 *Leadership and Good Governance*:**

We will achieve leadership and good governance by:-

- Basing decisions on the highest available level of professional advice and expertise.
- Developing and enacting policies, plans and strategies to ensure consistency in decision making.
- Implementing Planning Scheme Policy and strategies to ensure the orderly and sustainable development of the Shire.

Objective 2 *Foster population and economic growth* contains two key priorities which are relevant to this proposal. These include continuing to develop and implement land use planning strategies to support new investment and providing efficient and responsive regulatory services to support quality development.

Outcome 2.2 *Identifying and preparing for growth* includes Strategy 2.2.1 implementing the Planning Scheme Policy and strategies to ensure the orderly and sustainable development of the Shire.

Outcome 4 *Help Communities Feel Dynamic and Resilient*. Under Objectives 4.1 *Maintaining Community Safety* includes Strategy 4.1.3 - Managing the regulatory environment to protect amenity and safety.

**Policy/Strategy/Legal/Statutory**

The Planning Scheme is the legal instrument to regulate land use planning within the Shire. The content of the scheme must be clear and unambiguous.

The planning scheme amendment process is set out in the *Planning and Environment Act 1987*. The Act requires Council to seek Ministerial Authorisation to prepare and exhibit an amendment. It also sets out the requirements to exhibit the amendment. If submissions are received in objection to the amendment, the Council is required to resolve the submissions or request the Minister for Planning to appoint an independent Panel to consider the amendment and submissions made to it.

**State Planning Policy Framework**

The outcomes of the Amendment must be consistent with the objectives and strategies of the State Planning Policy Framework (SPPF) in the Southern Grampians Planning Scheme. Key clauses from within the SPPF relevant this proposal include:

The objective of 11.05-1 *Regional settlement networks* is to promote the sustainable growth and development of regional Victoria through a network of settlements identified in the Regional Victoria Settlement Framework plan; and to support sustainable development of the regional centres including Hamilton.

9.6 ***Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)***

*11.05-4 Regional Victoria's competitive advantages* seeks to maintain and enhance regional Victoria's competitive advantages by, among other things, providing adequate and competitive land supply, including urban regeneration, redevelopment

and greenfield sites, to meet future urban needs and ensure effective utilisation of land. The clause also seeks to strengthen settlements by ensuring that retail, office-based employment, community facilities and services are concentrated in central locations.

*Clause 17.01-1 Business* seeks to encourage development which meet the communities' needs for retail, entertainment, office and other commercial services and provides net community benefit in relation to accessibility, efficient infrastructure use and the aggregation and sustainability of commercial facilities. Relevant strategies include locating commercial facilities in existing or planned activity centres; and providing outlets of trade-related goods or services directly serving or ancillary to industry and which have adequate on-site car parking.

***Local Planning Policy Framework:***

The proposed Amendment should build on the strategic directions found in the existing Local Planning Policy Framework (LPPF) which include:

Clause 21.02-1 *Activity centres* is directly relevant. The Southern Grampians Retail Strategy 2011 lists the hierarchy of key activity centres and refers to Hamilton as the regional centre for the Southern Grampians Shire. Key issues for the Shire include:

- Focussing development within existing and planned activity centres;
- Maintaining the primacy of the Hamilton Central Business District (CBD) as the regional centre for western Victoria; and
- Responding to competition from other regional centres.

Objective 1 seeks to support existing activity centres. Strategies relevant to this proposal include:

- Encourage retail, office, community services, entertainment and housing within existing and planned activity centres.
- Strongly discourage 'out of centre' retail development, except where:
  - The proposal is on the fringe of an existing activity centre and the proposal demonstrates that land is not available within the centre and where the demand for such an expansion is demonstrated through an assessment of retail supply and demand; or
- The proposal is for a new local or neighbourhood activity centre that is serving a growing part of Hamilton and where the demand for such a centre is demonstrated through an assessment of retail supply and demand and where it will not harm the viability of other centres in the retail hierarchy.

Clause 21.01-1 *Hamilton* – Settlement strategies include:

- Ensure that land use and development in Hamilton are in accordance with the Hamilton Structure Plan and the Hamilton City Centre Urban Design Framework plan included in this Clause.
-

**9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)**

- Support the role of Hamilton as a leading regional city in order to better capture local and regional economic opportunities.
- Discourage the development and redevelopment of retail premises other than local neighbourhood facilities and agricultural and trades supply retail outside the Hamilton central business district to reinforce and take advantage of the level of community and private investment already made in the central business district.

***Commercial - Outside Central Business District***

Discourage the development and redevelopment of retail premises (other than local convenience retail facilities) outside the Hamilton central business district.

**Social/Economic/Environmental****Environmental effects**

The Amendment updates the existing schedule and makes minor changes to ensure the Schedule is clearer. The Amendment is not expected to have any environmental impacts.

**Social and economic effects**

The Amendment is expected to generate positive economic and social effects for Hamilton. The site at 35 Mount Baimbridge Road, Hamilton is a large site which has occupied commercial activity for many years. The existing Schedule is creating confusion and a barrier to appropriate investment and use of the site as it transitions from the former operations.

**Financial/Risk Management**

The 2015/2016 budget includes provision for the four-yearly Planning Scheme review, which will include a series of “corrections amendments”. The processing of this Amendment will be undertaken within this program.

**Discussion**

The current Schedule 3 to the Special Use Zone was drafted almost 20 years ago and specifically designed for the joinery and hardware retailing on the site at the time. Now that the joinery works have vacated the site, it has become apparent that the Schedule contains some idiosyncrasies that make the site difficult to attract investors and business. In this context, it is considered that it is timely to revise the Schedule.

***Table of Uses (Clause 1.0)***

Currently the *Table of Uses* at Clause 1.0 includes “Joinery, hardware retailing, and associated ancillary activities” as a Section 1 Use (Permit not required). These uses however are not consistent with the land use definitions within the Planning Scheme and as the uses are grouped together it is not clear if they are dependent on each other (for example, whether the land could be used for hardware retailing on its own without a planning permit).

**9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)**

In order to provide greater certainty and clarity within the Schedule, the owners of the land have requested that Trade Supplies be included in in the Table of Uses as a Section 1, separate from Joinery. Trade Supplies is defined in clause 74 as “Land used to sell by both retail and wholesale, or to hire, materials, tools, equipment, machinery or other goods for use in: a) automotive repairs and servicing; b) building; c) commerce; d) industry; e) landscape gardening; f) the medical profession; primary production; or local government, government departments or public institutions.”

**Officer comment**

Section 1 uses are uses that do not require a planning permit. It is considered that ‘Trade Supplies’ is a close ‘fit’ to the existing land use term ‘hardware retailing’ and therefore it is consistent with the strategic intent of the Schedule to include Trade Supplies as a separate Section 1 Use.

Having regard to policy in the MSS, the current reference to “hardware retailing” and the historic use of the site, it is considered appropriate that Trade Supplies be included as a Section 1 use.

***Use (Clause 2.0)***

This clause relates to the use of the land however the wording refers to development. The reference to development should therefore be changed to refer to the ‘use hereby permitted’.

**Officer comment**

This is an appropriate change to the scheme.

***Buildings and Works (Clause 4.0)***

Clause 4.0 of the Schedule sets out the requirements associated with buildings and works on the site. In addition, page 3 of 3 of the Schedule sets out noise conditions and operating hours for “permitted uses”. These were initially included in the Schedule to ensure that the Joinery operated under acceptable conditions to limit off-site amenity impacts.

It is proposed that the noise and hours operation requirements to refer specifically to the Joinery use and these requirements be moved to clause 2.0 which deals with the conditions of use.

**Officer comment**

While most of the conditions within the Clause are still relevant, and ought to apply to Trade Supplies and other Section 1 uses, the hours of operation should specifically refer to the “Joinery” rather than all uses that may be contemplated for the site. This would enable trading on Sundays and public holidays which is now the norm for expected for Trade supplies businesses.

In addition, reference noise requirements and hours of operation should be relocated to clause 2.0 because both requirements are more directly related to the use of land as opposed to constructing buildings and works on the land.

**9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)*****Signage controls***

Presently, Schedule 3 to the Special Use Zone makes no reference to the 'Category' of advertising signs (which is found at clause 52.05 of the planning scheme) that should apply to the land.

In the absence of any reference to advertising signs in Schedule 3, the default Category 3 applies in the Special Use Zone. Category 3 normally applies to "High

**9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)**

Amenity Areas" such as land within the General Residential Zone and the Rural Living Zone.

Given the commercial nature of the site, it has been requested that Signage Category 2 be applied to Schedule 3 of the Special Use Zone. Category 2 "Office and Industrial" is described as "Low Limitation" in clause 52.05.

**Officer comment**

The current signage arrangements on the site are very restrictive considering the site is a large commercial site. Although the site abuts residential land, it is located on a main road and the width and scale of the site could comfortably accommodate well designed commercial scale signage. Within Category 2, a planning permit is not required if the total advertisement area of all signs to each premises does not exceed 8 square metres. However business identification signage exceeding 8 square metres requires a planning permit and notification of the permit application to neighbouring properties would be undertaken.

It is considered that applying Category 2 within the Schedule is appropriate in the context of the site.

**Next steps**

An amended Schedule has been drafted (refer to Attachment 1). In order for an amendment to proceed Council must seek authorisation from the Minister for Planning to prepare and exhibit the amendment.

**Community Engagement**

The statutory requirements for the period of notice and exhibition for a planning scheme amendment are dictated by Sections 18 and 19 of the *Planning and Environment Act 1987*. The Act requires that a planning scheme amendment must undergo a formal exhibition process.

A variety of methods will be used to notify the community about the Amendment, including:

- Individual letters and notices to affected and surrounding owners, ratepayers and occupiers;
- Public notices published in the Government Gazette and The Hamilton Spectator; and

**9.6 Amendment C35 to the Southern Grampians Planning Scheme – 35 Mount Baimbridge Road, Hamilton (cont'd)**

- Copies will be made available for inspection on the internet and at Southern Grampians Shire Council offices at Market Place and Brown Street, Hamilton.

**Communication of Decision**

Upon Council's decision, a letter will be sent to the Minister for Planning seeking authorisation to prepare the Amendment.

**Officer Declaration of Interest**

Under Section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – Michael McCarthy, Director, Shire Futures  
In providing this advice as the Officer Responsible, I have no disclosable interest in this report.

Author – Mark Marziale, A/g Manager, Planning  
In providing this advice as the Author, I have no disclosable interest in this report.

That Council:

1. Pursuant to Section 8A of the Planning and Environment Act 1987, request the Minister for Planning to authorise Council to prepare and exhibit a planning scheme amendment to amend Schedule 3 to the Special Use Zone in the following manner:
  - a) Amend the purpose of the Schedule to refer to "Trade Supplies" instead of "hardware retailing purposes".
  - b) Amend Clause 1.0 by deleting reference to "hardware retailing" within the clause, introducing "Trade Supplies" as a separate standalone section 1 use and referring to "Trade Supplies" in Section 3 in place of "hardware retailing".
  - c) Amend clause 4.0 by relocating the noise and hours of operations to clause 2.0.
  - d) Amend the hours of operations provisions by replacing "permitted uses" and specifically referring to "Joinery" for hours of operation.
  - e) Introduce Clause 5.0 "Advertising signs" and apply Category 2 advertising sign requirements.
2. Upon receipt of authorisation, pursuant to Sections 12, 17, 18 and 19 of the Planning and Environment Act 1987, prepare and formally exhibit the Amendment.

---

**9.7 *Planning and Environment Act Delegations*****Attachment 7 – Planning Delegations  
Attachment 8 - Terms of Reference****Summary**

This report discusses the current levels of Planning Delegations to Council Officers compared to other Councils and recommends the establishment of a delegated Planning Committee and changes to the levels of delegations to staff. It is recommended that the updated s6 Instrument of Delegation from Council to Council staff be adopted.

**Background**

The *Planning and Environment Act 1987* establishes duties and functions as Planning and Responsible Authorities. The Act provides that certain authority, responsibility and functions can be delegated to Committees of Council or Council officers. In delegating authority to officers, limitations may be imposed on the use of power, matter or thing delegated.

The *Local Government Act 1989* sets out that a Council or Chief Executive Officer may, by instrument of delegation, delegate to a member of staff any power, duty or function of Council.

Southern Grampians Shire Council's Instrument of Delegation must be updated at least once every four years. This review is completed taking into account the advice provided by Maddocks law firm which prepares a recommended suite of delegations against each Act that local government has responsibility for administering. The Maddocks recommendations are reviewed by officers and if deemed necessary are modified before being presented to Council for adoption.

The Southern Grampians Shire Council has delegated virtually all planning authority to planning officers, with a threshold trigger of \$1million before an application is referred to the CEO via the Executive Management Team for approval. A review of practices undertaken by other Councils has been completed by Council officers. This review found that the level of delegation at Southern Grampians exceeds that of most other Councils which limit the delegation to officers based on value and importance and/or number of objections and whether a permit is recommended for refusal by officers.

**Council Plan**

Strategy 2.2.1 - Implement the Planning Scheme Policy and strategies to ensure the orderly and sustainable development of the Shire

Provide efficient and responsive regulatory services to support quality development

**Policy/Strategy/Legal/Statutory**

The *Planning and Environment Act 1987* provides that certain local government authority, responsibility and functions can be delegated to Committees of Council or Council officers.

---

**9.7 Planning and Environment Act Delegations (cont'd)**

The *Local Government Act* sets out that a Council or Chief Executive Officer may, by instrument of delegation, delegate to a member of staff any power, duty or function of Council.

**Social / Economic / Environmental**

Planning decisions have the potential to impact on the economic, environmental and social aspects of the region. A streamlined, transparent and efficient service will support the overall well-being of the region.

**Financial / Risk Management**

There will be increased administration of the Planning Committee which will be absorbed by existing resources. A more open, inclusive and transparent process will reduce the risk of poor planning decisions and therefore the financial risk to Council.

**Discussion****Review**

A desktop study was undertaken to identify the level of delegation in other Shires across Victoria. Information from 20 Shires was compiled and assessed. This analysis found that 11 of these Shires had Planning Committees involved in the planning process. These varied in level of authority (from none to all).

The standard triggers for delegation levels included number of objections, value of the proposal and/or whether the officer was recommending refusal. In most instances matters were delegated to the Planning Committee or Council if there were between 3 and 5 objections or if the value of the proposal exceeded \$3 million. In some instances where there was no Planning Committee these matters went directly to Council.

Most permits are for single dwellings or less. There have been 844 permits granted in the last five years. Four of those applications were valued at more than \$5million, with fifteen of those being valued at between \$1-5million.

On average there is less than one permit a year that receives objections and less than one per year that is recommended for refusal. There have been only two applications to VCAT challenging Council decisions in the last three years.

**Revised Instrument of Delegation**

Based on the findings of the study it is considered that the following levels of Planning Delegation be implemented through Council's s6 Instrument of Delegation from Council to Council staff.

9.7 *Planning and Environment Act Delegations (cont'd)*

Council Determination	<p>Applications must be referred to Council if more than 5 objections are received, or if the value of the development exceeds \$5 million or otherwise at the discretion of the Delegated Planning Committee.</p> <p>All recommendations to amend the Southern Grampians Shire Council Planning Scheme must be referred through Council unless the amendment is to correct a mistake or to clarify a provision</p>
Planning Committee (comprising 3 staff and 2 Councillors)	<p>Applications must be referred to the Planning Committee if there are between 3 and 5 objections received, or if the value of the application is between \$1-5 million, or of a lesser value whereby the responsible officer is recommending refusal.</p> <p>Power to apply to the Minister to amend the Southern Grampians Shire Council Planning Scheme to correct an error or to clarify a provision is delegated to the Planning Committee.</p>
Delegated Officer authority	<p>Decisions can be made by delegated officers where less than 3 objections are received, where the value of the development is less than \$1million and where the officer is recommending approval.</p> <p>Decisions can be made by delegated officers to correct a technical error in the permit.</p>
Delegated Planning Committee – Permit Amendment	<p>An application to amend a permit must be referred to the Planning Committee if the value of the original development exceeds \$1million or if 3 or more objections were received, or if the officer is recommending refusal.</p>

### Role of the Planning Committee

It was found as part of this desktop study, the Planning Committee role is usually to consider planning permits above officer delegated thresholds and to support the broader planning function (enforcement, strategic etc.). An important consideration in determining the role of such a committee is the extent of administrative burden this committee places on the operations of staff within the Planning Department (preparation of agenda, copies of applications, minutes etc.).

There is a statutory trigger for Councils to strive to complete the assessing and processing of planning permits within 60 days. With Council meeting once a month this could potentially result in permits being delayed by almost one month or 30 days which would make it virtually impossible to meet those statutory timeframes. A Planning Committee has the potential to streamline this process by being able to be called at short notice.

**9.7 Planning and Environment Act Delegations (cont'd)**

The Planning Committee also has the potential to provide a conduit between Council and the regulatory staff within the planning department, thus providing Council with a clearer understanding of the types of development activity whilst not creating an unnecessary time delay.

The draft Terms of Reference for this proposed Committee is Attachment 2. All meetings will be open to the public.

**Risk**

Council officers are currently responsible for assessing all planning permit applications. This has the potential to create a risk for the organisation and for the staff members concerned, with respect to community perception of probity and transparency in the decision making process. With limited staff and high workload staff members are under pressure to process matters as fast as possible, limiting the time they have to consider and discuss the issues.

There is also a need to ensure that planning regulations are administered independently and without political interference. There is a need for a mechanism that provides opportunity for Councillors to be engaged with the statutory planning functions, and for their involvement to be conducted in an open and impartial way.

Notwithstanding this, those Councillors (who are not members of the proposed Planning Committee) will have greater opportunity to be actively involved in making submissions to the Planning Committee on behalf of either an applicant or objector. Where a Councillor does choose to become an advocate for either an applicant or an objector, they would then be obliged under law to absolve themselves from the decision should it be referred to Council.

**Instrument of Delegation**

There has been a minor restructure within the Planning Department with the strategic planning role accepting extra responsibility as the Co-ordinator Planning. Due to this restructure the appropriate delegations for the role have been included in the s6 Instrument of Delegation (see Attachment 1).

The delegations of the Senior Planner have also been included in the instrument of delegation. These delegations have not been altered, they were previously contained in a separate document, they have just been included in this document so that all Planning Delegations are in the one location.

There are also several new clauses contained in the Instrument of Delegation in relation to the *Planning and Environment Act 1987*. These new clause have been delegated to the Director Shire Futures and the Manager of Planning and Environment. All new sections are highlighted in Attachment 1.

There is also one administrative change to the Instrument of Delegation. The name of the *Planning and Environment Regulations 2005* has been updated to the *Planning and Environment Regulations 2015*. There are no changes to the clauses and powers delegated under these regulations, just the name.

**Conclusion**

The proposed delegations to staff are now more consistent with industry standards.

**9.7 Planning and Environment Act Delegations (cont'd)**

The establishment of a Planning Committee provides a structure that allows for independent assessment whilst at the same time recognising that there is an obligation to administer regulatory/statutory responsibilities in an efficient and impartial way.

The establishment of a Planning Committee provides Councillors (who are not members of that Committee) with the formal opportunity to advocate or represent applicants, or objectors, in any planning decision should they wish to, by making submissions to the Planning Committee.

The delegations provide for transparent assessment of large development applications whilst ensuring that the day-to-day operations of the Planning Department are as efficient as possible.

**Communication of Decision**

This report will be communicated to the business community through Council's business database and on Council's website.

**Officer Declaration of Interest**

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible - Michael McCarthy, Director Shire Futures

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Michael McCarthy, Director Shire Futures

In providing this advice as the Author, I have no disclosable interests in this report.

**Recommendation**

That Council:

1. Establish the Planning Committee as a Special Committee of Council under Section 86 of the Local Government Act.
2. Endorse the Terms of Reference for the Planning Committee (Attachment 4).
3. Adopt the revised s6 Instrument of Delegation from Council to members of staff and to the Planning Committee (Attachment 5).
4. Appoints Councillors \_\_\_\_\_ and \_\_\_\_\_ as Council representatives of the newly appointed Planning Committee.

**9.8 Greater Grants Report - May 2016****Summary**

This report recommends that Council allocate \$18,955 to the following projects above delegation:

- \$13,955 to Byaduk Recreation Reserve Committee of Management for replacement picket fencing for the Byaduk Oval
- \$5,000 to South West TAFE for a collaborative mural project between students and a professional artist

This report also provides Council with information regarding 12 community grant applications (Tourism and Events, Sustainability, Community Strengthening, Community Infrastructure, Arts and Culture categories) that have been recommended for Greater Grants program funding via the Community Planning Focus Group, and approved under delegation (totalling \$20,877.30).

**Background**

The Greater Grants program was established to deliver Council grants that are responsive to the needs and opportunities of the community, inclusive and equitable to all, and one that facilitated the flexible delivery of key strategies identified within the Council Plan 2013-2017 across the social, economic and environmental spectrum.

This program consolidates Council's extensive range of grant opportunities into one program to enable better integration and co-ordination of grant administration and improved marketing of those grant opportunities.

Greater Grants assistance is considered for organisations, groups, committees and individuals with proposals that directly benefit the Southern Grampians Shire region. Applications are assessed using pre-determined evaluation criteria for each grant category taking into consideration strategic objectives within the Council Plan, other Council Strategies and Community Plans.

The Greater Grants program remains open throughout the year and applications are assessed using pre-determined evaluation criteria by the Greater Grants Common Assessment Team. The GGCAT also explore opportunities for leverage, collaboration and alternatives to achieve outcomes across the social, economic and environmental spectrum. Recommendations from the GGCAT are forwarded to the CPFPG for comment and endorsement.

Grant applications for amounts greater than \$2,500 are taken to Council for a resolution through twice annually in February and August. Applications for \$2,500 or greater must demonstrate cash or in-kind contributions and must provide evidence of cash held, or applicants must be able to demonstrate their financial capacity. Any applicable Annual Operational Subsidies provided by Council are not to be used as the applicant's cash contribution toward the project.

Grant applications for amounts \$2,500 or less are assessed and recommended through the CPFPG on an as needed basis. Assessing and recommending grant applications amount for less than \$2500 through the CPFPG will ensure that Council is responsive to the needs and opportunities that often are presented by the community at short notice. The Director Shire Futures is the delegated officer authorised to approve this expenditure.

**9.8 Greater Grants Report - May 2016 (cont'd)****Council Plan**

The Greater Grants program assists Council to deliver on key outcomes of the Council Plan 2012-2017.

**Outcome 1.1 Soundly Based Decisions:**

- Strategy 1.1.2 Develop and enact policies, plans and strategies to ensure consistency in decision making
- Strategy 1.1.3 Demonstrate leadership through ethically, socially and environmentally responsible conduct
- Strategy 1.1.4 Work together to develop a highly responsive Council organisation

**Outcome 1.3 Financial Responsibility and Security:**

- Strategy 1.3.3 Maintain a continuous improvement approach to all Council operations

**Outcome 2.3 A strong, innovative and distinctive tourism sector:**

- Strategy 2.3.1 Attract conferences and events to the Shire and facilitate and enrich the local events program
- Strategy 2.3.2 Enhance, facilitate and promote existing and new experiences

**Outcome 3.2 Community appreciation of and participation in Arts and Cultural activities:**

- Strategy 3.2.4 Encourage and support innovation in the arts

**Outcome 4.2 A Dynamic Community:**

- Strategy 4.2.1 Provide support and services to enable communities to flourish
- Strategy 4.2.2 Support the growth, development and provision of training to volunteers and community organisations
- Strategy 4.2.3 Providing the information and assistance that supports community empowerment
- Strategy 4.2.4 Assisting all communities to realize their individual community identity, strengths and opportunities through the development and implementation of Community Plans

**Outcome 4.3 An inclusive and diverse community:**

- Strategy 4.3.2 Provide opportunities for youth participation and development

**Outcome 5.1 Waste Management and Minimisation**

- Strategy 5.1.1 Reduce the volume of waste going to landfill
- Strategy 5.1.4 Increase the volume of recycled materials through continued community education programs

**Outcome 5.2 Adaptation to climate change and reduced emissions:**

- Strategy 5.2.2 Reduce carbon emissions from Council facilities, equipment and plant

**Policy/Strategy/ Legal/Statutory**

The Greater Grants Policy was adopted on 11 June 2014.

Each Grant category requests that applicants ensure that their project or idea demonstrates a link to the Council Plan outcomes, or endorsed Strategic Plans of Council. Such plans include but are not limited to:

**9.8 Greater Grants Report - May 2016 (cont'd)**

- Economic Development Strategy
- Tourism Strategic Plan
- Health and Wellbeing Strategy
- Sustainability Strategy
- Arts and Culture Strategy.

Also, each grant applicant must demonstrate that they comply with any legal or statutory regulations relevant to the project which they are seeking Greater Grants funding. This includes (where relevant) appropriate insurances, food handling permits, liquor licences etc.

**Social/Economic/Environmental**

Applications are assessed monthly by the Greater Grants Common Assessment Team (GGCAT), and against the grant category assessment criteria. The GGCAT work together to explore opportunities to leverage, collaborate and cross fertilise grant opportunities to achieve greater triple bottom line outcomes for the organisation and wider community.

Once applications have been assessed and a recommendation determined, they are referred to the Community Planning Focus Group (CPFG) for comment and endorsement.

The assessment seeks to explore:

- Social – what are the opportunities for this application to further increase social connection, cohesion and sense of community?
- Economical - what are the opportunities for this application to further stimulate the economy through economic development or tourism?
- Environmental – what are the opportunities for this application to improve the natural environment and raise awareness within the community

Council officers liaise with applicants to explore how such opportunities can be incorporated into their application to achieve greater outcomes.

**Financial/Risk Management**

The collaborative approach across Council grant categories opens opportunities for Council to work with the community to broaden the scope of ideas identified within applications to position these projects and or events to leverage external funding.

Applications for \$2,500 or greater must demonstrate cash or in-kind contributions and must provide evidence of cash held, or applicants must be able to demonstrate their financial capacity to complete the project.

The grant amount approved by Council cannot be increased post-funding approval. In the case of a funding shortfall, funding will not be made available by way of a Council loan.

Each grant category has predetermined assessment criteria and a set weighting for each criteria to identify and assess the risk exposure within each application. The assessment criteria ensure that projects and events have adequate control measures in place to ensure the successful and safe delivery.

**Discussion**

The current round of grants includes two grants above delegation totalling \$18,955; 12 grants under delegation across the following categories (Tourism and Events, Sustainability,

## 9.8 Greater Grants Report - May 2016 (cont'd)

Community Strengthening, Community Infrastructure, Arts and Culture) totalling \$20,877.30 and 13 grants currently under consideration.

These projects are listed in the table below with further information.

Category	Annual Adopted Budget	Starting Budget since previous report (February 2016)	Total amount of Grant Funding recommended/approved in this report	Remaining Budget
Arts & Culture	\$10,000	\$8,200	\$7,500	\$700
Tourism & Events	\$41,500 (+ \$5,500)*	\$6,623	\$12,380 (\$5757 to Demand Allocation)	\$0
Community Infrastructure	\$60,000 (+ \$17,400)*	\$39,950	\$16,643.70	\$23,306.30
Community Strengthening	\$10,000	\$6,227	\$1,875	\$4352
Sustainability	\$10,000	\$8,450	\$1,433.60	\$7,016.40
Heritage Restoration	\$10,000	\$7,277.78	\$0	\$7277.78
Demand Allocation	\$40,000	\$28,000	\$5757	\$22,243
<b>Total under delegation</b>		-	<b>\$20,877.30</b>	-
<b>Total above delegation</b>		-	<b>\$18,955</b>	-
<b>TOTAL</b>	<b>\$181,500 (+ \$22,900) = \$204,400</b>	<b>\$104,727.78</b>	<b>\$39,832.30</b>	<b>\$64,895.48</b>

- \* carried over from previous financial year

## Summary of grant applications – Feb 2016 - April 2016

Above delegation of \$2,500 = \$18,955

Category	Project	Auspice body	Total Project cost	Amount Requested \$	Grant amount recommended \$	Summary reasons for decision
<b>Arts and Culture</b>	Community Pride and Identity Mural	South West TAFE	not supplied	\$5,000	<b>\$5,000</b>	Recommended. Great partnership with Artist and TAFE, including VCAL and disability program students. Suggested students should have some involvement with the design process.
<b>Community Infrastructure</b>	Byaduk Recreation Reserve Fencing	Byaduk Recreation Reserve Committee	\$27,911	\$13,955	<b>\$13,955</b>	Project is about revitalising the recreation reserve to attract new and greater usage. Project has strong support from the whole community and will be strongly referenced in their soon to be developed Community Plan.
<b>Community Infrastructure</b>	Dunkeld Netball Courts renewal	Dunkeld Recreation Reserve Management Committee	\$100,000	\$15,000	<b>NOT Recommended</b>	Project commenced before grant approved. Relevant permits not ready at time of application. EoI considered and applicant invited to submit full application on 12 February. Full application received on 5 April Application considered on 14 April.
<b>Community Infrastructure</b>	Cavendish Recreation Reserve, spectator viewing area Verandah	Cavendish Recreation Reserve Management Committee	\$30,000	\$15,000	<b>Withdrawn</b>	Project withdrawn when applicant advised that Guidelines require that projects must not commence before grant application is approved.

Note: Two applications were considered ineligible because they had breached the guidelines, ie that the project had commenced before the grant had been approved. (Dunkeld and Cavendish Recreation Reserves).

The Cavendish project was withdrawn and the Committee has self funded that project.

With regard to the Dunkeld project, the following chronology is provided for information:

- 12 February EoI considered and applicant invited to submit full application.  
 5 April Full application received. Project already commenced.  
 14 April Grant assessment team considered application and deemed it ineligible because project work had commenced.  
 22 April Meeting held with applicant and staged implementation recommended. Applicant advised that they could not accept this offer.

**Summary of grant applications – Feb 2016 - April 2016**      **Under delegation of \$2,500 = \$20,877.30**

Category	Project	Auspice body	Total Project cost	Amount Request \$	Grant amount recommended \$	Summary reasons for decision
<b>Any Category</b>	Scholarship Application	NA – Individual Applicant	\$750	\$750	<b>NOT Recommended</b>	Not Eligible as an auspicing body was not provided
<b>Arts and Culture</b>	Ron Lewis Memorial Park	Cavendish Townscape Association	\$10,165.50	\$2,633.50	<b>\$2,500</b>	The activating of a public space with arts and culture will contribute to the welfare, sense of place and strengthen community identity. The inclusion of stencil art will create a more inclusive and vibrant area people will want to experience.
<b>Community Infrastructure</b>	Guide Hall Maintenance: Re-Stumping and Safety Switchboard	4 <sup>th</sup> Hamilton Guides	\$2,905.40	\$1,452.70	<b>\$1,452.70</b>	Guides Victoria building audit identified many safety concerns, this project is the first step in correcting these concerns.
<b>Community Infrastructure</b>	Coleraine Community AED Project	Coleraine Lions Club	\$2,472	\$1,236	<b>\$1,236</b>	Defibrillator Cabinet and AED. Granted from Pitch Form by Assessment Team at 10-3-2016 meeting.
Category	Project	Auspice body	Total Project cost	Amount Request \$	Grant amount recommended \$	Summary reasons for decision
<b>Community Strengthening</b>	Hamilton parkrun.	parkrun Australia	\$10,100	\$1,875	<b>\$1,875</b>	Recommended. Able to provide data of good participation and evidence of future

9.0 MANAGEMENT REPORTS

11/05/2016

	Funds used to establish Hamilton Parkrun					sponsorship to continue.
<b>Sustainability</b>	Project Waste Overhaul Funds used to purchase waste, recycling and organic bins and teaching resources.	Coleraine Primary School	\$1,433.60+	\$1,433.60	<b>\$1,433.60</b>	School will invest considerable time implementing the program but this is not reflected in the application as in-kind.
<b>Tourism and events</b>	Fred Rogers Seminar on Native Terrestrial & Epiphytic Orchids	Australian Plant Society-Victoria	\$10,000+	\$2,200	<b>\$2,200</b>	The Fred Rogers Seminar is a bi-annual 2 day event bringing an expected 200-300 participants for 3 nights. This last time Hamilton was involved in hosting was in 1998. Orchids as this year's topic will generate strong participant interest. The seminar will bring participants and 16 expert presenters from across Victoria, interstate and possibly overseas.
<b>Tourism and events</b>	Hamilton Antique Fair	Rotary Club of Hamilton North	\$10,040	\$2,000	<b>\$500</b>	Recommendation for \$500 towards advertising, with clear communication that the event needs to be self-sufficient and has received several years support already. The event also needs to look for new innovative components. Previous Council support: 2015 \$1000, 2014 \$1000, 2011 \$1000 & 2010 \$2000
<b>Tourism and events</b>	Australian Rope Quoits Championship	Coleraine Rope Quoits Association	\$1,500	\$1,475.96	<b>\$680</b>	Recommend funding for \$680 towards hall hire and newspaper advertising. Annual national event which aims to bring together other quoit players and associations for competition games. The Coleraine Association formed in 1945 and currently has 48 members with ages ranging from 14 to 84 years of age. This event

## 9.0 MANAGEMENT REPORTS

11/05/2016

Category	Project	Auspice body	Total Project cost	Amount Request \$	Grant amount recommended \$	Summary reasons for decision
						has not been held in Coleraine during the past 6 years and will bring teams from Ballarat, Bendigo, Broken Hill, Melbourne and Sydney to compete in a 2 day tournament
<b>Tourism and events</b>	Three Peaks Festival	Dunkeld Progress Association	\$11,325	\$2,500	<b>\$2,500</b>	Agreed to match funding 1:1 up to \$2500.
<b>Tourism and events</b>	NHK Junior Obstacle Race	North Hamilton Kindergarten	not supplied	\$2,500	<b>\$2,500</b>	After a very successful 2015 event the event will grow and open up entries to 400 participants. The event provides young athletes the opportunity to test their fitness all while having fun! New obstacles will feature in 2016. The weekend will also partner with parkrun's 1st anniversary and participants will be encouraged to stay overnight and participate in both activities.
<b>Tourism and events</b>	Foster Care Promotion at Sheepvention	Brophy Family and Youth Services	\$700	\$700	<b>Not Recommended</b>	Not recommended. Doesn't meet Grant criteria.
<b>Tourism and events</b>	Tarrington Swamp Stomp	Tarrington Progress Association	\$4,250	\$1,500	<b>\$1,500</b>	First time event. Has received strong publicity through radio, social media and government agencies. Attempt at a world record. Great way to celebrate the local history and bring the community together.
<b>Tourism and events</b>	Peaks and Trails	Peaks and Trails Inc.	\$18,985	\$2,500	<b>\$2,500</b>	Agreed to provide \$2500 up front to assist the event in running costs for the first time staging.

**9.8 Greater Grants Report - May 2016 (cont'd)****Community Engagement**

Various Council staff engage with the community in relation to the Greater Grants program at a range of meetings (including Councillor Engagement, Progress Association, club and user groups, committee of management and, event organiser meetings, etc). Staff also engage with applicants on a 1:1 basis, to provide support through the Greater Grant process.

Grant recipients across all categories are required to complete a grant acquittal report. As part of the acquittal, Council seeks feedback from the grant recipient on ways in which the delivery of grants to the community could be improved.

The Annual Tourism and Events Forum, held in June each year, provides an opportunity for Greater Grants applicants to hear the latest updates about the program, provide feedback to grant owners, and learn how to get the best outcome from their application.

**Communication of Decision**

The decision will be communicated through a media release to the general public, via letters to the Grant recipients and through Council's Community Newsletter and township newsletters. The successful applicants will be notified by phone call and mail, and successful projects will be promoted on Council's website.

**Officer Declaration of Interest**

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – Michael McCarthy, Director - Shire Futures

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Dale Tonkinson, Biodiversity Officer

**Recommendation**

That Council:

- Notes the \$20,877.30 for Greater Grants approved under delegation.
- Resolves to allocate \$18,955 to the following projects above delegation:
  - \$5,000 to South West TAFE for a Mural in the Hamilton
  - \$13,955 to the Byaduk Recreation Reserve Committee of Management to replace the picket fence around the Byaduk Oval

10.1 ASSEMBLY OF COUNCILLORS RECORD

10.2 TEMPORARY ROAD CLOSURES AND STREET PROCESSIONS

10.3 LIQUOR CONTROL ACT REFERRALS

10.4 TENDERS ACCEPTED BY THE CHIEF EXECUTIVE OFFICER UNDER DELEGATED  
AUTHORITY

10.5 PLANNING REPORT

10.6 BUILDING SERVICES REPORT

**10.1 ASSEMBLY OF COUNCILLORS RECORD**

In accordance with the Local Government Act 1989 the following Assembly of Councillors records are attached:

- Councillor Briefing Session – 27 April 2016
- Council Meeting – 13 April 2016
- Hamilton Regional Livestock Exchange Advisory Committee – 18 April 2016
- Community Inclusion Advisory Committee – 6 April 2016
- Advocacy Priorities Working Party – 5 April 2016

**10.2 TEMPORARY ROAD CLOSURES AND STREET PROCESSIONS**

There were no applications received during the past month for the temporary closure of roads and streets and/or the conduct of street processions.

**10.3 LIQUOR CONTROL ACT REFERRALS**

During the past month, there were no applications referred to Liquor Licensing Victoria for the grant, variation or transfer of licences, permits and/or extended hours permits for comment.

**10.4 TENDERS ACCEPTED BY THE CHIEF EXECUTIVE OFFICER UNDER DELEGATED AUTHORITY**

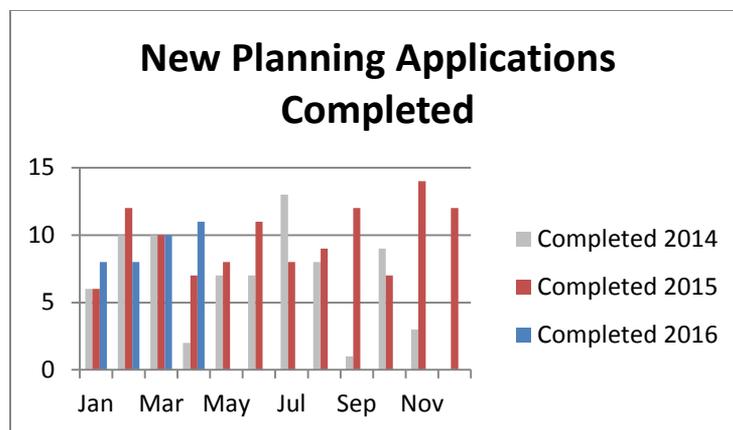
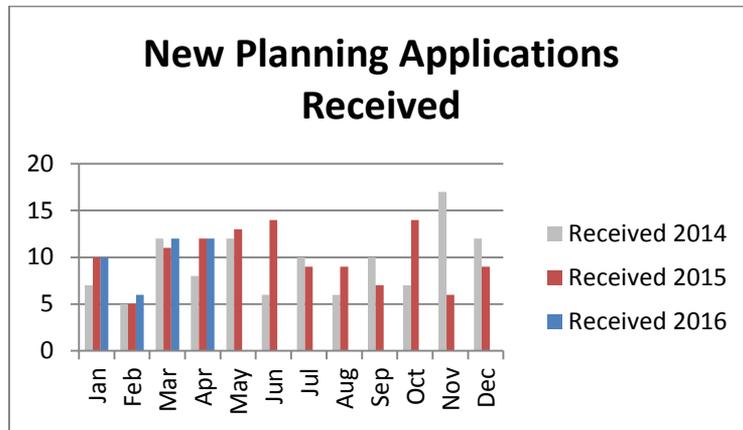
The following tender was accepted by the Chief Executive Officer under delegated authority for the month of April 2016.

Contract No	Contract Title	Contractor	Value
04-16	Brown St - PAC Car Parking works	Centre State Asphaltting Pty Ltd	\$116,271.50

10.5 *Planning Report***Delegated Planning Permits**

The following delegated decisions were made and planning permits issued for April, 2016.

<b>Description</b>	<b>Location</b>	<b>Date of Decision</b>	<b>Decision within Statutory time?</b>
Demolition of existing dwelling and building and works	36 Skene Street, HAMILTON	05/04/16	Yes
Buildings and works for the construction of a shed to store horse float, feed and garden tools	38 Scott Street, CAVENDISH	05/04/16	Yes
Installation of a 20 foot shipping container to be used for the storage of bee boxes and frames over winter.	87 Kannenbergs Road, HAMILTON	05/04/16	Yes
Construction of a garage within a heritage overlay.	38 French Street HAMILTON	07/04/16	Yes
Use and Development of land for an Abattoir and meat processing facility and alteration and creation of access to a road in a Road Zone	8525 Henty Highway, HAMILTON	08/04/16	Yes
The use and development of one room within the existing dwelling to be used for the purpose of a wine bar (food and drink premises)	100-102 Bell Street, PENSHURST	11/04/16	No
Buildings and works to construct a roof structure over deck area.	Kennedy Street, HAMILTON	11/04/16	Yes
Use and development of a Winery; Use for Liquor Licences as a Wine and Beer producer, erection of business identification signage	271 Pierrepont Road, HAMILTON	12/04/16	No
Install 20 foot shipping container for the storage of bee boxes and frames over winter	8341 Hamilton Highway, HAMILTON	13/04/16	Yes
Buildings and works to alter existing façade	106 Gray Street, HAMILTON	13/04/16	Yes
The use and development of the land for a function centre and massage therapy consulting rooms	271 Pierrepont Road, HAMILTON	22/04/16	Yes



**10.6 Building Services Report**

The below graphs provide trend data relating to Building Permits over the last 2 years (by value and number of permits) and the number of new dwelling permits.

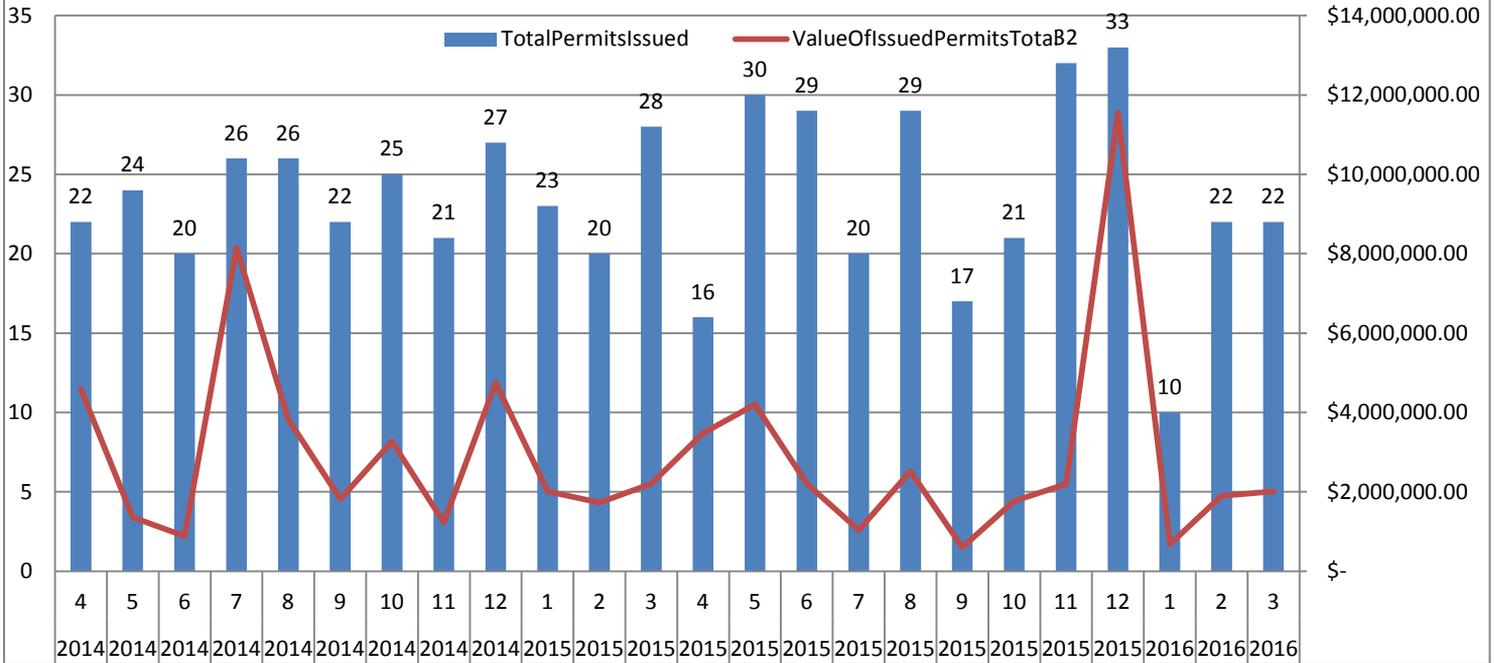
The total value of 5 Permits issued by the Municipal Building Surveyor for April, 2016 was \$163,924.00.

The total value of 12 Permits issued by Private Building Surveyors for April, 2016 was: \$700,105.00.

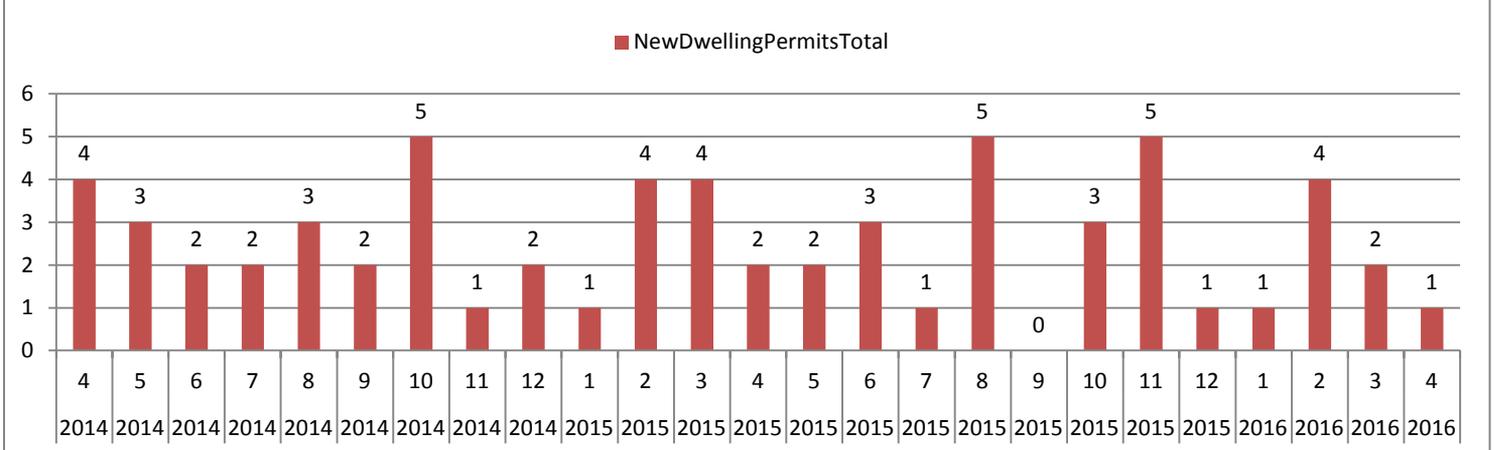
Total value of Building works for April, 2016 = \$864,029.

The Municipal Building Surveyor also issues building permits outside Southern Grampians Shire. Since June 2015, 15 permits have been issued with a total value of building works of \$2,405,825. Twelve permits have been issued in Glewlong Shire and 3 permits issued in Ararat Rural City.

Total number of building permits issued and total value of works MBS and PBS



New Dwelling building Permits Total MBS & PBS



**Recommendation**

That items 10.1 to 10.6 as listed above be received.

**11.1 Notice of Motion – Regional Roads - Cr Paul Battista**

Cr Paul Battista has given notice of intention to move the following motion:

**Motion**

"That Southern Grampians Shire Council invites the Regional Director of VicRoads and Minister for Regional Development The Hon Jaala Pulford to discuss advocacy priorities to do with current status of our state road network in our shire".

**Background**

There needs to be some clarity from the state budget as to where the \$260 million for regional roads will be spent in the state of Victoria I seek to get some clarity from Vic Roads and the Hon Jaala Pulford as to clarify the budget direction, which will help us plan for future growth and development.

**11.2 Notice of Motion – Regional Hockey Sports Pavillion - Cr Katrina Rainsford****Motion**

“That Southern Grampians Shire Council recognises the importance of establishing a Regional Hockey Sports Pavillion at Pedrina Park adjacent to the synthetic Hockey field and continue to advocate for external funding to support this project alongside an allocation in this 2016/2017 budget.”

**Background**

Southern Grampians Shire Council has never provided a hockey pavilion in the Shire despite continued strong membership and broad school and community participation levels.

The 2006 Leisure Services Plan and associated Masterplans do require urgent reviewing and updating.

There are financial pressures on local council, but the delay in supporting the Glenelg Regional Hockey Association, which is the user group managing the lights and synthetic hockey field is placing the capacity of the organisation to continue to fund the required overheads and required surface renewal as they do not have a pavilion.

There is an equity issue where other sports have renewal and refurbishment of existing toilet and kitchen facilities whilst hockey has nothing. An outdoor sport in a very exposed area, now concentrated to using one synthetic field, does not have the standard of facility required to service the needs of participants and supporters. An appropriate pavilion encourages sport participation with associated health benefits. A kitchen facility provides for fund raising bend the restriction to sausage sizzles which the current second hand shed permits due to health regulations.

Whilst there are demands for multipurpose facilities, there has been a concerted attempt by the Soccer and Hockey Clubs to share a facility, the positioning does not allow one modest building to be sited to be useful to both fields. However, the investment in plumbing and sewerage works feeding to any hockey pavilion will have benefit to a soccer pavilion in the future.

There are safety issues associated with junior hockey players using the old substandard toilet facilities that are a long way from the field and poorly lit and already due for an upgrade.

Councillors Delegates Reports for April 2016.

There are no confidential matters.

This concludes the business of the meeting.