



STRATHBOGIE SHIRE COUNCIL

**MINUTES OF THE MEETING OF THE STRATHBOGIE SHIRE COUNCIL HELD,
VIRTUALLY, ON TUESDAY 20 APRIL 2021, COMMENCING AT 6.01 P.M.**

Chair:	Chris Raeburn (Mayor)	(Honeysuckle Creek Ward)
Councillors:	Melanie Likos (Deputy Mayor)	(Lake Nagambie Ward)
	Laura Binks	(Mount Wombat Ward)
	Reg Dickinson	(Lake Nagambie Ward)
	Sally Hayes-Burke	(Seven Creeks Ward)
	Kristy Hourigan	(Seven Creeks Ward) (participated virtually)
	Paul Murray	(Hughes Creek Ward)
Officers:	Julie Salomon	Chief Executive Officer (CEO)
	David Roff	Director, Corporate Operations (DCO)
	Amanda Tingay	Director, Community and Planning (DCP)
	Dawn Bray	Executive Manager, Governance and Customer Service (EMGCS)
	Kristin Favaloro	Executive Manager, Communications and Engagement (EMCE)

1. Welcome
2. Acknowledgement of Traditional Land Owners
'I acknowledge the Traditional Owners of the land on which we are meeting. I pay my respects to their Elders, past and present'

The Mayor addressed the meeting on procedures for the conduct of the meeting

I am pleased to announce that this will be the last meeting where our public gallery will be closed.

As of next month, in line with Covid 19 social distancing regulations set by the State government, we will be able to have members of the public sitting in the gallery.

After more than a year, this will be a welcome sight for all of us, I'm sure.

Even though our gallery will be open again next month, we will continue to livestream our meetings through our website at www.strathbogie.vic.gov.au.

Tonight we have a hybrid meeting where Councillor Hourigan will be joining us remotely. In accordance with the Ministerial Good Practice Guidelines she will be able to be seen by everyone in this chamber and online on our screen at all times.

A handwritten signature in black ink, appearing to be the initials 'JR'.

I wanted to take the opportunity to outline that voting at today's meeting will be held by a show of hands.

If a Councillor has a conflict of interest in a matter, they will be asked to leave the meeting and no discussion on the matter will commence until we are sure they have done so.

Councillors will re-join the meeting after the matter has been considered and the vote concluded.

If we have technical difficulties during today's meeting, which means we are unable to broadcast the meeting the public, we will adjourn the meeting for 15 minutes.

If the issue is not resolved after this time, we may extend the adjournment or even delay the consideration of unfinished business on the agenda to another day when the meeting is able to be streamed live or the public gallery opened.

3. Apologies / Leave of Absence

Nil.

4. Disclosure of Conflicts of Interest

- Cr Hourigan declared a Material Conflict of Interest under Section 128 of the Local Government Act 2020 in Item 9.20 (Consideration of Nagambie and Euroa Caravan Park Line Items for the Draft 2021-22 Budget) due to being the Director of the company Lily Ann Pty Ltd, which is the lessee of the Euroa Caravan Park
- Cr Murray declared a General Conflict of Interest under Section 127 of the Local Government Act 2020 in Item 9.5 (Planning Applications Received and Planning Applications Determined – 1 to 31 March 2021) due to being related to a party in the application
- Cr Likos declared an interest (but no conflict of interest) in Item 9.18 (Nagambie Ageing Hub) as an employee of Nagambie Health.

5. Confirmation of Minutes of Previous Meetings
- Council Meeting Tuesday 16 March 2021

MOVED: DEPUTY MAYOR LIKOS
SECONDED: COUNCILLOR HAYES-BURKE

84-20/21 ***CARRIED***

A handwritten signature in black ink, appearing to be a stylized 'A' or similar character.

6. Petitions

Council received a petition from Mr George Dyer of Euroa with 195 signatories.

The petition reads:

This petition is for sewerage in Euroa North to include the Friendlies Recreational Reserve, which also includes the tennis club, cricket club and guide hall and Parker Street, Saxon Street, Boundary Road (northern corner), McKernan Street also Tarcombe Road, both sides.

It has been over 70 years and we are still waiting.

We seek urgent support from Council to strongly urge our politicians to fast forward infrastructure funds to this project for the future of Euroa.

That the petition be referred to Director Tingay so that a report can be prepared for Council's consideration around what advocacy Council can initiate to address this issue at a future Council meeting.

**MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS**

85-20/21 **CARRIED**

7. Reports of Mayor and Councillors and Delegates

Cr Hayes-Burke

- Attendance at Share Strathbogie sessions. Thanks to community members who attended and participated in Share Strathbogie sessions. Will be further opportunity for residents to provide input through online hub.

Cr Murray

- Attendance at Share Strathbogie sessions.
- Chat sessions in Avenel going well.
- Called in to see sewing group. Interested in communicating with other sewing groups in the Shire
- Attended Avenel Active meeting on 14 April. Organised by Renewable Avenel Energy – exploring possibilities of renewable systems in Avenel area. Meeting also attended by Indigo Power.
- Attended Longwood Action Group meeting on 6 April. ANZAC Day revamped to include march this year. New President and Secretary of LAG.

Cr Binks

- Attendance Share Strathbogie sessions.
- Attended Avenel Active meeting on 14 April. Mount Wombat ward residents also interested in renewable energy hub. Will be taking information to Ruffy Action Group and Strathbogie Tablelands Action Group.
- Attendance at ANZAC Day service at Euroa, due to apologies from Crs Hayes-Burke and Hourigan due to previous commitments.

7. Reports of Mayor and Councillors and Delegates (cont.)

Cr Dickinson

- Thanked people who have responded to Motion being put to Council this evening.

Cr Hourigan

- Attendance at Share Strathbogie.
- Attendance at Go Fish event
- Attendance at Euroa Music Festival.

All Councillors conveyed thanks and appreciation to residents for attending the Share Strathbogie community sessions and providing feedback.

Mayor

The team here has had a busy couple of months working through the community engagement program to develop the Community Vision, Council Plan and our 2021/22 Draft Budget.

We've now completed eight face-to-face sessions in townships throughout the Shire.

It's been a fantastic opportunity and through this we've held hundreds of conversations with our community.

This really important feedback will be used to inform these important documents that guide Council's work in coming years.

Tonight, Council will receive the engagement report outlining the feedback – I encourage the community to read this and understand the themes and priority areas we are hearing.

This feedback has already been used to inform the Draft Budget we will also consider tonight.

I also wanted to remind our community this isn't the only opportunity to have your say.

This Friday we will launch an online engagement hub at www.share.strathbogie.vic.gov.au. This will be an opportunity to participate in all Council decisions.

After this we'll start a recruitment drive for participants in our first community forum. Here we'll use deliberative engagement methods to put the decision making into your hands.

It's the first time Council has ever used these engagement methods and I know all Councillors are looking forward to working with the participants and hearing what they have to say.

I encourage everyone to follow our social media, watch our website and read our community information column in our local papers to stay up-to-date.



7. Reports of Mayor and Councillors and Delegates (cont.)

I would like to thank Claire Taranto who has been Chair of our Audit and Risk Committee for the last 10 years. Her oversight, commitment and expertise in ensuring sound governance and fiscal management of our organisation has been greatly appreciated.

On behalf of Council and staff, I would also like to extend my thanks to Geoff Dobson for his contributions over the last 12 months on this important committee. We are now in the final stages of the recruitment process for the replacement of two key members.

Lastly, on a very exciting note, I'd like to announce that just this morning we received written confirmation from the Federal Department of Infrastructure, Transport, Regional Development and Communications that funding has been approved for over \$1.2 million for the following projects:

- Rockies Bridge, Euroa
- Sealing of Weir and Reidy Lake Roads, Kirwans Bridge
- Upgrade of pool equipment and facilities at Avenel, Euroa, Violet Town and Nagambie.

These projects will be delivered by January 2022 and support the creation of 47 jobs during construction.

Also, this Thursday 22 April, I will be standing in front of a senate inquiry into the Australian Rail Track Corporation (ARTC) Inland Rail project representing Strathbogie Shire Council and, before that, I'll be meeting with the ARTC CEO, Mark Campbell, to discuss the project.

8. Public Question Time

Public Question Time will be conducted as per Rule 31 of Strathbogie Shire Council's Governance Rules. A copy of the required form for completion and lodgment, and associated Procedural Guidelines, are attached for information.

As the questions are a permanent public record and to meet the requirements of the Privacy and Data Protection Act 2014, only the initials of the person asking the question will be used together with a Council reference number.

Council Ref: LB: 07/2021

With the growth of developments in the Shire, I would like to know if there is a developer contribution plan or sufficient planning policies that ensure that Developers or large scale subdivision owners are providing in kind support, funding and infrastructure that meets the needs of the future of our community

Response provided by the CEO

Currently Council is able to seek contributions from developers in the form of:

- *Public open space contributions of 5%, which is required under subdivision and planning legislation). This can be either in the form of land or a monetary contribution governed by a Council policy.*



8. Public Question Time (cont.)

Response to Council Ref: LB: 07/2021 (cont.)

- A Section 173 Agreement that is registered on title outlining what physical infrastructure is required to be provided and when (eg roads, drains, retarding basins)
- A less formal 'pre development' agreement, which identifies physical infrastructure requirements and staging.

The Strathbogie Shire Planning Scheme does not contain any developer contribution plan overlays, which is the way through which many metropolitan and growth councils seek contributions for both physical and community infrastructure to support new communities.

Due to the unprecedented growth that is occurring in some parts of our shire, Council Officers are seeking further advice from the Department of Environment, Water, Land and Planning, the Victorian Planning Authority and Regional Development Victoria around how to best use policy and planning scheme provisions to ensure appropriate infrastructure is in place to serve the needs of our communities, both now and into the future. This includes ensuring that the costs of providing such infrastructure is best shared between developers, Council and state authorities.

We do acknowledge that an open space policy is required to provide guidance to Officers and developers about what type of contribution – either land or money – would achieve the best community benefit through a more strategic approach to open space contributions.

Council and senior officers have heard the concerns raised by some members of our community through recent Share Strathbogie engagement sessions held at markets and halls across the Shire over the past few weeks and we will be looking to incorporate some further strategic planning work in our new Council Plan to address these community concerns.

Council Ref: MC: 08/2021

What plans are in place to review and rectify storm water drainage issues that causes street and driveway flooding at 21, 23 and 25 Goulburn st Nagambie. Water flows above ground down street east to west, drainage is not functioning.

Response provided by the CEO

The current Infrastructure Design Manual standards require, as a minimum, a pipe network that contains a storm event up to a rainfall intensity equivalent to a 1 in 5 years Average Recurrence Interval (ARI).

There was a period of time where the state wide Planning Scheme has permitted a standard where a 1 in 2 year ARI rainfall event has been accepted as the storm event to be carried by the pipe network in new subdivisions.



8. Public Question Time (cont.)

Response to Council Ref: MC: 08/2021 (cont.)

The result of the changes in rainfall intensities and design standards over time is that the existing drainage pipe network has varying capacities and some areas experience surface water flows and flooding more often than others. Many of these surface flows are contained, do not cause damage and are well within acceptable standards (depth of flow and velocity) and form a component of overland flood paths.

As a result of specific storm events there are particular areas (Hot Spots) where, as a result of increased rainfall intensity, urban consolidation or reduced design standards are known to flood and cause inundation of properties and or cause hazards within public areas. These 'Hot Spots' are critically monitored by Council during storm events.

This section of Goulburn Street is crossed by the Tabilk depression, and the existing underground drainage runs northwards from Goulburn Street through to Marie, Filson, Prentice and High Streets.

Previous investigations have detailed the need to upgrade the entire length of the this drainage line, with an estimated cost of \$170,000. This estimate does not include the costs associated to work within drainage easements passing through two properties and/or conflicts with other utility assets across or following the existing drainage alignment since its construction.

As the previous investigation does not include recent drainage works undertaken within the catchment area and has missing data due to inaccessibility to existing pits at the time, Council will be having the total network resurveyed and mapped by the end of this financial year.

With this updated data, Council will be able to determine the feasibility of and prioritise the upgrading, duplicating or utilising additional storage (detaining) stormwater drainage to improve the capacity of the network.

Council Ref: K: 09/2021

Shouldn't the action plan be delivered for approval prior to the Climate Emergency being declared?

and

Are we on track to meeting the Sustainable Strathbogie 2030 Strategy? If we aren't, is declaring a Climate Emergency going to change this or amount to a motion being moved without any clear direction.

Response provided by the CEO

Sustainable Strathbogie 2030 goal is to have net zero emissions by 2025. Council is well on its way to with our second biggest emission, electricity, as we are currently participating in the Local Government Power Partnership Agreement

8. Public Question Time (cont.)

Response to Council Ref: K: 09/2021 (cont.)

Sustainable Strathbogie 2030 has 6 action areas:

- *A climate resilient Shire*
- *A low carbon Shire*
- *A water sensitive Shire*
- *A zero waste Shire*
- *An ecologically rich Shire*
- *An active and connected shire*

And there are 80 actions spread across each of these areas and staff are working to deliver as many as possible within current budget allocations.

9. Officer Reports

10. Notices of Motion

11. Notices of Rescission

12. Urgent Business

13. Confidential Business

NEXT MEETING

The next Ordinary Meeting of the Strathbogie Shire Council is scheduled to be held on Tuesday 18 May 2021, at the Euroa Community Conference Centre, commencing at 6.00 p.m.



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9. OFFICER REPORTS

9.1 Planning Permit Application No. P2021-013- Use and development for a dwelling ~ 455 Bonnie Doon Road, Boho South VIC 3669

Author: Town Planner

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY


- The proposal is for the use and development of land for a dwelling at 455 Bonnie Doon Road, Boho South.
- The application was advertised, and no objections were received.
- The application has not been assessed within the 60-day statutory timeframe due to increased applications received and Council Meeting dates (12 days outside of the statutory timeframe).
- The proposal meets the objectives of the Planning Policy Framework, Local Planning Policy Framework, the Farming Zone and Bushfire Management Overlay.
- The application is being heard before Council due to the proposed dwelling being consider on a lot less than 40 hectares (35.02ha).
- It is recommended that Council resolve to issue a planning permit in accordance with the Officer's recommendation.

APPLICATION DETAILS

Application is for:	Use and development for a dwelling
Applicant's/Owner's Name:	Troy Spencer
Date Received:	14 January 2021 Application Received 18 January 2021 Fee Paid
Statutory Days:	72
Application Number:	P2021-013
Planner: Name, title & department	Trish Hall Town Planner Planning and Investment Department
Land/Address:	Lot 3 on Plan of Subdivision 340393, Certificate of Title Volume 10500 Folio 184 455 Bonnie Doon Road, Boho South VIC 3669
Zoning:	Farming Zone
Overlays:	Bushfire Management Overlay (Part)



9.1 Planning Permit Application No. P2021-013- Use and development for a dwelling ~ 455 Bonnie Doon Road, Boho South VIC 3669 (cont.)

<p>Is a CHMP required?</p>	<p>No The subject site is within the Cultural Heritage Management Overlay, however; the proposed activity is exempt from requiring a Cultural Heritage Management Plan.</p> <div style="border: 1px solid black; padding: 5px;">  <p style="text-align: center;">Process List</p> <p>Project Name: 455 Bonnie Doon Road Boho Project Location: Use and development of land for a dwelling Date: 31-Mar-2021</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%;"></th> <th style="width: 80%;">QUESTION</th> <th style="width: 15%;">ANSWER</th> </tr> </thead> <tbody> <tr> <td style="background-color: #e0f0e0;">Question 1</td> <td>Is the proposed activity , or all the proposed activities, exempt?</td> <td>Yes</td> </tr> <tr> <td style="background-color: #e0f0e0;">Answer:</td> <td colspan="2">ON THE BASIS OF THE ANSWERS YOU HAVE ENTERED YOU ARE NOT REQUIRED BY THE REGULATIONS TO PREPARE A CULTURAL HERITAGE MANAGEMENT PLAN FOR THIS PROJECT</td> </tr> <tr> <td></td> <td colspan="2">This process list is for information purposes only; the result must not be relied upon by a statutory authority in deciding whether a cultural heritage management plan is required for a proposed activity.</td> </tr> </tbody> </table> </div>		QUESTION	ANSWER	Question 1	Is the proposed activity , or all the proposed activities, exempt?	Yes	Answer:	ON THE BASIS OF THE ANSWERS YOU HAVE ENTERED YOU ARE NOT REQUIRED BY THE REGULATIONS TO PREPARE A CULTURAL HERITAGE MANAGEMENT PLAN FOR THIS PROJECT			This process list is for information purposes only; the result must not be relied upon by a statutory authority in deciding whether a cultural heritage management plan is required for a proposed activity.	
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	This process list is for information purposes only; the result must not be relied upon by a statutory authority in deciding whether a cultural heritage management plan is required for a proposed activity.												
<p>Is it within an Open Potable Catchment Area?</p>	<p>Yes The subject site is within the Open Potable Water Catchment Area.</p>												
<p>Under what clause(s) is a permit required? (include description)</p>	<p>Clause 35.07-1 Section 2 Use in the Farming Zone</p>												
<p>Restrictive covenants on the title?</p>	<p>No</p>												
<p>Current use and development:</p>	<p>Residence/Accommodation</p>												

MOVED: COUNCILLOR BINKS
SECONDED: COUNCILLOR DICKINSON

That Council

Having caused notice of Planning Application No. P2021-013 to be given under Section 52 of the *Planning and Environment Act 1987* and having considered all the matters required under Section 60 of the *Planning and Environment Act 1987* decides to Grant a Permit under the provisions of Clause 35.07-1 Section 2 Use in the Farming Zone of the Strathbogie Planning Scheme in respect of the land known as Lot 3 on Plan of Subdivision 340393, Certificate of Title Volume 10500 Folio 184, 455 Bonnie Doon Road, Boho South VIC 3669, for the use and development of land for a dwelling in accordance with endorsed plans, subject to the following conditions:



9.1 Planning Permit Application No. P2021-013- Use and development for a dwelling ~ 455 Bonnie Doon Road, Boho South VIC 3669 (cont.)

Endorsed Plans:

1. *The development must be sited and constructed in accordance with the endorsed plans. These endorsed plans can only be altered or modified with the prior written approval of the Responsible Authority, or to comply with statutory requirements.*

Section 173 Agreement:

2. *Prior to the commencement of works a Section 173 Agreement must be entered into at no cost to Council, which ensures the following:*

- (a) *Prevent subdivision of the land so as to excise the dwelling.*
- (b) *Require that the use of the land for a dwelling must be undertaken in accordance with an agricultural use of the property in accordance with the Whole Farm Plan endorsed as part of this permit.*
- (c) *The Owner acknowledges and accepts that the possibility of nuisance from adjoining or nearby agricultural operations may occur. The possible off site impacts include but are not limited to dust, noise, odour, waste, vibration, soot, smoke or the presence of vermin, from animal husbandry, animal waste, spray drift, agricultural machinery use, pumps, trucks and associated hours of operation.*

The Section 173 Agreement must be prepared by Council's solicitors, to the satisfaction of the Responsible Authority and must be recorded on the folio of the Register to the subject land pursuant to Section 181 of the Planning and Environment Act 1987.

Removal of Existing Dwelling:

3. *Prior to the issue of Certificate of Occupancy, the existing dwelling must be demolished to the satisfaction of the Responsible Authority.*
4. *Protection of native non planted vegetation during the removal of farmhouse.*

Engineering:

Rural Vehicle Crossing Location

- 5 *Prior to the commencement of works on site, any new, relocated, alteration or replacement of required vehicular entrances to the subject land from the road shall be constructed at a location and of a size and standard in accordance with the requirements of the relevant Authority and shall be at the applicant's expense. The final location of the crossing is to be approved by the Responsible Authority via a Vehicle Crossing Permit. Reference should be made to Clause 12.9.2 "Rural Vehicle Crossings" of the Infrastructure Design Manual. Refer to standard drawing SD255 for small vehicles or SD265 for large vehicles.*



9.1 Planning Permit Application No. P2021-013- Use and development for a dwelling ~ 455 Bonnie Doon Road, Boho South VIC 3669 (cont.)

6. *The vehicular crossing shall have satisfactory clearance to any power or Telecommunications pole, manhole cover or marker, or street tree and have a minimum of 50mm of gravel from the shoulder to the property boundary.*

Internal Access Roads

7. *Prior to the commencement of the use all internal access roads must be constructed, formed and drained to avoid erosion and to minimise disturbance to natural topography of the land to the satisfaction of the Responsible Authority. Internal access, including the turn-around areas for emergency vehicles, must be all weather construction with a minimum trafficable width of 4 metres.*

Rural Drainage - Works

8. *All stormwater and surface water discharging from the site, buildings and works must be conveyed to the legal point of discharge drains to the satisfaction of the Responsible Authority/Goulburn Murray Water or dissipated within the site boundaries. No effluent or polluted water of any type may be allowed to enter the stormwater drainage system.*
9. *Appropriate steps must be taken to retain all silt and sediment on site during the construction phase to the satisfaction of the Responsible Authority and must be carried out in accordance with the following EPA guidelines and policies: -*
 - a. *Environmental Guidelines for Major Construction Sites (EPA publication No. 480, December 19985); and*
 - b. *Construction Techniques for Sedimentation Pollution Control (EPA publication No. 275, May 1991).*
10. *Prior to the commencement of any works, the design parameters for any defined watercourse crossing(s), both structural and hydraulic design, shall be approved by the Responsible Authority (GBCMA – Works on Waterways Permit).*

Council's Assets

11. *Prior to works commencing for the proposed development, the owner or developer must submit to the Responsible Authority a written report and photos of any prior damage to public infrastructure. Listed in the report must be the condition of kerb & channel, footpath, seal, street lights, signs and other public infrastructure fronting the property and abutting at least two properties either side of the development. Unless identified with the written report, any damage to infrastructure post construction will be attributed to the development.*
12. *The owner or developer of the subject land must pay for any damage caused to the Councils assets/Public infrastructure caused as a result of the development or use permitted by this permit.*

9.1 Planning Permit Application No. P2021-013- Use and development for a dwelling ~ 455 Bonnie Doon Road, Boho South VIC 3669 (cont.)

Health:

Septic Tanks Code of Practice

13. *All sewage and sullage waters shall be treated in accordance with the requirements of the Environment Protection Act 1970 and the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891. 4 (2016) and the Responsible Authority.*
14. *All wastewater shall be disposed of within the curtilage of the land and sufficient area shall be kept available for the purpose of wastewater disposal to the satisfaction of the Responsible Authority.*
15. *No wastewater shall drain directly or indirectly onto an adjoining property, street or any watercourse or drain to the satisfaction of the Responsible Authority.*

Approval of wastewater disposal

16. *Prior to installation/alterations works commencing on the septic tank system, a Permit to Install/Alter must be obtained from Council.*

Area of wastewater disposal

17. *No buildings or works shall occur over any part of the approved waste disposal system including the septic tank in accordance with the requirements of the Environment Protection Act 1970, the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891.4 (2016).*

Removal of Asbestos

18. *A licensed asbestos removalist must:*
- *Have a waste transport certificate for the waste*
 - *Have a waste transport permit for the vehicle*
 - *Take the asbestos to a licensed landfill.*

Goulburn Murray Water

19. *All construction and ongoing activities must be in accordance with sediment control principles outlined in 'Construction Techniques for Sediment Pollution Control' (EPA, 1991).*
20. *All wastewater from the dwelling must be treated and disposed of using an approved system. The system must have a certificate of conformity issued by the Conformity Assessment Body (or equivalent approval) and be installed, operated and maintained in accordance with the relevant Australian Standard and EPA Code of Practice.*
21. *The wastewater disposal area must be located at least: 100m from any waterways, 40 metres from any drainage lines, 60 m from any dams, and 20 m from any bores.*



9.1 Planning Permit Application No. P2021-013- Use and development for a dwelling ~ 455 Bonnie Doon Road, Boho South VIC 3669 (cont.)

- 22. The wastewater disposal area must be kept free of stock, buildings, driveways and service trenching and must be planted with appropriate vegetation to maximise its performance. Stormwater must be diverted away. A reserve wastewater disposal field of equivalent size to the primary disposal field must be provided for use in the event that the primary field requires resting or has failed.**
- 23. The wastewater management system must be appropriately designed to manage the potential volume of wastewater generated under full occupancy (based on the minimum number of bedrooms), including an appropriately sized disposal area based on a full water balance specific to the proposal and subject land in accordance with the requirements of Council's Environmental Health Department.**
- 24. The existing septic tank system must be decommissioned once the new system is installed and operational.**
- 25. No buildings are to be constructed within 30m of any waterways or on any drainage lines.**

Bushfire Protection Measures:

Water Supply

- 26. A minimum of 10,000 litres of effective water supply for firefighting purposes must be provided which meets the following requirements:**
 - Be stored in an above ground water tank constructed of concrete or metal.**
 - Have all fixed above ground water pipes and fittings required for firefighting purposes made of corrosive resistant metal.**
 - Include a separate outlet for occupant use.**
 - Be readily identifiable from the building or appropriate identification signage to the satisfaction of the relevant fire authority.**
 - Be located within 60 metres of the outer edge of the approved building.**
 - The outlet/s of the water tank must be within 4 metres of the accessway and unobstructed.**
 - Incorporate a separate ball or gate valve (British Standard Pipe (BSP 65 millimetre) and coupling (64-millimetre CFA 3 thread per inch male fitting).**
 - Any pipework and fittings must be a minimum of 65 millimetres (excluding the CFA coupling).**

Access

- 27. Access for fire-fighting purposes must be provided which meets the following requirements:**
 - All weather construction.**
 - A load limit of at least 15 tonnes.**
 - Provide a minimum trafficable width of 3.5 metres**
 - Be clear of encroachments for at least 0.5 metre on each side and at least 4 metres vertically.**



9.1 Planning Permit Application No. P2021-013- Use and development for a dwelling ~ 455 Bonnie Doon Road, Boho South VIC 3669 (cont.)

- *Curves must have a minimum inner radius of 10 metres.*
- *The average grade must be no more than 1 in 7 (14.4 per cent) (8.1 degrees) with a maximum of no more than 1 in 5 (20 per cent) (11.3 degrees) for no more than 50m.*
- *Dips must have no more than a 1 in 8 (12.5 per cent) (7.1 degrees) entry and exit angle.*

Permit Expiry:

28. This permit will expire if one of the following circumstances applies:

- (a) The development is not started within two (2) years of the date of this Permit,**
- (b) The development is not completed within four (4) years of the date of this Permit.**

The Responsible Authority may extend the periods referred to if a request is made in writing:

- ***before the permit expires; or***
- ***within six months afterwards if the use or development has not yet started; or***
- ***within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.***

Planning Notes:

- ***This Permit does not authorise the commencement of any building construction works. Before any such development may commence, the Applicant must apply for and obtain appropriate Building approval.***
- ***This Permit does not authorise the removal of any native vegetation including for access. Before any such works may commence, the Applicant must apply for and obtain appropriate Planning approval.***
- ***This Permit does not authorise the creation of a new access way/crossover. Before any such development may commence, the Applicant must apply for and obtain appropriate approval from Council.***

Environmental Health Notes:

- ***No detailed information has been provided regarding their onsite wastewater management system.***
- ***Proposed existing wastewater system will be upgraded in accordance with a Land Capability Assessment. May need to be decommissioned if no longer in use.***
- ***The property has a watercourse – stream running through the property. Therefore, the property has been identified as a Medium Risk Area (Minor Catchment Area).***
- ***A Medium Risk Template - Land Capability Assessment must be provided for this proposal to determine if wastewater can be contained on site before any further comment can be made by the Environmental Health Unit.***

86-20/21

CARRIED



9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666

Author: Town Planner

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

- The proposal is for the use and development of land for a Two (2) Lot Subdivision; and a dwelling at 88-96 Birkett Street, Euroa VIC 3666.
- The site has an area of 2.4 hectares.
- The site is in the Farming Zone and Urban Floodway Zone and is affected by the Land Subject to Inundation Overlay.
- The application was advertised, and 1 objection was received. Further detail is contained within this report.
- The application was referred internally to Council's Asset Services and Environmental Health Departments who have consented to the proposal, subject to conditions.
- The application was referred externally to the Goulburn Broken Catchment Management Authority, who has consented to the proposal subject to conditions regarding the floor height of the dwelling.
- The application has not been assessed within the 60-day statutory timeframe due to increased applications received and Council Meeting dates (20 days outside of the statutory timeframe).
- The proposal meets the objectives of the Planning Policy Framework, Local Planning Policy Framework, the Farming Zone and Urban Floodway Zone, Land Subject to Inundation Overlay.
- It is recommended that Council resolve to issue a Notice of Decision to Grant a Permit in accordance with the Officer's recommendation.

APPLICATION DETAILS

Application is for:	Use and development of land for a Two (2) Lot Subdivision and a dwelling
Applicant's/Owner's Name:	Troy Spencer, Planography
Date Received:	5 January 2021
Statutory Days:	80 Days
Application Number:	P2021-002
Planner: Name, title & department	Daniel Moloney Town Planner Planning & Investment
Land/Address:	Lot 1 on Title Plan 548573F, Certificate of Title Volume 01645 Folio 879. 88-96 Birkett Street, Euroa VIC 3666.
Zoning:	Farming Zone, Urban Floodway Zone
Overlays:	Land Subject to Inundation Overlay
Is a CHMP required?	No
Is it within an Open Potable Catchment Area?	No

9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666 (cont.)

Under what clause(s) is a permit required? (include description)	Clause 35.07-1 Use and development of land for a dwelling on a small lot in the Farming Zone. Clause 35.07-3 Subdivision in the Farming Zone Clause 35.07-4 Buildings and works in the Farming Zone Clause 37.03-3 Subdivision in the Urban Floodway Zone Clause 44.04-2 Building and works in the Land Subject to Inundation Overlay Clause 44.04-3 Subdivision in the Land Subject to Inundation Overlay
Restrictive covenants on the title?	Nil
Current use and development:	Dwelling

MOVED: COUNCILLOR HAYS-BURKE
SECONDED: COUNCILLOR LIKOS

That Council:

Having caused notice of Planning Application No. P2020-002 to be given under Section 52 of the Planning and Environment Act 1987 and having considered all the matters required under Section 60 of the Planning and Environment Act 1987 decides to issue a Notice of Decision to Grant a Permit under the provisions of Clause, 35.07-1, Use and development of land for a dwelling in the Farming Zone, Clause 35.07-3 Subdivision in the Farming Zone, Clause 35.07-4 Buildings and works in the Farming Zone, Clause 37.03-3, subdivision in the Urban Floodway Zone, Clause 44.04-2 Building and works in the Land Subject to Inundation Overlay, Clause 44.04-3 Subdivision in the Land Subject to Inundation Overlay, of the Strathbogrie Planning Scheme in respect of the land known as Lot 1 on Title Plan 548573F, Certificate of Title Volume 01645 Folio 879, 88-96 Birkett Street, Euroa VIC 3666, for the Use and Development of land for a Two (2) Lot Subdivision and a dwelling in accordance with endorsed plans, subject to the following conditions:

Conditions:

Endorsed Plans:

- The development must be sited and constructed in accordance with the endorsed plans. These endorsed plans can only be altered or modified with the prior written approval of the Responsible Authority, or to comply with statutory requirements.***

9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666 (cont.)

Section 173 Agreement

2. Prior to the issue of Statement of Compliance, the owner must enter into an agreement with the Responsible Authority pursuant to Section 173 of the Planning and Environment Act 1987 to the satisfaction of the Responsible Authority. Such agreement shall:

- a) Prevent subdivision, including house lot excision which increases the number of lots.**
- b) Acknowledge that a Planning Permit has been issued on the land of the proposed existing Lot for the Use of land for industry and that the Owner acknowledges and accepts that the possibility of nuisance from adjoining or nearby operations may occur. The possible off site impacts include but are not limited to dust, noise, odour, waste, vibration.**

The Section 173 Agreement must be prepared by Council's solicitors, to the satisfaction of the Responsible Authority and must be recorded on the folio of the Register to the subject land pursuant to Section 181 of the Planning and Environment Act 1987.

Environmental Health Conditions:

- 3. The property has a watercourse - stream running through the property. Therefore, the property has been identified as a Medium Risk Area (Minor Catchment Area). Prior to installation/alterations works commencing on the septic tank system, a Permit to Install/Alter must be obtained from Council.**
- 4. All sewage and sullage waters shall be treated in accordance with the requirements of the Environment Protection Act 1970 and the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891. 4 (2016) and the Responsible Authority. All wastewater shall be disposed of within the curtilage of the land and sufficient area shall be kept available for the purpose of wastewater disposal to the satisfaction of the Responsible Authority. No wastewater shall drain directly or indirectly onto an adjoining property, street or any watercourse or drain to the satisfaction of the Responsible Authority.**
- 5. All waste water and liquid are to be contained and treated on site by an approved septic tank system or equivalent. The system must be at least 300 metres from potable water supply. The system must be at least 60 metres from any watercourse and/or dam (non-potable water supply) for primary sewage and 30 metres for secondary sewage, on the subject or neighbouring properties, and must meet the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891. 4 (2016).**

9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666 (cont.)

6. ***No buildings or works shall occur over any part of the approved waste disposal system including the septic tank in accordance with the requirements of the Environment Protection Act 1970, the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891. 4 (2016).***

Engineering Conditions:

7. ***Prior to the commencement of works on site, any new, relocated, alteration or replacement of required vehicular entrances to the subject land from the road shall be constructed at a location and of a size and standard in accordance with the requirements of the relevant Authority and shall be at the applicant's expense. The final location of the crossing is to be approved by the Responsible Authority via a Vehicle Crossing Permit. Reference should be made to Clause 12.9.2 "Rural Vehicle Crossings" of the Infrastructure Design Manual. Refer to standard drawing SD255 for small vehicles or SD265 for large vehicles.***
8. ***The vehicular crossing shall have satisfactory clearance to any power or Telecommunications pole, manhole cover or marker, or street tree and have a minimum of 50mm of gravel from the shoulder to the property boundary.***

Internal Access Roads

9. ***Prior to the issue of Statement of Compliance and the Certificate of Occupancy all internal access roads must be constructed, formed and drained to avoid erosion and to minimise disturbance to natural topography of the land to the satisfaction of the Responsible Authority. Internal access, including the turn-around areas for emergency vehicles, must be all weather construction with a minimum trafficable width of 4 metres.***

Rural Drainage - Works

10. ***All stormwater and surface water discharging from the site, buildings and works must be conveyed to the legal point of discharge drains to the satisfaction of the Responsible Authority/Goulburn Murray Water or dissipated within the site boundaries. No effluent or polluted water of any type may be allowed to enter the stormwater drainage system.***
11. ***Appropriate steps must be taken to retain all silt and sediment on site during the construction phase to the satisfaction of the Responsible Authority and must be carried out in accordance with the Construction Techniques for Sedimentation Pollution Control (EPA publication No. 275, May 1991).***
12. ***Prior to the commencement of any works, the design parameters for any defined watercourse crossing(s), both structural and hydraulic design, shall be approved by the Responsible Authority (GBCMA – Works on Waterways Permit).***



- 9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666 (cont.)

Council's Assets

13. Before the development starts or subdivision works commences, the owner or developer must submit to the Responsible Authority a written report and photos of any prior damage to public infrastructure. Listed in the report must be the condition of kerb & channel, footpath, seal, streetlights, signs and other public infrastructure fronting the property and abutting at least two properties either side of the development. Unless identified with the written report, any damage to infrastructure post construction will be attributed to the development. The owner or developer of the subject land must pay for any damage caused to the Councils assets/Public infrastructure caused as a result of the development or use permitted by this permit.

Subdivision Conditions

14. Prior to the certification of plans under the Subdivision Act 1988, the landowner must complete and duly sign a Statutory Declaration agreeing to the Allocation of Street Numbers.

15. The owner of the land must enter into agreements with the relevant authorities for the provision of water supply, drainage, sewerage facilities, electricity and gas services to each lot shown on the endorsed plan in accordance with the authority's requirements and relevant legislation at the time.

16. All existing and proposed easements and sites for existing or required utility services and roads on the land must be set aside in the plan of subdivision submitted for certification in favour of the relevant authority for which the easement or site is to be created.

17. Prior to the issue of a Statement of Compliance, the owner of the land must enter into an agreement with:

- a) a telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and**
- b) a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.**

9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666 (cont.)

- 18. Prior to the issue of a Statement of Compliance under the Subdivision Act 1988, the owner of the land must provide written confirmation from:**
- a) A telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the time; and**
 - b) A suitably qualified person that fibre ready telecommunications facilities have been provided in accordance with any industry specifications or any standards set by the Australian Telecommunications and Media Authority, unless the applicant can demonstrate that the land is in an area where National Broadband Network will not be provided by optical fibre.**
- 19. The plan of subdivision submitted for certification under the Subdivision Act 1988 must be referred to the relevant authority in accordance with Section 8 of that Act.**

Dwelling Conditions

- 20. Access to the dwelling approved by this permit must be provided via an all-weather road with dimensions adequate to accommodate emergency vehicles.**
- 21. The dwelling approved by this permit must be connected to a reticulated sewerage system or if not available, the wastewater must be treated and retained on-site in accordance with the State Environment Protection Policy (Waters of Victoria) under the Environment Protection Act 1970.**
- 22. The dwelling approved by this permit must be connected to a reticulated potable water supply or have an alternative potable water supply with adequate storage for domestic use as well as for firefighting purposes.**
- 23. The dwelling approved by this permit must be connected to a reticulated electricity supply or have an alternative energy source.**
- 24. The use and development must be sited and constructed in accordance with the endorsed plans. These endorsed plans can only be altered or modified with the prior written approval of the Responsible Authority, or to comply with statutory requirements.**
- 25. The external cladding of the proposed buildings, including the roof, must be constructed of materials in good order and condition and be of muted colours to enhance the aesthetic amenity of the area. Material having a highly reflective surface must not be used.**



9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666 (cont.)

26. The amenity of the area must not be detrimentally affected by the use, through the:

- (a) Appearance of any building, works or materials;**
- (b) Transport of materials, goods or commodities to or from the land;**
- (c) Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater, waste products, grit or oil;**
- (d) Presence of vermin, and;**
- (e) Others as appropriate.**

Goulburn Broken Catchment Management Authority

27. The finished floor level of the proposed dwelling must be constructed the higher level of:

- a. at least 300mm above the 100-year ARI Flood level of 171.8 metres AHD, i.e. 172.1 metres AHD, or higher level deemed necessary by the responsible authority.**

Permit Expiry

28. This permit will expire if one of the following circumstances applies:

- (c) The development is not started within two (2) years of the date of this Permit,**
- (d) The development is not completed within four (4) years of the date of this Permit.**
- (e) the subdivision is not started (Certification) within two (2) years of the date of this permit;**
- (f) the subdivision is not completed (Statement of Compliance) within five (5) years of the date of Certification under the Subdivision Act 1988.**

The Responsible Authority may extend the periods referred to if a request is made in writing:

- before the permit expires; or**
- within six months afterwards if the use or development has not yet started; or**
- within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.**

Planning Notes:

- This Permit does not authorise the commencement of any building construction works. Before any such development may commence, the Applicant must apply for and obtain appropriate Building approval.**

9.2 Planning Permit Application No. P2021-002
- Two (2) Lot Subdivision – Use and development of land for a dwelling ~ 88-96 Birkett Street, Euroa VIC 3666 (cont.)

- ***This Permit does not authorise the removal of any native vegetation including for access. Before any such works may commence, the Applicant must apply for and obtain appropriate Planning approval.***
- ***A Land Capability Assessment may be required and should be undertaken by a suitability qualified person. The Responsible Authority reserves the right to accept, reject or amend the recommendations of an LCA report. This Permit does not authorise the creation of a new access way/crossover. Before any such development may commence, the Applicant must apply for and obtain appropriate approval from Council.***

87-20/21 **CARRIED**



9.3 Planning Permit Application No. P2021-003
- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahring

Author: Manager Planning & Investment

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

- The proposal is for the Use and Development of land for landfill (Placement of certified clean fill to repatriate an existing borrow pit onsite). Planning approval is also sought for the associated development of land for a short-term relocatable site office and three shipping containers, a temporary roof kit will span two containers forming a temporary workspace. Access to the site is proposed from Grimwade Road, a Road Zone Category 1 (RDZ1) road.
- The application was advertised to adjoining and surrounding properties and a notice displayed onsite. Two (2) objections were received, further detail is contained within this report.
- The application has been assessed within the 60-day statutory timeframe.
- The proposal meets the objectives of the Planning Policy Framework, Local Planning Policy Framework, Farming Zone and Road Zone Category 1.
- It is recommended that Council resolve to issue a Notice of Decision to Grant a planning permit in accordance with the Officer's recommendation.

APPLICATION DETAILS

Application is for:	Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; creation of access from Road Zone Category 1
Applicant's/Owner's Name:	Russell Varcoe
Date Received:	6 January 2021
Statutory Days:	56 days
Application Number:	P2021-003
Planner: Name, title & department	Ben Yates Contract Planner Planning & Investment
Land/Address:	Grimwade Road, Nagambie VIC 3608 Lot 1 PS701500
Zoning:	Clause 35.07 – Farming Zone
Overlays:	None
Is a CHMP required?	Partial coverage of areas of cultural heritage sensitivity (South East corner) - No CHMP required

- 9.3 Planning Permit Application No. P2021-003
- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahring (cont.)

Is it within an Open Potable Catchment Area?	No
Under what clause(s) is a permit required? (include description)	Clause 35.07, Farming Zone – Planning permit required for use of land for refuse disposal (landfill) Clause 35.07, Farming Zone – Planning permit required for buildings and earthworks associated with a section 2 use Clause 52.29, Land Adjacent to Road Zone Cat 1 – Planning permit required for creation of access.
Restrictive covenants on the title?	None
Current use and development:	Vacant and undeveloped. The subject site forms part of a parcel of land that has remained undeveloped since material was removed from the site for the construction of the Nagambie By-Pass road from December 2009 until it was opened in April 2013.

An objector to the application addressed the meeting

MOVED: DEPUTY MAYOR LIKOS
SECONDED: COUNCILLOR DICKINSON

That Council:

Having caused notice of Planning Application No. P2021-003_ to be given under Section 52 of the Planning and Environment Act 1987 and having considered all the matters required under Section 60 of the Planning and Environment Act 1987 decides to issue a Notice of Decision to grant a Permit under the provisions of Clause 35.07 Farming Zone and Clause 52.29, Road Zone Category 1, of the Strathbogrie Planning Scheme in respect of the land known as Lot 1 on Plan 701500 V4317 F351 Parish of Wahring, for the Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two shipping containers with roof kit; creation of access from Road Zone Category 1 in accordance with endorsed plans, subject to the following conditions:



- 9.3 Planning Permit Application No. P2021-003
- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahrung (cont.)

Conditions:

AMENDED PLANS REQUIRED

1. Prior to the commencement of the use and development, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and a digital copy (or 3 hard copies) must be provided. The plans must be generally in accordance with the plans submitted with the application but modified to include:
 - a. Staging details and calculation of fill volumes for each stage
 - b. Finished surface levels of fill to AHD
 - c. A Site Management Plan in accordance with condition 2 of this permit
 - d. A Stormwater management plan in accordance with condition 18 and 19 of this permit.

SITE MANAGEMENT PLAN

2. Prior to the commencement of the use and development, a Site Management Plan for the management and operation of the use of the site to the satisfaction of the Responsible Authority, must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The Site management plan must include:
 - a. Details of fill certification process prior to delivery. Only certified clean fill in accordance with IWRG621 Soil Hazard Categorization and Management guidelines is to be admitted onsite.
 - b. A detailed delivery log of all materials delivered to the site. The material source, date of extraction and delivery time must be included, and certification certificates are to be registered against the delivery. The delivery log must be kept onsite and made available to Responsible Authority at all times.
 - c. Proposed monitoring systems for certification of clean-fill prior to arrival onsite.
 - d. Traffic movements to and from the site:
 - i. Proposed route to and from the site
 - ii. Expected number of traffic movements.
 - e. Staffing details.
 - f. Hours of operation.



9.3 Planning Permit Application No. P2021-003

- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahring (cont.)

- g. Procedures to ensure that no significant adverse environmental impacts occur as a result of the use.
- h. Identification of possible risks of operational failure and response measures to be implemented (Including monitoring of ground water).
- i. Day to day management requirements for the operation of earth moving and compaction equipment.
- j. Details of dust dispersal and site watering.
- k. Details of revegetation process including topdressing, proposed pasture species and ongoing maintenance procedures. Strategies for the ongoing maintenance the site for a period of six (6) months after the use has been completed must be provided.

Test certificates confirming status of material to be deposited as clean-fill must be provided to staff prior to its delivery and acceptance to the site.

Certification of all fill to be delivered onsite can only be completed by a certified NATA practitioner (National Association of Testing Authorities).

The Site Management Plan must be reviewed annually to the satisfaction of the Responsible Authority and any consequential changes to the plan submitted to and approved by the Responsible Authority. The use must be conducted in accordance with the endorsed plan at all times.

GENERAL CONDITIONS

3. The amenity of the area must not be detrimentally affected by the development, through the:
 - a. Appearance of any building, works or materials;
 - b. Transport of materials, goods or commodities to or from the land;
 - c. Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater, waste products, grit or oil;
 - d. Presence of vermin, and;
 - e. Others as appropriate

Upon commencement of the works on site, a quarterly report must be submitted to Council detailing the following:

- number of loads received including volumes for the quarter
- Origins of fill received
- Results of Ground water bore testing, detailing past result and current result
- Any operational failures
- Any remediation works taken upon discovery of operational failures.



- 9.3 Planning Permit Application No. P2021-003
- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahrung (cont.)

4. The various activities forming parts of the use as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.
5. Placement of the shipping containers for the intended use as a temporary site office and workshop must avoid impacts upon native vegetation on the subject land.

NOISE ABATEMENT

6. Noise levels emanating from the land must comply with the requirements of the Environment Protection Authority's Information Bulletin No. N3/89 *Interim Guidelines for Control of Noise from Industry in Country Victoria*.

NATIVE VEGETATION

7. Prior to the commencement of works, a native vegetation protection fence must be erected around all native vegetation within 15 metres of the works area. This fence must be erected at:
 - a. (A radius of 12 times the diameter of the tree trunk at a height of 1.4 metres to a maximum of 15 metres but no less than 2 metres from the base of the trunk of the tree; and
 - b. Around the patch(es) of native vegetation at a minimum distance of 2 metres from retained native vegetation.

The fence must be constructed of star pickets and paraweb or similar, to the satisfaction of the Responsible authority. The protection fence must remain in place until all works are completed to the satisfaction of the responsible authority.

8. Any revegetation works at the site must utilise locally sourced indigenous species.

TRUCK WHEEL WASH

9. A truck wheel-wash or rumble grid must be installed and used so vehicles leaving the site do not deposit mud or other materials on roadways to the satisfaction of the Responsible Authority.

COMPLETION OF THE USE AND DEVELOPMENT

10. Upon completion of the use and development allowed by this permit, all structures, equipment, rubbish and debris are to be removed from the site to the satisfaction of the Responsible Authority.

- 9.3 Planning Permit Application No. P2021-003
- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahring (cont.)

11. The site must be reseeded in pastures appropriate to local conditions.
12. Finished site levels must be in accordance with the endorsed plans and to the satisfaction of the Responsible Authority.
13. Strathbogie Shire Council must be notified upon completion of the use and development allowed by this permit. A final site inspection will be conducted by the Responsible Authority 12 months after the completion date. If the site is not considered to be rehabilitated in accordance with the endorsed plans and endorsed site management plan, works to rectify any areas of non-compliance must be carried out to the satisfaction of the Responsible Authority.

ASSETS

14. All stormwater and surface water discharging from the site, buildings and works must be conveyed to the legal point of discharge drains to the satisfaction of the Responsible Authority/Goulburn Murray Water or dissipated within the site boundaries. No effluent or polluted water of any type may be allowed to enter the stormwater drainage system.

15. Internal Access Roads

Prior to the commencement of the use/issue of the Certificate of Occupancy/issue of the Certificate of Final Inspection all internal access roads must be constructed, formed and drained to avoid erosion and to minimise disturbance to natural topography of the land to the satisfaction of the Responsible Authority. Internal access, including the turn-around areas for emergency vehicles, must be all weather construction with a minimum trafficable width of 4 metres.

16. Appropriate steps must be taken to retain soil silt and sediment on site during the construction phase to the satisfaction of the Responsible Authority and must be carried out in accordance with the following EPA guidelines and policies: -
 - Environmental Guidelines for Major Construction Sites (EPA publication No. 480, December 19985); and
 - Construction Techniques for Sedimentation Pollution Control (EPA publication No. 275, May 1991)Prior to the commencement of any works, the design parameters for any defined watercourse crossing(s), both structural and hydraulic design, shall be approved by the Responsible Authority (GBCMA – Works on Waterways Permit).



- 9.3 Planning Permit Application No. P2021-003
- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahrung (cont.)

- 17. Prior to the commencement of use and development, the permit applicant must submit to the Responsible Authority a written report and photos of any prior damage to public infrastructure. Listed in the report must be the condition of kerb & channel, footpath, seal, streetlights, signs and other public infrastructure fronting the property and abutting at least two properties either side of the development. Unless identified with the written report, any damage to infrastructure post construction will be attributed to the development. The owner or developer of the subject land must pay for any damage caused to the Councils assets/Public infrastructure caused as a result of the development or use permitted by this permit.**

DEPARTMENT OF TRANSPORT

- 18. Only one access will be permitted from the subject land to Grimwade Road as shown on the endorsed plan. The access must be constructed and sealed in accordance with VicRoads guideline drawing GD4010 Typical Access to Rural Properties to cater for a 19m Semi Trailer as detailed in Table 2 - Access Setout Details.**
- 19. Before development starts the applicant must complete the following to the satisfaction of and at no cost to the Head, Transport for Victoria:**
- a. A detailed drainage design plan showing finished surface contours, drainage infrastructure and channels. When approved by the Head, Transport for Victoria, the plan must be endorsed by the Responsible Authority and will then form part of the permit.**
 - b. The access must be constructed and sealed in accordance with VicRoads guideline drawing GD4010 Typical Access to Rural Properties to cater for the 19m Semi Trailer as detailed in Table 2 - Access Setout Details.**
- 20. Unless otherwise agreed in writing by the Head, Transport for Victoria, the finished surface of the landfill and drainage infrastructure including channels must be completed in accordance with the endorsed detailed drainage design plan to the satisfaction of and at no cost to the Head, Transport for Victoria.**
- 21. The driveway must be maintained in a fit and proper state so as not to compromise the ability of vehicles to enter and exit the site in a safe manner or compromise operational efficiency of the road or public safety (eg. by spilling gravel onto the roadway).**

- 9.3 Planning Permit Application No. P2021-003
- Use and development of land for Landfill (Placement of 'certified' clean fill into Borrow Pit); Development of land for short term site office, one shipping container and two containers with roof kit; Creation of access from Road Zone Category 1 (RDZ1) ~ Grimwade Road, Nagambie VIC 3608, L1 PS701500 V4317 F351 Parish of Wahring (cont.)

PERMIT EXPIRY

22. This permit will expire if one of the following circumstances applies:

- (a) the approved use and development does not start within 2 years of the date of this permit; and**
- (b) the approved development is not completed within 4 years of the date of this permit.**

The Responsible Authority may extend the periods referred to if a request is made in writing:

- before the permit expires; or
- within six months afterwards if the use or development has not yet started; or
- within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.

Planning notes:

- This Permit does not authorise the commencement of any building construction works. Before any such development may commence, the Applicant must apply for and obtain appropriate Building approval.
- This Permit does not authorise the removal of any native vegetation including for access. Before any such works may commence, the Applicant must apply for and obtain appropriate Planning approval.
- Department of Transport: Separate consent for works within the road reserve and the specifications of these works may be required under the Road Management Act.

88-20/21 **CARRIED**



9.4 Planning Permit Application No. P2009-104 - Development of Land for a twelve (12) Lot Subdivision (re-subdivision) ~ 297 Mitchellstown Road, Tabilk

Author: Principal Planner/ Manager Planning & Investment

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

- The permit was issued on 2 February 2010, with a requirement for certification to have been obtained by 2 February 2012.
- Four extensions of time have been issued for this permit, with an expiry date of 2 February 2020.
- An extension of time request was received in July 2020 for a further extension.
- The application is being heard before the Council due to the recommendation to refuse to grant an extension to the permit.
- It is recommended that Council resolve to issue a refusal to grant an extension to a Permit in accordance with the Officer's recommendation.

APPLICATION DETAILS

Application is for:	Use and development of land for a twelve (12) lot subdivision (Re-subdivision)
Applicant's/Owner's Name:	Donald Qu
Date Received:	14 July 2020 Further information requested on 7 August 2020
Statutory Days:	245
Application Number:	P2009/104
Planner: Name, title & department	Melissa Crane Principal Planner Planning and Investment Department
Land/Address:	Lot 1 of Plan of Subdivision 432454Y Certificate of Title Volume 05780 Folio 983, Lot 1 & 2 on Title Plan 665451R Certificate of Title Volume 08521 Folio 924, Crown Allotment 11B Section F Parish of Avenel Certificate of Title Volume 02705 Folio 865, Lots 1, 2, 3, 4, 5, 6, 7, 8, 8, 10, 11, 12, 13, 14, 15, 16 and 17 on Title Plan 878626T certificate of Title Volume 02725 Folio 995 297 Mitchellstown Road, Tabilk Victoria 3607
Zoning:	Farming Zone
Overlays:	Floodway Overlay, Land Subject to Inundation Overlay, Erosion Management Overlay, Bushfire Management Overlay
Is a CHMP required?	No
Is it within an Open Potable Catchment Area?	No
Under what clause(s) is a permit required? (include description)	Clause 35.07 FZ, Clause 44.01 EMO, Clause 44.04 LSIO, Clause 44.06 BMO/WMO, Clause 44.03 FO or RFO
Restrictive covenants on the title?	
Current use and development:	Agriculture

- 9.4 Planning Permit Application No. P2009-104 - Development of Land for a twelve (12) Lot Subdivision (re-subdivision) ~ 297 Mitchellstown Road, Tabilk (cont.)

MOVED: COUNCILLOR MURRAY
SECONDED: DEPUTY MAYOR LIKOS

That Council:

Having considered the extension request to Planning Permit P2009-104 under section 52 of the Planning and Environment Act 1987 and having considered all matters required under Section 69 of the Planning and Environment Act 1987 decide to issue a refusal to grant an extension to a permit in respect of the land known Lot 1 of Plan of Subdivision 432454Y Certificate of Title Volume 05780 Folio 983, Lot 1 & 2 on Title Plan 665451R Certificate of Title Volume 08521 Folio 924, Crown Allotment 11B Section F Parish of Avenel Certificate of Title Volume 02705 Folio 865, Lots 1, 2, 3, 4, 5, 6, 7, 8, 8, 10, 11, 12, 13, 14, 15, 16 and 17 on Title Plan 878626T certificate of Title Volume 02725 Folio 995, 297 Mitchellstown Road, Tabilk Victoria 3607, for the development of land for a twelve (12) lot subdivision.

89-20/21 **CARRIED**



**9.5 Planning Applications Received and Planning Applications Determined
- 1 to 31 March 2021**

6.51 p.m.

Councillor Murray left the meeting prior to consideration of this matter commencing

Responsible Officer: Manager Planning and Investment

Listings of Planning Applications Received (Attachment 1) and Planning Applications Determined (Attachment 2) for the period 1 to 31 March 2021 are provided for information.

It is noted that there were 23 planning applications received, and 20 planning applications determined, during this period.

***MOVED: COUNCILLOR BINKS
SECONDED: DEPUTY MAYOR LIKOS***

That the report be noted.

90-20/21 CARRIED

6.54 p.m.

Cr Murray returned to the meeting after voting on this matter had concluded.

Handwritten signature and a mark resembling a checkmark or the number '7'.

9.6 Contract No. 20/21-62: Euroa/Strathbogie Road & Creek Junction Road Intersection Re-alignment

Author: Manager Project Delivery, Senior Project Officer

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

An upgrade of Euroa/Strathbogie Road & Creek Junction Road intersection has become necessary to improve safety of road users at the intersection. This work was prioritised based on safety and is part of Strathbogie Shire Capital Work Program for the financial year 2020-21.

Through public advertisement in local and national newspapers, Council invited tenders for the Work under Contract No. 20/21-62, between 29 January 2021 and 24 February 2021. Five (5) tenderers submitted tenders for the work. These tenders have been assessed and evaluated by Council Officers, with the results showing Wrights Earthmoving Pty Ltd as the preferred tenderer.

***MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS***

That Council:

- 1. Receives and notes the outcome of the tender assessment process for Contract No 20/21-62 Euroa/Strathbogie Road and Creek Junction Road Intersection Realignment.***
- 2. Awards the tender for Contract No 20/21-62 Euroa/Strathbogie Road and Creek Junction Road Intersection Realignment to Wrights Earthmoving Pty Ltd, of 1280 Broadford-Glenaroua Road, Glenaroua VIC 3764, for a total amount of \$203,147.49 (excluding GST).***
- 3. Authorises officers to advise the unsuccessful tenderers.***
- 4. Authorises the Chief Executive Officer to execute the Contract by signing and affixing with the Common Seal of Strathbogie Shire Council.***
- 5. Notes the anticipated start date for a 12 weeks program is 10 May 2021, with an expected completion date of 30 July 2021.***

91-20/21

CARRIED



9.7 Tender for Contract No. 20/21-65: Harrys Creek – Bonnie Doon Road Intersection Realignment

Author: Manager Project Delivery, Senior Project Officer

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

This project is being raised to improve road safety for users at the intersection, and to protect existing road infrastructure against degradation. The work was prioritised on safety, environmental protection and is part of Strathbogie Shire Capital Work Program for the financial year 2020-21.

Through public advertisement in local and national newspapers, Council invited tenders for the work under Contract No. 20/21-65 between 19 February 2021 and 17 March 2021. Five (5) tenderers submitted tenders for the Work. These tenders have been assessed and evaluated by Council Officers, with the results showing Wrights Earthmoving Pty Ltd as the preferred tenderer.

***MOVED: DEPUTY MAYOR LIKOS
SECONDED: COUNCILLOR BINKS***

That Council:

- 1. Receives and notes the outcome of the tender assessment process for Contract No 20/21-65 Harrys Creek – Bonnie Doon Road Intersection Realignment.***
- 2. Awards the tender for Contract No 20/21-65 Harrys Creek – Bonnie Doon Road intersection Realignment – Lump Sum to Wrights Earthmoving Pty Ltd, of 1280 Broadford-Glenaroua Road, Glenaroua VIC 3764, for a total amount of \$320,469.36 (excluding GST).***
- 3. Authorises officers to advise the unsuccessful tenderers.***
- 4. Authorises the Chief Executive Officer to execute the Contract by signing and affixing with the Common Seal of Strathbogie Shire Council.***
- 5. Notes the anticipated start date for a 12 weeks program is 10 May 2021, with an expected completion date of 30 July 2021.***

92-20/21 **CARRIED**

9.8 Tender for Contract No. 20/21-64: Bank Street/Queen Street/Belmont Street Avenel Drainage Upgrade

Author: Manager Project Delivery, Senior Project Officer

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

This project is being raised to address the perennial road flooding and to generally improve environmental condition at the Bank Street/Queen Street/ Belmont Street intersections in Avenel. This project forms part of Council's adopted Capital Work Program for the financial year 2020-21.

Through public advertisement in local and national newspapers, Council invited tenders for the work under Contract 20/21-64, between 19/02/2021 and 17/03/2021. Seven (7) tenderers submitted tenders for the work. These tenders have been assessed and evaluated by Council Officers, with the results showing Wrights Earthmoving Pty Ltd as the preferred tenderer.

***MOVED: COUNCILLOR MURRAY
SECONDED: DEPUTY MAYOR LIKOS***

That Council:

- 1. Receives and notes the outcome of the tender assessment process for Contract No 20/21-64 Bank Street/Queen Street/Belmont Street Avenel Drainage Upgrade.***
- 2. Awards the tender for Contract No 20/21-64 Bank Street/Queen Street/Belmont Street Avenel Drainage Upgrade to Wrights Earthmoving Pty Ltd, of 1280 Broadford-Glenaroua Road, Glenaroua VIC 3764, for a total amount of \$159,894.00 (excluding GST).***
- 3. Authorises officers to advise the unsuccessful tenderers.***
- 4. Authorises the Chief Executive Officer to execute the Contract by signing and affixing with the Common Seal of Strathbogie Shire Council.***
- 5. Notes that the anticipated start date is 5 July 2021, with an expected completion date of 27 August 2021.***

93-20/21

CARRIED



9.9 Tender for Tender for Contract No. 20/21-66: 2020-21 Supply and Delivery of Tractor to tow Heavy Roller

Author: Manager Operations

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

As part of the Strathbogie Shire Council's approved 2020/21 plant replacement program, Council invited tenders through the MAV Contract Light Plant & Equipment-LP20091 using the MAV Vendorpanel portal.

Council Officers sought the supply of one Tractor to tow Heavy Roller with two options for tenderers to quote on specifications for Council's minimum tractor requirements (often referred to as base model standard options) and also for a tractor with additional functionalities ('nice to haves') options.

The tender process was Quotations commenced on 23 February 2021. At closing of the formal quotation period on 4pm 15 March 2021, three (3) suppliers had submitted quotations, totalling six quotations in all. Five (5) of these were evaluated by the tender evaluation panel to have met the tender specifications.

***MOVED: DEPUTY MAYOR LIKOS
SECONDED: COUNCILLOR BINKS***

That Council:

- 1. Receives and notes the outcome of the tender assessment process for Contract No 20/21-66 – supply and delivery of Tractor to tow heavy roller.***
- 2. Awards the tender for Contract No 20/21-66 to Bertoli's Farm Machinery Pty Ltd (198/200 Numurkah Road, Shepparton VIC 3630) via the MAV Light Plant & Equipment-LP20091 for supply of a Kubota M7152-60 Tractor with the options of; Counter weights, optional transmission and front axle suspension for a total cost \$141,080 excluding GST.***
- 3. Authorises the Chief Executive Officer to approve the purchase order for the amount of \$141,080 (plus GST).***
- 4. Notes that the Tractor Delivery will occur within four weeks of the order confirmation.***

94-20/21 ***CARRIED***

9.10 Contracts Awarded Under Delegation (as approved in Council's 2020/21 capital works budget)

Author: Manager Project Delivery

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

The purpose of this report is to inform Council and the community of the status of request for tenders that have been awarded under delegation and those that have been publicly advertised but are yet to be awarded as at 1 April 2021. This report specifically relates to works that form part of Council's 2020/21 capital works budget.

***MOVED: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR MURRAY***

That Council note the:

- 1. Contracts awarded under delegated authority by the Chief Executive Officer.***
- 2. Contracts awarded under delegated authority by a Director.***
- 3. Contracts awarded under delegated authority by a Manager.***

95-20/21 CARRIED



9.11 Review and Adoption of Gifts, Benefits and Hospitality Policy

Author: Executive Manager, Governance and Customer Service

Responsible Director: Chief Executive Officer

EXECUTIVE SUMMARY

The *Local Government Act 2020* (the Act) requires Council to adopt a gift policy for Councillors by 24 April 2021. This new Act has maintained a number of provisions of the former *Local Government Act 1989* but introduces new terminology and requirements for the inclusion of procedures around the maintenance of a gift register. It also states that anonymous gifts must be declined.

To ensure compliance with the Act a review of the existing Gifts, Benefits and Hospitality Policy adopted by Council in December 2019 has been undertaken. This policy applies to Councillors, members of delegated committees and all members of Council staff to ensure consistent provisions and transparency apply to both the elected arm of Council and the Administration.

The best practice elements of the existing policy have been retained and augmented by the requirement to reflect the current practice of declaring all gifts, benefits and hospitality offered, declined and received regardless of their value. It is noted that many other councils and the Victorian Public Service use a disclosable gift threshold of \$50, however it is considered that maximum transparency and accountability is gained through requiring all gifts, benefits and hospitality, whether declined or received, to be declared.

Procedures around the current use of electronic workflows to approve the required Gift, Benefit and Hospitality Form and entry onto our Gift, Benefits and Hospitality Register have also been included in the revised policy.

Maximum transparency is also achieved through the ability for members of the community to request to view the Gifts, Benefits and Hospitality Register, reports to the Executive Leadership Team and Audit and Risk Committees regarding Register entries.

It is proposed that the policy be reviewed within two years, unless determined that an earlier review is required by Council.

This report seeks Council's adoption of the revised Gifts, Benefits and Hospitality Policy.

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR DICKINSON

That Council:

- 1. Adopts the revised Gifts, Benefits and Hospitality Policy, which has been developed in accordance with sections 137 and 138 of the Local Government Act 2020.***
- 2. Informs the community of the adoption of the new Gifts, Benefits and Hospitality Policy via local newspapers, Council's website and social media.***

96-20/21 **CARRIED**

**9.12 Strathbogie Shire Council Audit and Risk Committee
- Confirmed Minutes of the Meetings held on 9 October 2020 and 18 December
2020 and Unconfirmed Minutes of the Meeting held on 12 March 2021**

Author: Director Corporate Operations

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

This report presents the confirmed Minutes of the Strathbogie Shire Council Audit and Risk Committee meetings held on:

- 9 October 2020
- 18 December 2020

and the draft unconfirmed Minutes of the Strathbogie Shire Council Audit and Risk Committee meeting held on:

- 12 March 2021.

The delay in reporting the confirmed minutes was due to the general Council election and the required Election (Caretaker) Period and the induction of the new Council, which was sworn in on 17 November 2020.

Several standing items were considered at all Committee meetings, including an update on the internal audit programs, human resource key indicators, Councillor expense reports, risk management updates and an update on shared service initiatives with other councils.

Work was also undertaken by the newly named Audit and Risk Committee, which was reformed under a new Charter in accordance with the introduction of the new Local Government Act 2020 (the 2020 Act). This required a reappointment of the Committee for an initial six months to provide for a smooth transition. The development of a new work program for the Committee, to ensure its compliance with its roles and responsibilities under the 2020 Act, has been developed over the past three meetings. Several internal audit reports on some of the key functions of the Operations area of Council were also tabled and discussed.

It is recommended that council notes the confirmed minutes of the Audit and Risk Committee meetings held on 9 October and 18 December 2020, and unconfirmed minutes of the Audit and Risk Committee meeting held on 12 March 2021.

MOVED: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR MURRAY

That Council:

- 1. Notes the confirmed Minutes of the Audit and Risk Committee meetings held on:***
 - Friday 9 October 2020***
 - Friday 18 December 2020******and the unconfirmed Minutes of the Audit and Risk Committee meeting held on:***
 - Friday 12 March 2021.***



- 9.12 Strathbogie Shire Council Audit and Risk Committee
- Confirmed Minutes of the Meetings held on 9 October 2020 and 18 December 2020
and Unconfirmed Minutes of the Meeting held on 12 March 2021 (cont.)

2. Notes that the unconfirmed Minutes of the meeting held on Friday 12 March 2021 will be signed by the Chair of the Committee, once accepted, at the next Committee meeting, and any substantive changes to the unconfirmed Minutes will be reported to the next Council meeting

97-20/21 **CARRIED**



9.13 Endorsement of the Strathbogie Shire Council Business Continuity Plan

Responsible Director: Executive Manager People and Culture

EXECUTIVE SUMMARY

Strathbogie Shire Council provides a wide range of significant services to the community. The environment within which Council operates is dynamic and rapidly changing. A core obligation of good governance is to ensure continuity of business services. A Business Continuity Plan provides the basis for effectively managing changes to avoid sudden or progressive failure.

The Plan is designed to be used proactively to mitigate and adapt to risk, and in response to situations impacting on Council's ability to deliver its services. It therefore has a different purpose to the Municipal Emergency Management Plan. There are clear linkages identified between the two documents and with other elements of Council's Risk Management process.

The Plan will be reviewed and updated where required, for example a change of role or responsibility with future structure changes. While this is an operational document, this altered information will be provided to Council. Allowing this crucial document to provide for necessary changes is an approach that is consistent with relevant Best Practise.

The Business Continuity Plan has been distributed to Councillors for their information and is tabled for identification purposes.

MOVED: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR BINKS

That Council adopt the Strathbogie Shire Council Business Continuity Plan.

98-20/21

CARRIED



9.14 Kerbside Transition Planning – Business Case and Community Engagement Plan

Author: Waste Management Officer

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

'Recycling Victoria' is the Victorian Government's 10-year policy and action plan, aimed at fundamentally transforming our recycling sector. Dismantling the current operational paradigm in waste generation and recovery, a shift to operating under the lens of a circular economy will pivot Victoria toward a more sustainable future. To drive this transformation, \$129 million will be made available to assist Councils in reforming household waste and recycling services, ensuring Victoria is well placed in transitioning to a circular economy.

To meet the new, standardised regulations, staff completed and submitted a Draft Transition Plan to DELWP (September 2020), outlining the proposed implementation of a service model to incorporate a 4-bin kerbside collection service.

This report will provide background for Councillors on the steps staff have taken since the last report regarding the Transition Planning to meet Recycling Victoria's Household Recycling Reform (Council Agenda, 15/09/2020).

Insofar, staff have collaboratively engaged Frontier Economics and Jackson Environment and Planning (JEP) to develop a business case, whereby three kerbside collection service scenarios, including the introduction of a fourth bin (glass) were developed. This business case provides Council with estimated financial and waste diversion implications, and the Shire's residents with options regarding what this new service will look like when coming in to effect in 2025.

Staff have developed a Community Engagement Plan to transparently present the wider community with the various options of how this transition will be implemented. Community engagement on this matter is imperative to effectively implement the kerbside reforms, due to the socio-economic and environmental nature this transition will entail and its effects on Council and the community.

The Community Engagement Plan is envisaged to be initially conducted over three stages, whereby emphasis is placed on informing (knowledge sharing) and relationship building with and between Council and the greater community through ongoing engagement and collaboration. The multi-channel and instrumental approach to this engagement will allow staff to gather ample feedback from the community to assist Council in their decision-making process of determining what collection service offers best value for money whilst meeting social, economic and environmental needs.

9.14 Kerbside Transition Planning – Business Case and Community Engagement Plan (cont.)

MOVED: COUNCILLOR BINKS
SECONDED: COUNCILLOR DICKINSON

That Council:

- 1. Notes the business cases provided for the introduction of a 4-bin kerbside collection service.***
- 2. Approves the Community Engagement Plan.***
- 3. Receive a report in the next financial year outlining the outcomes of community engagement for the Council to endorse the preferred service.***

99-20/21 CARRIED



9.15 Road Closure – Euroa Tip Road

Author: Manager Asset Planning

Responsible Director: Director Community & Planning

EXECUTIVE SUMMARY

Council approval is sought to commence proceedings to close Euroa Tip Road, at and for 50 metres of remaining road formation north of the railway crossing towards the Seven Creeks, as shown on Attachment 1.

Council's powers over traffic are set up by Schedule 4, clause 10 of the *Road Management Act 2004* and Schedule 11, clause 9 of the *Local Government Act 1989*.

Both the Federal and State Governments have committed funding to upgrade the North East Line from Melbourne to Albury/Wodonga. The project will enable the use of the new VLocity trains and improve rolling stock operations between Melbourne and Albury.

In order for the new VLocity trains to safely maintain a speed of 130kms per hour, Rail Projects Victoria, as part of the North East Line Upgrade, have requested for this crossing to be closed to traffic.

The new *Local Government Act 2020* is being introduced gradually over four tranches. At the time of writing this report, the provisions of the *Local Government Act 1989* remain in place in relation to council powers over traffic. Further, the requirements for the proposal to be advertised to the public for a period of 28 days and allow written submissions to be lodged and heard by Council under section 223 of the Act still remain in place.

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS

That Council:

- 1. Determines under the powers of section 207 and clause 9 Schedule 11 of the Local Government Act 1989 to close Euroa Tip Road at the railway crossing towards.***
- 2. Resolve to advertise its intention to close Euroa Tip Road at the railway crossing, pursuant to Section 207 of the Local Government Act 1989.***
- 3. Authorise Council officers to place a public notice of the proposed road closure in local newspapers and to obtain the consent of VicRoads in accordance with sections 207, 207a and section 223(a) of the Local Government Act 1989;***

9.15 Road Closure – Euroa Tip Road (cont.)

4. ***Appoints a Committee comprising the whole of Council with a quorum of five Councillors, to hear and consider any written public submission received in relation to the proposed road exchange in accordance with section 223(b) of the Local Government Act 1989.***
5. ***Nominates Tuesday 8th June at 1:00pm as the date and time for the Committee to consider any written or hear any verbal submissions in support of written submissions, in accordance with section 223(b) of the Local Government Act 1989.***
6. ***Be provided with a report outlining a recommendation from the Committee hearing for presentation at the next available Council meeting for its consideration, should any submissions be received regarding the proposed road exchange in accordance with section 223(c) of the Local Government Act 1989.***
7. ***That following the advertising period, if no public submissions are received, authorise officers to undertake the closure of Euroa Tip Road at the railway crossing, with all costs to be borne by the Rail Authority.***

100-20/21 **CARRIED**



**9.16 Road Exchange – Un-named Road Reserve (Gilgai Farm)
- Change of submission hearing date**

Author: Manager Asset Planning

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

At the March Council Meeting, Council resolved the following hearing date for any submissions in relation to the commencement of proceedings to deviate a road for a road reserve adjacent to the un-named road within 4316 Heathcote-Nagambie Road, Gilgai Farm (the Property) for Lots 3 and 8 on Title Plan TP 009233Q, as shown on Attachment 1.

5. Nominates 6th April at 1:00pm as the date and time for the Committee to consider any written, or hear any verbal submissions in support of written submissions, in accordance with section 223(b) of the Local Government Act 1989.

As a result of advertising delays, a new date and time for the Committee to consider any written, or hear any verbal submissions in support of written submissions, has been set.

***MOVED: COUNCILLOR DICKINSON
SECONDED: DEPUTY MAYOR LIKOS***

That Council resolve that Tuesday 11 May at 5:00pm be nominated as the date and time for the Committee of Council to consider any written, or hear any verbal, submissions in support of written submissions, in accordance with section 223(b) of the Local Government Act 1989.

101-20/21 CARRIED

9.17 VAGO Report into Maintaining Local Roads – Roads data summary for Strathbogrie Shire Council

Author: Manager Asset Planning

Responsible Director: Community & Planning

EXECUTIVE SUMMARY

As part of the performance audit Maintaining Local Roads, the Victorian Auditor-General's Office (VAGO) compared councils' road maintenance costs.

VAGO examined whether councils use asset data, budget information and community feedback to inform their planning for road maintenance. They also looked at whether councils are finding and implementing ways to achieve value for money and maintain roads in a timely manner.

Five councils across a spread of types and sizes were audited by VAGO (City of Greater Bendigo; Gannawarra Shire Council; Maribyrnong City Council; Northern Grampians Shire Council; Yarra Ranges Shire Council), who also conducted a sector-wide questionnaire to collect road maintenance data and all 79 councils participated.

VAGO asked councils about:

- the accuracy of their road data
- resealing works and costs
- the impact of joint procurement on costs.

Overall, Strathbogrie Shire Council performance as part of the sector-wide questionnaire is in good form compared with other small shires and in total.

VAGO concluded within the audit report that councils cannot determine whether they are achieving value for money when maintaining their road network. This is because councils lack the detailed cost data they need to analyse and benchmark their performance. In addition, some councils:

- lacked detailed cost data
- have gaps in their road condition data
- are not effectively engaging their communities to understand road users' needs.

Out of the audit, 10 recommendations were made by VAGO. Areas that Strathbogrie Shire Council can strengthen on moving forward and to support the development of the Asset Management Plan include:

- taking a proactive approach to maintenance to prevent more expensive future maintenance and reconstruction;
- assessing financial data and understanding reasons for its changes;
- planning for maintenance activities using financial data;
- effectively engaging communities to understand road users' needs.



9.17 VAGO Report into Maintaining Local Roads – Roads data summary for Strathbogie Shire Council (cont.)

***MOVED: COUCILLOR BINKS
SECONDED: COUNCILLOR MURRAY***

That Council note the 10 recommendations made by the Victorian Auditor-General's Office to all Victorian Councils in relation to maintaining local roads.

102-20/21 CARRIED



9.18 Nagambie Ageing Hub

Author: Director Corporate Operations

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

Of recent times Council has been in discussion with Nagambie Health Care in relation to development of a project in Vale Street/Carrick Crescent, Nagambie, which will see the:

- Creation of an *Age Friendly* community Living environment
- Development of seven (7) additional units for supported living
- Eventual refurbishment of the Senior Citizens and RSL building
- Delivery of allied health services from premises adjoining the Nagambie Library
- Enhancement of the open space within the precinct in line with Rural Councils Victoria Older Persons Framework.

As part of considerations, Council, at its meeting of 15 September 2020, resolved:

"That Council :

- *Undertake the statutory public consultation process prescribed by sections 189 and 223 of the Local Government Act 1989 to transfer Lots 3 and 4 Carrick Crescent Nagambie (Lots 3 and 4 LP 220490 V9971 Parish of Tabilk) at no cost but with the land valuation of the properties being noted as Council's contribution to the project with Nagambie HealthCare Inc. for the purpose of developing additional units for supported living and enhancement of open space by:*
 - *placing notices of the intended exchange of land in locally circulating newspapers*
 - *placing a notice under the 'Top News Stories' section of Council website*
 - *posting information on Council's social media pages.*
- *Inform the community that a Memorandum of Understanding and Section 173 agreement under the Planning and Environment Act 1997 would be entered into with Nagambie HealthCare should the exchange of land occur.*
- *Consider any written and verbal submissions received during the statutory consultation period at a meeting of Council on a date to be determined in consultation with the new Council.*
- *Note that the Council meeting for the consideration of submissions, on a date to be determined, will not be held if no submissions are received."*

The formal community consultation process required under section 223 of the *Local Government Act 1989* (the 1989 Act) was undertaken in late 2020. During the submission period, contact was made with Council by 3 parties, seeking discussion or further information on the proposal. Written information was provided and the CEO of Nagambie Health met with concerned residents.



9.18 Nagambie Ageing Hub (cont.)

Officers have confirmed with those residents that they have no objection to the proposal and the CEO of Nagambie Health has undertaken:

- To keep the group in the loop re the progress of the development and invite feedback
- To aim at locating the units 6 to 7 metres from the kerbing and landscape.

There were, therefore, no written submissions received during this formal consultation process that would require Council's further consideration. Accordingly, this report seeks Council's endorsement to progress agreements and formalities to transfer the land to Nagambie Health.

MOVED: COUNCILLOR DICKINSON
SECONDED: DEPUTY MAYOR LIKOS

That Council, having complied with the relevant provisions of the Local Government Act 1989 relating to the sale and transfer of land, and having received no written submissions in response to the formal community consultation process undertaken in accordance with section 223 of the Act:

- 1. Obtain an independent valuation for Lots 3 and 4 Carrick Crescent Nagambie (Lots 3 and 4 LP 220490 V9971 Parish of Tabilk;***
- 2. Authorise the Chief Executive Officer to finalise and sign a Section 173 Agreement (including a provision that should there be any change in the circumstances of Nagambie Health, and as result should any change of ownership occur the development must remain for the same purpose and must be with Council consent) under the Planning and Environment Act 1987 and Memorandum of Understanding in relation to the proposed development; and***
- 3. Transfer Lots 3 and 4 Carrick Crescent to Nagambie Health Care following completion of the above steps.***

103-20/21 **CARRIED**

9.19 Victorian Renewable Energy Zones Development Plan Directions Paper – Strathbogie Shire Council written submission

Author: Economic Development Coordinator

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

The Victorian Government recently sought feedback from community and industry stakeholders on the potential projects identified in the Renewal Energy Zone Development Plan Directions Paper. Renewable Energy Zones are regions with the highest potential for renewable energy development.

Strathbogie Shire welcomes the Victorian Government's initiative to create renewable energy zones across the state. As such, Strathbogie Shire Council has made a submission to the government on this directions paper, particularly drawing the government's attention to, that while the Shire is well placed to accommodate large scale renewable energy generation and distribution, there are significant problems with power supply and structure of the local distribution grid within our municipality.

Further, the proposed Renewable Energy Zone Development Plan Directions Paper does not address the issues of energy security within our Shire as one of the potential projects.

This report presents the written submission to the Victorian Renewable Energy Zones Development Plan Directions Paper for noting.

***MOVED: COUNCILLOR BINKS
SECONDED: COUNCILLOR MURRAY***

That Council –

- 1. Note the written submission sent by Strathbogie Shire Council to the State Government in response to their Victorian Renewable Energy Zones Development Plan Directions Paper.***
- 2. Write to the following Local Members of Parliament and relevant Ministers, seeking their support and advocacy for improved electricity infrastructure to facilitate renewable energy generation and distribution across Strathbogie Shire:***
 - The Hon. Lily D'Ambrosio Minister for Energy, Environment and Climate Change, Minister for Solar Homes***
 - The Hon. Mary Anne Thomas Minister for Agriculture and Minister for Regional Development***
 - The Hon. Shaun Leane Minister for Local Government***
 - The Hon. Tim Pallas Minister for Economic Development***
 - Ms Steph Ryan Member for Euroa***
 - Mr Mark Gepp Member for Northern Victoria***
 - The Hon. Wendy Lovell Member for Northern Victoria***
 - Ms Tania Maxwell Member for Northern Victoria***
 - Mr Tim Quilty Member for Northern Victoria***
 - The Hon. Jaclyn Symes Member for Northern Victoria***
 - The Hon. Damian Drum Member for Nicholls***
 - Ms Helen Haines Independent Member for Indi***

104-20/21 **CARRIED**

9.20 Consideration of Nagambie and Euroa Caravan Park Line Items for the Draft 2021-22 Budget

7.33 p.m.

Councillor Hourigan left the meeting prior to consideration of this matter commencing

Author: Executive Manager, Governance and Customer Service

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

In accordance with the requirements of section 94 of the *Local Government Act 2020* (the 2020 Act), Council has prepared a budget for the financial year ending 30 June 2022.

The draft budget has been developed in accordance with the 2020 Act's financial management principles in accordance with section 96(1)(a). A Revenue and Rating Plan has been prepared under new requirements introduced by section 93 of the 2020 Act.

There are income and expense line items within the draft Budget that relate to Caravan Parks in accordance with the terms and conditions outlined in existing lease agreements.

A lease for the Euroa Caravan Park was transferred to the current lessee, Lilly Anne Pty Ltd by way of Council resolution on 21 February 2017. Councillor Hourigan is a Director of this company, as declared in her initial personal interest declaration dated 8 December 2020.

As Councillor Hourigan has a material interest in these budget line items, it has been necessary to separate out this line item in the draft budget so that Cr Hourigan can participate in the broader draft budget consideration without breaching the conflict of interest provisions of the Local Government Act 2020.

Given that the terms of the lease contain terms and conditions that have been previously considered by Council in a confidential item, details as to how income is to be calculated is outlined in a confidential attachment.

This report seeks approval for the inclusion of the related line items in the draft Budget, which total \$85,000 in income, \$28,000 in operating expense and \$57,000 on capital works (projects to be confirmed), which will then be placed on public exhibition for a period of 28 days.

9.20 Consideration of Nagambie and Euroa Caravan Park Line Items for the Draft 2021-22 Budget (cont.)

**MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR DICKINSON**

That Council endorse the line items relating to income of \$85,000, \$28,000 in operating expense and \$57,000 on capital works (projects to be confirmed) to the Caravan Parks in accordance with the terms and conditions of the existing leases for these properties and include these line items in the draft 2021-22 Budget documents for the community engagement process.

105-20/21 **CARRIED**

7.35 p.m.

Councillor Hourigan returned to the meeting after voting on this matter had concluded.



9.21 Draft 2021/22 Strathbogie Shire Council Budget - Preparation of Budget, Revenue and Rating Plan and Fees and Charges for Exhibition and Comment

Author: Director Corporate Operations

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

In accordance with the requirements of section 94 of the *Local Government Act 2020* (the 2020 Act), Council has prepared a budget for the financial year ending 30 June 2022.

The draft budget has been developed in accordance with the 2020 Act's financial management principles in accordance with section 96(1)(a). A Revenue and Rating Plan has been prepared under new requirements introduced by section 93 of the 2020 Act.

It should be noted that currently general rates, municipal charges service rates/charges and special charges/rates are to be declared under Part 8 of the *Local Government Act 1989* as these provisions have not been included in the 2020 Act.

Copies of the Draft Budget have been circulated to Councillors for their information. Copies of the Draft Budget, Revenue and Rating Plan and Fees and Charges will be tabled at the meeting for identification purposes and will be appended to the Minutes of the meeting.

A resolution of Council is now required to give public notice that the budget will be available for community review and comment, in accordance with Council's Community Engagement Policy as per sections 55 and 96(1) of the 2020 Act.

The community engagement already undertaken in the preparation of the draft budget, and that proposed to be undertaken through a 28-day consultation period, are ranked on the International Association Public Participation (IAP2) Spectrum as *Involve*.

Community engagement commenced in March 2021 through a number of market stall conversations and 'town hall' drop-in sessions. One of the activities undertaken during these deliberative engagement sessions was to identify the community's priorities for capital works and service delivery expenditure.

The results of this engagement, after holding sessions at Strathbogie, Nagambie, Euroa, Violet Town, Longwood, Avenel and Ruffy indicate that the community wish Council to prioritise the following top four services and infrastructure priorities:

Services:

- Roads, drains, footpaths and bridges
- Climate change
- Supporting local businesses
- Strategic planning and development

9.21 Draft 2021/22 Strathbogrie Shire Council Budget - Preparation of Budget, Revenue and Rating Plan and Fees and Charges for Exhibition and Comment (cont.)

Infrastructure:

- Roads, drains, footpaths and bridges
- Buildings and facilities
- Arts and cultural facilities
- Major facilities that promote tourism.

This information has been used to inform the budget. More specific community review and feedback will be sought on the detailed Budget documents, the Rating and Revenue plan and proposed Fees and Charges. This will be done through undertaking a 28-day consultation process whereby written submissions will be received and submitters provided with an opportunity to make a verbal submission to Council at a dedicated meeting to hear and consider budget submissions.

Council will also use its online engagement hub to seek Budget feedback.

Written submissions will need to be received by 5.00 pm on Monday 24 May 2021 and the budget extraordinary Council meeting will be held on Tuesday 8 June 2021.

**MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS**

That:

- 1. The draft Budget, draft Revenue and Rating Plan, and draft Fees and Charges presented with this report be initialled by the Mayor (for identification) and be presented as the budget prepared by Council for the purposes of sections 94 and 96 of the Local Government Act 2020.**
- 2. The Chief Executive Officer be authorised to give public notice of the preparation of such budget for a period of 28 days in accordance with Council's Community Engagement Policy and section 96(1)(a) of the Local Government act 2020 through notices in locally circulating newspapers and newsletters, on Council's social media pages and on Council's website.**
- 3. The closing time for the receipt of written submissions will be 5.00 p.m. on Monday 24 May 2021.**
- 4. Council consider written and verbal submissions on any proposal (or proposals) contained in such budget at an extra ordinary Council meeting to be held on Tuesday 8 June 2021, commencing at 4.00 p.m. at the Euroa Community Conference Centre.**
- 5. Council authorise the Chief Executive Officer to undertake minor editorial changes to the draft Budget, Revenue and Rating Plan and Fees and Charges, if required.**



9.21 Draft 2021/22 Strathbogie Shire Council Budget - Preparation of Budget, Revenue and Rating Plan and Fees and Charges for Exhibition and Comment (cont.)

6. The 2021/22 Strathbogie Shire Council Budget be adopted at an Extraordinary Meeting of Council to be held on Tuesday 29 June 2021, commencing at 5.00 p.m. at the Euroa Community Conference Centre.

106-20/21 **CARRIED**

**9.22 2017-2021 Shire of Strathbogie Council Plan (2020 Review)
- Third Quarter Report ~ 1 January to 31 March 2021**

Responsible Director: Chief Executive Officer

EXECUTIVE SUMMARY

Quarterly reports are presented to Council to provide an update on the status of the Key Strategies of the 2017-2021 Council Plan, following its annual review in 2020. The Key Strategies of the Plan have been reviewed and progress updated, and details provided for the third quarter period; January to March 2021.

The 2020 Review of the 2017-2021 Shire of Strathbogie Council Plan has, in summary:

➤ Five (5) Goals, Twenty-one (21) Strategies and Eighty (80) Actions, comprising-

- *Goal 1 - To enhance community health and wellbeing*
 - *4 Strategies → 23 Actions*
- *Goal 2 - To sustainably manage our natural and built environment*
 - *5 Strategies → 16 Actions*
- *Goal 3 - To provide quality infrastructure*
 - *2 Strategies → 13 Actions*
- *Goal 4 - To support and deliver economic development*
 - *5 Strategies → 13 Actions*
- *Goal 5 - To be a high performing Shire*
 - *5 Strategies → 15 Actions*

All Actions are due for completion by 30 June 2021. As at 31 March 2021, twelve (12) actions have been completed.

***MOVED: COUNCILLOR DICKINSON
SECONDED: DEPUTY MAYOR LIKOS***

That Council note the report for the January to March 2021 quarter following the 2020 review of the 2017-2021 Council Plan.

107-20/21 CARRIED



9.23 Share Strathbogie Feedback Report

Author: Executive Manager Communications and Engagement

Responsible Director: Executive Manager Communications and Engagement

EXECUTIVE SUMMARY

Strathbogie Shire Council has developed a five stage community engagement program to ensure community input into the development of the Community Vision, Council Plan, Financial Plan, Asset Plan and 2021/21 Draft Budget.

Council has now completed the first stage of this plan, which was a series of face-to-face engagement across the Shire called *Share Strathbogie*.

To ensure feedback into the 2020/21 Draft Budget we also created a participation exercise, which allowed the community to set their service and infrastructure priorities.

From this feedback we have not only been able to understand our community's service and infrastructure priorities, we have developed seven feedback themes, which are:

- A creative community
- Liveability and connectivity
- Our environment
- Sustainable growth and development
- Our people
- Smart spending, and
- An engaged community.

This report and the attached Share Strathbogie Engagement Report outline the feedback, themes and community priorities developed through hundreds of conversations with our community.

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR HAYES-BURKE

That Council notes the feedback outcomes of the Share Strathbogie community engagement sessions held in Strathbogie, Euroa, Violet Town, Longwood, Avenel, Ruffy and Nagambie.

108-20/21 **CARRIED**



9.24 Community Activation and Social Isolation (CASI) initiative – Request for Extension to Funding

Author: Director Community & Planning

Responsible Director: Director Community & Planning

EXECUTIVE SUMMARY

In response to the social impacts of the Coronavirus global pandemic, the Victorian Government established the Community Activation and Social Isolation Initiative (CASI) commencing Monday 29 June 2020. The aim of the program is to help people who may be feeling lonely or have lost their regular networks during COVID-19 to build social connections and networks of support in their local communities. As part of this initiative Community Connectors were established as well as the Coronavirus Hotline to provide emotional support as a result of COVID-19.

In Strathbogrie Shire, the CASI program has been extremely beneficial for our community generating many positive outcomes in a period of uncertainty and disconnectedness. A number of key achievements under this program include:

- The Strathbogrie Story
- Strathbogrie Postcards
- Active Aging newsletter
- Working with Community Houses to provide much needed support services

The CASI program was originally funded until 31 December 2020, with a current extension until 30 June 2021. There has been no commitment from the State Government in relation to the continuation of this program following 30 June. Given the key successes of this program and the ongoing impacts of COVID-19 that exist in the community, the continuation of this program is imperative.

On 21 May 2021, the Municipal Association of Victoria (MAV) will be hosting the MAV State Council. This provides an opportunity for our Council to put forward a motion at this meeting, for the Victorian local government sector to advocate for a continued funding commitment from the State Government to this program.

***MOVED: COUNCILLOR DICKINSON
SECONDED: COUNCILLOR BINKS***

That Council advocate through the Municipal Association of Victoria for the continuation of funding (from the State Government) for the Community Activation and Social Isolation initiative for a further twelve (12) months.

109-20/21 ***CARRIED***

9.25 **Business Management System**

The April 2021 Business Management System Report includes reports as follows:-

- Building Department - March 2021 Statistics
- Planning Department - Planning Application Approvals – Development Cost (Capital Improved Value) - March 2021
- Customer Enquiry Analysis Report - Report for March 2021
- Waste Management Reporting ~ Year to Date – March 2021
- Actioning of Council Reports Resolutions - Council Meeting Tuesday 16 March 2021
- Outstanding Actions of Council Resolutions to 31 March 2021
- Review of Council Policies and Adoption of new Policies - March/April 2021
- Records of Informal Council Briefings / Meetings

By reporting on a monthly basis, Council can effectively manage any risks that may arise. The Business Management System will also incorporate Council's corporate goals and objectives.

DISCUSSION

The Governance and Customer Service team have been working in partnerships with a number of departments across the organisation for a number of months to reduce outstanding customer request tasks, as depicted in the Customer Enquiry Analysis Report.

Our focus is to ensure all departments meet the response timelines outlined in our Customer Service Charter.

A concerted effort has been made to assist the Operations department in identifying business rules around how customer requests are managed, how works are included in work programs (eg pot hole repairs) and when requests are closed off once the works have been completed or scheduled.

Work continues across the organisation on improving our performance in ensuring customers are kept informed of the progress of their request and the action taken by Council in response to their issue. This has been a consistent message from community members through our Share Strathbogie sessions and continues to be an area where we know further improvement is required.

The Customer Request Analysis Report for February shows a reduction this month in the number of outstanding tasks from 2018 and 2019 from 39 in February to 28 this month.

The number of remaining requests is relatively stable at just over 900, as does the number of outstanding requests which is 497 compared to 499 last month.

***MOVED: COUNCILLOR BINKS
SECONDED: COUNCILLOR MURRAY***

That the report be noted.

110-20/21 ***CARRIED***



10. NOTICES OF MOTION

10.1 Notice of Motion ~ Council Meeting – 20 April 2021 Climate Emergency Declaration - Lodged by Councillors Sally Hayes-Burke and Reg Dickinson (Notice of Motion Ref. No: 01/2021)

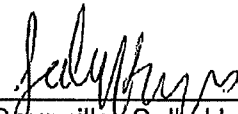
Significant climate change events such as the millennial and current drought, severe frosts, storms, extreme heat, and rainfall events directly impact our community, health and economy. Transformational change is needed across our society and economy to reduce our carbon emissions and resource adaptation to living in an unstable climate.

This Notice of Motion recommends the declaration of a Climate Emergency. By declaring a Climate Emergency, we are acknowledging the significant impact the climate will have on the livability and viability of our shire. We are also positioning ourselves to demonstrate strong leadership to our community and begin mitigating and adapting to the changing climate.

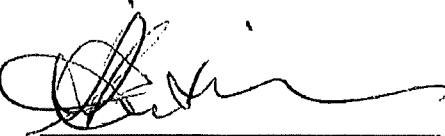
MOTION

That Council:

1. ***Declare a Climate Emergency; and***
2. ***Following community engagement, develop an Emissions Reduction Pledge under the Climate Change Act 2017 and in accordance with the Sustainable Strathbogie 2030 Strategy and Action Plan.***



Councillor Sally Hayes-Burke



Councillor Reg Dickinson

Date :⁹ / ...²... / 2021



- 10.1 Notice of Motion ~ Council Meeting – 20 April 2021
Climate Emergency Declaration
- Lodged by Councillors Sally Hayes-Burke and Reg Dickinson
(Notice of Motion Ref. No: 01/2021) (cont.)

MOVED: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR DICKINSON

1. ***Declare a Climate Emergency; and***
2. ***Following community engagement, develop an Emissions Reduction Pledge under the Climate Change Act 2017 and in accordance with the Sustainable Strathbogie 2030 Strategy and Action Plan.***

AMENDMENT PROPOSED BY COUNCILLOR MURRAY

That the following points 3 to 8 be added to the Motion moved by Councillor Hayes -Burke and seconded by Councillor Dickinson:

3. ***Give priority to the formulation of policy and actions that will provide for both mitigation and adaptation to climate change and to embed such climate change actions and policies across the organisation.***
4. ***Engage with communities across the Shire for the purpose of raising awareness of and providing support for community led actions designed to mitigate greenhouse gas emissions, reduce our carbon footprint and build environmental resilience.***
5. ***Ensure climate change adaptation and mitigation are emphasised as a key priority in the 2021- 2025 council plan.***
6. ***Oversee the development of a climate emergency action plan in partnership with the community in the 2021-2022 budget cycle which emphasises both mitigating and adaptive policies and actions.***
7. ***Set a zero carbon emissions target and some intermediate targets which form part of the development of a climate emergency action plan.***
8. ***Report bi-annually to the community on all emission reduction and climate mitigation projects.***

AMENDMENT ACCEPTED BY COUNCILLORS HAYES-BURKE AND DICKINSON AND SO THE AMENDED MOTION BECAME THE MOTION ON THE TABLE.



- 10.1 Notice of Motion ~ Council Meeting – 20 April 2021
Climate Emergency Declaration
- Lodged by Councillors Sally Hayes-Burke and Reg Dickinson
(Notice of Motion Ref. No: 01/2021) (cont.)

MOVED: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR DICKINSON

1. ***Declare a Climate Emergency; and***
2. ***Following community engagement, develop an Emissions Reduction Pledge under the Climate Change Act 2017 and in accordance with the Sustainable Strathbogie 2030 Strategy and Action Plan.***
3. ***Give priority to the formulation of policy and actions that will provide for both mitigation and adaptation to climate change and to embed such climate change actions and policies across the organisation.***
4. ***Engage with communities across the Shire for the purpose of raising awareness of and providing support for community led actions designed to mitigate greenhouse gas emissions, reduce our carbon footprint and build environmental resilience.***
5. ***Ensure climate change adaptation and mitigation are emphasised as a key priority in the 2021- 2025 council plan.***
6. ***Oversee the development of a climate emergency action plan in partnership with the community in the 2021-2022 budget cycle which emphasises both mitigating and adaptive policies and actions.***
7. ***Set a zero carbon emissions target and some intermediate targets which form part of the development of a climate emergency action plan.***
8. ***Report bi-annually to the community on all emission reduction and climate mitigation projects.***

111-20/21 **CARRIED**

DIVISION CALLED BY COUNCILLOR BINKS

FOR: COUNCILLOR HAYES-BURKE, COUNCILLOR MURRAY, COUNCILLOR LIKOS, COUNCILLOR BINKS, COUNCILLOR DICKINSON, COUNCILLOR HOURIGAN AND COUNCILLOR RAEBURN

AGAINST: NIL



10.2 Officer Report – Financial, legal and policy implications of Notice of Motion - Climate Emergency Declaration

Author: Environment and Waste Coordinator

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

A Notice of Motion has been submitted by Councillors Hayes-Burke and Dickinson, which forms item 10.1 on this Agenda.

Under Chapter 1, Rule 35 of Council's Governance Rules, the Chief Executive Officer must inform Council about the legal and cost implications of the notice of motion. Further, the report needs to outline the policy, financial and resourcing implications of the notice of motion.

The purpose of this report is to fulfill these requirements and enable Councillors to develop an informed view prior to considering the Notice of Motion tabled in this agenda.



11. NOTICES OF RESCISSION

Nil

12. URGENT BUSINESS

Nil

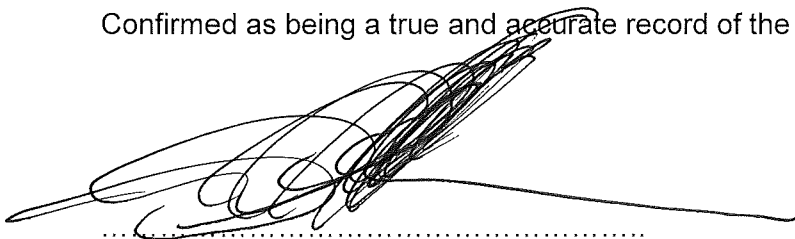
13. CONFIDENTIAL BUSINESS

NEXT MEETING

The next Ordinary Meeting of the Strathbogie Shire Council is scheduled to be held on Tuesday 18 May 2021, at the Euroa Community Conference Centre, commencing at 6.00 p.m.

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 8.26 P.M.

Confirmed as being a true and accurate record of the Meeting



Chair

18/5/21
Date

