



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

28 September 2016

**ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 2 MYACK STREET, BERRIDALE NSW 2628
ON WEDNESDAY 28 SEPTEMBER 2016**

MINUTES

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**MINUTES OF THE ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 2 MYACK STREET, BERRIDALE NSW 2628**

**ON WEDNESDAY, 28 SEPTEMBER 2016
COMMENCING AT 5.30PM**

PRESENT: Administrator Dean Lynch

Staff: Joe Vescio, General Manager
Dennis Trezise, Assistant General Manager
Iliada Bolton, Director Special Projects Officer
Suneil Adhikari, Director Service Delivery
Peter Smith, Director Service Planning
Stephen Molloy, Director Service Support
Linda Nicholson, Deputy Director Service Planning
Erin Donnelly, Secretary Council and Committees

The Administrator opened the meeting at 5.30PM

1. APOLOGIES

Nil

2. CITIZENSHIP CERMONIES

Council received seven (7) citizenship's for Ms Lorna Anne Stevens, Miss Adele Phillips, Mrs Methise Ward, Mrs Christine Kidby, Mr Andrew Kidby, Mr Jonathon Kidby and Reverend Peter Kidby presided by the Administrator.

3. PRESENTATIONS

(Minutes of Deputations from the Public Gallery are a summary only and do not purport to be a complete transcript of the proceedings.)

Nil

4. PUBLIC FORUM

(Minutes of Deputations from the Public Gallery are a summary only and do not purport to be a complete transcript of the proceedings.)

COUNCIL RESOLUTION

140/16

That members of the public be granted permission to address Council.

Approved by Administrator Lynch

4.1 MAREE MCMILLON - DALGETY ROAD CONDITIONS

MS MAREE MCMILLON, PRESIDENT OF DALEGATY-NUMBLA VALE COUNTRY WOMEN'S ASSOCIATION (CWA) PRESENTED TO COUNCIL ON BEHALF THE CWA AND OF RESIDENTS IN DALGETY. MS MCMILLON INFORMED COUNCIL RESIDENTS ARE CONCERNED ABOUT THE CONDITION OF THE ROADS IN DALGETY, AND WOULD LIKE TO KNOW WILL THEY BE FIXED? MS MCMILLON ALSO INFORMED COUNCIL THE COMMUNITY WAS NOT AWARE THE ROADS WERE CROWN ROADS UNTIL ORGANISING THE DALGETY SHOW. MS MCMILLON REQUESTED A RESPONSE IN WRITING, AND THAT IT BE ADDRESSED TO THE DALGETY-NUMBLA VALE CWA.

4.2 HOWARD CHARLES - NIMMITY BELL

MR HOWARD CHARLES, MEMBER OF THE NIMMITABELL LIONS CLUB, GAVE COUNCIL A OVERVIEW OF THE NIMMITY BELL PROJECT. MR CHARLES INFORMED COUNCIL THE LIONS CLUB HAVE HELD TWO (2) LARGE COMMUNITY MEETINGS IN THE TOWN TO DISCUSS THE LOCATION OF THE BELL, AND OVER 100 FAMILIES HAVE MADE DONATION TOTALLING \$60 000. MR CHARLES ADDRESSED SOME OF THE SUBMISSIONS, PRINTED IN THE BUSINESS PAPER, IN PARTICULAR RINGING OF THE BELL. MR CHARLES INFORMED COUNCIL A DECISION HAS NOT BEEN MADE ON HOW OFTEN THE BELL SHOULD BE RUNG AND ASKED THAT A TRIAL PERIOD BE ENDORSED.

4.3 JOHN HARRINGTON - NIMMITY BELL

MR JOHN HARRINGTON, PRESIDENT OF THE NIMMITABELL LIONS CLUB, ADDRESSED COUNCIL IN REGARDS TO THE SUBMISSION PUBLISHED IN THE BUSINESS PAPER. MR HARRINGTON WAS NOT AWARE THERE WAS SUCH AN ISSUE WITH THE BELL, AND CHALLENGED THE SUBMISSIONS PUBLISHED.

4.4 JAMES IRVINE - DA10.2016.552.1 - 117 DRY PLAINS ROAD

MR JAMES IRVINE, RESIDENT OF DRY PLAINS ROAD, ADDRESSED COUNCIL ON DA 10.2016.552.1 – 117 DRY PLAINS ROAD, DAIRYMANS PLAINS. MR IRVINE CHALLENGED WHAT HAD BEEN PUBLISHED IN THE REPORT AND WOULD LIKE THE DA TO BE RECONSIDERED.

5. DELARATIONS OF PECUNIARY INTERESTS/CONFLICT OF INTEREST

5.1 DENNIS TREZISE

Assistant General Manager Dennis Trezise declared an interest in Item 22.2 Snowy River Health Centre – Lease Considerations as he has a conflict of interest in this item due to "Wife and self are patients of the Jindabyne Medical Practice. This interest is only to the extent being users and has not influenced input to this report nor the recommendation.". Mr Trezise left the meeting at 6.17pm and returned at 6.27pm. Mr Trezise did not take part in discussion or voting on this item.

6. ADOPTION OF MINUTES OF PREVIOUS MEETING

6.1 ORDINARY COUNCIL MEETING 31 AUGUST 2016

COUNCIL RESOLUTION

141/16

THAT the minutes of the Ordinary Council Meeting held on 31 August 2016 are confirmed as a true and accurate record of proceedings.

Approved by Administrator Lynch

A number of issues were raised by the Administrator seeking advice on progress with recommendations of the Committee. These issues did not require further resolutions from Council and were addressed by the General Manager.

6.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 31 AUGUST 2016

COUNCIL RESOLUTION

142/16

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 31 August 2016 are confirmed as a true and accurate record of proceedings.

Moved Administrator Lynch

A number of issues were raised by the Administrator seeking advice on progress with recommendations of the Committee. These issues did not require further resolutions from Council and were addressed by the General Manager.

7. ADMINISTRATORS REPORT (IF ANY)

7.1 MEETING REGARDING CROWN ROADS

The GM and I met with Senior Policy advisor to Minister Blair Jaime Piggott and David Clarke Director of Strategy Crown Lands on 9 September 2016, regarding Crown Road issues across the region. I later have been in contact with Commissioner Andrew Bell of Crown Land. Further to this I wish to resolve:

COUNCIL RESOLUTION

143/16

That:

- A. Snowy Monaro Regional Council immediately commence a process with the Commissioner where identified strategic Crown Roads in our region receive authority from Crown Land to have maintenance work carried out by SMRC that does not trigger any ownership transfer to Council;
- B. The streets of Dalgety township be considered a high priority; and
- C. The funds required to undertake these maintenance works come from Crown Lands Reserve.

Approved by Administrator Lynch

Note 1: Suspension of Business Agenda Items

That Items 15.4 DA 10.2016.1006.1 – Installation of the ‘Nimmity Bell’ and 15.5 DA 10.2016.552.1 – 117 Dry Plains Road, Dairymans Plains on the agenda be considered as the next item on business.

7.2 DA 10.2016.1006.1 - INSTALLATION OF THE 'NIMMITY BELL'

Record No:

Responsible Officer: Director Service Planning
Author: Planning Manager
Key Direction: 6. Managing Development and Service Delivery to Retain the Things We Value
Delivery Plan Strategy: DP6.10 Ensure that Council’s policy, land use planning, development assessment enhance liveability.

Operational Plan Action: OP 6.29 Ensure development assessment is undertaken in accordance with adopted Local Environmental Plans, Development Control Plans, Council Policy and State and Federal legislation.

Attachments:

1. North South Elevation (*Under Separate Cover*) ⇨
2. East West Elevation (*Under Separate Cover*) ⇨
3. Site and Landscape Plan (*Under Separate Cover*) ⇨
4. Draft Notice of Determination (*Under Separate Cover*) ⇨
5. Public submissions (redacted) (*Under Separate Cover*) ⇨

Further Operational Plan Actions:

Application Number:	DA 10.2016.1006.1
Applicant:	Nimmitabel Lions Club
Owner:	Snowy Monaro Regional Council
DA Registered:	30 May 2016
Property Description:	Adjacent to 39 Bombala Street, Nimmitabel - Lot 6 Section 42 DP 758776
Property Number:	Clarke Street road reserve, Nimmitabel
Area:	N/A
Zone:	RU5 – Village Zone
Current Use:	Site forms part of Clarke Street road reserve
Proposed Use:	Installation of the Nimmity Bell within the road reserve
Permitted in Zone:	Permitted only with Council consent
Recommendation:	Refusal

EXECUTIVE SUMMARY

The purpose of this report is to provide Council with an assessment of the matters it is required to consider in determining a development application for the installation of the 'Nimmity Bell' in Nimmitabel.

The proposed development involves constructing a plinth and supporting structure to permanently locate the 'Nimmity Bell' on Council's road reserve in Clarke Street, Nimmitabel at the intersection with Bombala Street.

The 'Nimmity Bell' is a cast bronze bell mounted on a cast iron frame manufactured in the USA, measuring 2 metres high by 2 metres wide and weighing approximately 1.8 tonnes. The completed structure is proposed to be 3.3 x 3.8 x 4.5 metres high.

The intersection of Clarke and Bombala Streets is in the heart of the village of Nimmitabel, and surrounding development consists of commercial/retail premises, residential dwellings and the local Police Station. Of particular note is that a number of these buildings are listed as heritage items in the *Cooma-Monaro Local Environmental Plan 2013*. The site is zoned RU5 – Village Zone under the

provisions of *Cooma-Monaro Local Environmental Plan 2013*.

Traversing Council's road reserve at the site are a number of services including two Telstra lines and Council's underground water main service.

The Application complies with the requirements of the *Cooma-Monaro Local Environmental Plan 2013* and the prescriptive provisions of *Development Control Plan 2014 (Amendment 1)*, although concerns are raised in the report as to whether the proposal meets some of the performance requirements of the DCP.

The Application was notified in the local press on 27 July 2016 and 3 August 2016, and 87 letters were mailed out to surrounding property owners. Neighbour notification closed on 10 August 2016. Of the 25 submissions Council received only three were in favour of the proposal as submitted.

Of the other 22 submissions received, the objectors were in support of the Bell being permanently installed but not in the location proposed. Noise, negative impact on heritage values, and adverse impact on traffic were the most common issues raised.

Taking into account potential environmental impacts, the public interest and issues raised in the submissions received it is recommended the Application be refused.

COUNCIL RESOLUTION

144/16

That DA 10.2016.1006.1 being for the installation of the 'Nimmity Bell' within Council's road reserve at the intersection of Clarke Street and Bombala Street at Nimmitabel be REFUSED for the following reasons:

- A. The proposal has the potential to create frequent intrusive noise impacts on surrounding properties and has not sufficiently demonstrated how these potential noise impacts can be mitigated (S.79C(1)(b))
- B. The proposal will detract from the heritage values of the streetscape in its proposed location (S.79C(1)(b))
- C. The proposed site is unsuitable and unsafe for the congregating of a large number of persons likely to gather there for civic and festive events (S.79C(1)(b))
- D. The Council received a number of public submissions against the proposal which, by virtue of the issues raised and the number received, are considered significant (S.79C(1)(d))
- E. The proposed structure will increase the Council's public liability being located within the road reserve which is not in the public interest (S.79C(1)(e))

That Council adopt the attached Draft determination as its determination of the application subject to signature and minor administrative changes (if required) by the Planning Manager – Cooma Branch.

Approved by Administrator Lynch

Note 2: Draft Notice of Determination

Determination DA 10.2016.1006.1 - Installation of the 'Nimmity Bell'

Pursuant to Section 80(1)(a) of the Act

Notice is hereby given of the determination by Snowy Monaro Regional Council of Development Application 2016.1006.1 relating to the land described above.

The Development Application has been REFUSED for the reasons specified below in this Notice.

Authority:	Council (Meeting date 28 September 2016)
Determination Date:	

Integrated Approval Bodies

Pursuant to Section 93 of the Act

The development application proposal was not Integrated Development. INT_01

Reasons for Refusal

Development Application 2016.1006.1 is refused for the following reason/s:

- A. The proposal has the potential to create frequent intrusive noise impacts on surrounding properties and has not sufficiently demonstrated how these potential noise impacts can be mitigated (S.79C(1)(b))
- B. The proposal will detract from the heritage values of the streetscape in its proposed location (S.79C(1)(b))
- C. The proposed site is unsuitable and unsafe for the congregating of a large number of persons likely to gather there for civic and festive events (S.79C(1)(b))
- D. The Council received a number of public submissions against the proposal which, by virtue of the issues raised and the number received, are considered significant (S.79C(1)(d))
- E. The proposed structure will increase the Council's public liability, being located within the road reserve, which is not in the broader public interest (S.79C(1)(e))

Advice to Applicant

The Council encourages the applicant to investigate other possible locations for the Bell at Nimmitabel which may address the above reasons for refusal and lodge a new development application for installation of the Bell at an alternative location.

Notes

- 1) An applicant may request a review of this determination under Section 82A of the Environmental Planning and Assessment Act 1979. A request for a review must be lodged within 6 months of the date of this notification. A review under Section 82A cannot be made for Integrated, Designated or Crown Development.
- 2) Section 97 of the Act confers on an applicant or an objector who is dissatisfied with the determination of Snowy Monaro Regional Council, a right of appeal to the Land and Environment Court exercisable within 6 months after receipt of this notice

7.3 DA 10.2016.552.1 - 117 DRY PLAINS ROAD, DAIRYMANS PLAINS

Record No:

Responsible Officer: Director Service Planning
Author: Planning Manager
Key Direction: 6. Managing Development and Service Delivery to Retain the Things We Value
Delivery Plan Strategy: DP6.10 Ensure that Council's policy, land use planning, development assessment enhance liveability.
Operational Plan Action: OP 6.29 Ensure development assessment is undertaken in accordance with adopted Local Environmental Plans, Development Control Plans, Council Policy and State and Federal legislation.
Attachments: 1. Proposed plans (*Under Separate Cover*) [⇨](#)
2. Draft Determination (*Under Separate Cover*) [⇨](#)
3. Public submission (*Under Separate Cover*) [⇨](#)

Further Operational Plan Actions:

Applicant Number:	10.2016.552.1
Applicant:	Christopher C Mould & Donna M Mould
Owner:	Christopher C Mould & Donna M Mould
DA Registered:	17/02/2016
Property Description:	117 Dry Plains Road DAIRYMANS PLAINS 2630
Property Number:	Lot: 166 DP: 750524 Parcel - 10997
Area:	17.701ha
Zone:	R5 Large Lot Residential
Current Use:	Residential Dwelling
Proposed Use:	Dual Occupancy
Permitted in Zone:	Yes
Recommendation:	Approval subject to recommended conditions

EXECUTIVE SUMMARY

The purpose of this Report is to provide Council with an assessment of the matters it is required to consider in making its determination of the proposed development under the *Environmental Planning and Assessment Act 1979 (the Act)*.

This Application is reported to Council for a decision because it involves non-compliances with *Cooma-Monaro Development Control Plan 2014 (Amendment 1) (DCP 2014)*, which fall outside the authority of staff delegations to determine.

This Report considers an application for a second dwelling on a site which already contains a single

dwelling, to form a dual occupancy. The proposed development involves the erection of a one bedroom dwelling house, dual occupancy development, approximately 45m east of Dry Plains Road and approximately 20m from the Northern boundary. The proposed dual occupancy will be located approximately 300m east of the principal dwelling. The proposed one bedroom dwelling will have a gross floor area of 52.2m² with an attached garage of 26.35m². The proposed dwelling will also include a verandah on the southern elevation with a floor area of 13.08m². The proposed dwelling is to be constructed from a combination of metal clad timber frame and Colorbond roof.

The site is located at 117 Dry Plains Road DAIRYMANS PLAINS 2630. It is zoned R5 Large Lot Residential under the provisions of *Cooma-Monaro Local Environmental Plan 2013*. The proposed development is defined as a dual occupancy and is permissible with consent in the zone.

The major issues associated with this Application concern non-compliances with:

- requirements of 2.3.3 in DCP 2014, which prescribes a 50m minimum setback from all boundaries is required for buildings in R5 zones and;
- requirements of 3.3.2.3.1 in DCP 2014, which prescribes the two dwellings forming the detached dual occupancy are to be located within a 200 metre curtilage of each other.

The proposed development will have a minimum front setback of 45.01 metres. This distance represents a variation, from the DCP 2014 requirements, of approximately 10%. Additionally the proposed development will be located approximately 300 metres from the existing dwelling which represents a variation of approximately 50% to the requirements of clause 3.3.2.3.1 of DCP 2014.

One public submission was received in relation to the proposal. The submission received raised concerns about effluent pollution to watercourses and impacts to visual amenities of the neighbouring property owners. The points raised were addressed in the 79C assessment and involved a design change to the effluent disposal system. Concerns about visual amenity were not considered to be applicable due to the considerable screening afforded by existing vegetation which will remain on the site and the adjoining site due to a restriction on clearing imposed by Crown Lands.

It is recommended that the proposed development be approved subject to appropriate Conditions of Consent shown in full in the draft Consent ATTACHED.

COUNCIL RESOLUTION

145/16

That Council Defer the report pending further information.

Approved by Administrator Lynch

8. DELEGATE'S REPORT (IF ANY)

8.1 SOUTH EAST AUSTRALIAN TRANSPORT STRATEGY INC (SEATS) MEMBERSHIP

Record No:

Author: Acting Executive Assistant to the Administrator

Attachments: 1. Letter to Snowy Monaro Regional Council from SEATS - Request for Membership and Overview of Objectives [⇨](#)
2. 19-20 May 2016 - SEATS Ordinary Meeting Minutes [⇨](#)

3. 19-20 May 2016 - SEATS Executive Meeting Minutes [⇒](#)

EXECUTIVE SUMMARY

Membership in SEATS provides a united and co-operative front with diverse inputs to the main issues of transport infrastructure affecting the wider regional perspective encompassing the transport network of VIC, NSW and ACT.

While SEATS provides excellent transport infrastructure, the ongoing membership of SEATS and its relevance to our shire is questionable. Notable improvements in NSW have been on major highways between capital cities or links to the coast and railways for freight carriers. There have not been many major upgrades in the region for a number of years and there have been little to no benefits for the community.

COUNCIL RESOLUTION

146/16

That Council does not renew its membership with SEATS for the 2016/2017 year.

Approved by Administrator Lynch

9. ADOPTION OF COMMITTEE MINUTES/RECOMMENDATIONS

9.1 MINUTES OF THE ADMINISTRATOR DELEGATIONS MEETING HELD 26 AUGUST 2016

Record No:

Responsible Officer: General Manager

Author: Secretary Council & Committees

Attachments: 1. Minutes - Administrator Delegations Meeting 26 August 2016 [⇒](#)

EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 8 August 2016 in Head Office, 81 Commissioner Street, Cooma.

COUNCIL RESOLUTION

147/16

That Council receive and note the minutes the minutes of the Administrator Delegations meeting, held 26 August 2016 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act*.

Approved by Administrator Lynch

9.2 MINUTES OF THE ADMINISTRATOR DELEGATIONS MEETING HELD 5 SEPTEMBER 2016

Record No:

Responsible Officer: General Manager

Author: Secretary Council & Committees
Attachments: 1. Minutes - Administrator Delegation's Meeting held 5 September 2016 [⇒](#)

EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 29 July 2016 in Head Office, 81 Commissioner Street, Cooma.

COUNCIL RESOLUTION

148/16

That Council receive and note the minutes of the Administrator Delegations meeting, held 5 September 2016 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act.*

Approved by Administrator Lynch

9.3 MINUTES OF THE ADMINISTRATOR DELEGATIONS MEETING HELD 12 SEPTEMBER 2016

Record No:

Responsible Officer: General Manager
Author: Secretary Council & Committees
Attachments: 1. Minutes - Administrator Delegations Meeting held 12 September 2016 [⇒](#)

EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 8 August 2016 in Head Office, 81 Commissioner Street, Cooma.

COUNCIL RESOLUTION

149/16

That Council receive and note the minutes of the Administrator Delegations meeting, held 12 September 2016 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act.*

Approved by Administrator Lynch

9.4 MINUTES OF THE ADMINISTRATOR DELEGATIONS MEETING HELD 20 SEPTEMBER 2016

Record No:

Responsible Officer: General Manager
Author: Secretary Council & Committees
Attachments: 1. Minutes - Administrator Delegations Meeting held 20 September 2016 [⇒](#)

EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 8 August 2016 in Head Office, 81 Commissioner Street, Cooma.

COUNCIL RESOLUTION

150/16

That Council receive and note the minutes the minutes of the Administrator Delegations meeting, held 20 September 2016 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act*.

Approved by Administrator Lynch

9.5 MINUTES OF THE LOCAL REPRESENTATIVE COMMITTEE - BOMBALA - 7 SEPTEMBER 2016

Record No:

Responsible Officer: Director Service Support

Author: Manager Corporate/Governance

Attachments: 1. Minutes of Bombala LRC - 7 September 2016 [⇒](#)

EXECUTIVE SUMMARY

The Local Representative Committee - Bombala met on 5 October 2016 in Bombala. The Committee's recommendations are presented for Council's consideration and adoption.

COUNCIL RESOLUTION

151/16

That the recommendations of the meeting of the Local Representative Committee - Bombala held on 5 October 2016 be adopted.

Approved by Administrator Lynch

Note 3: Urgent Business Not On Agenda

The attention of the Council was drawn to two (2) late reports not listed on the Council agenda and business paper concerning Minutes of the Local Representative Committee – Snowy River held on 14 September 2016 and Minutes of the Local Representative Committee – Cooma held on 13 September 2016, and requested that Council consider the late reports as matters of urgency.

COUNCIL RESOLUTION

152/16

That Council consider the following reports as matters of urgency:

- Minutes of the Local Representative Committee – Snowy River held on 14 September; and
- Minutes of the Local Representative Committee – Cooma held on 13 September 2016

Approved by Administrator Lynch

**9.6 MINUTES OF THE LOCAL REPRESENTATIVE COMMITTEE - SNOWY RIVER HELD ON 14
SEPTEMBER 2016**

Record No:

Responsible Officer: General Manager

Author: Secretary Council & Committees

Attachments: 1. Minutes - Snowy River Local Representative Committee Meeting
held 14 September 2016 [⇒](#)

Executive SUMMARY

The Local Representative Committee - Snowy River met on 14 September 2016 in Council Chambers, Berridale. The minutes are presented for Council's information.

COUNCIL RESOLUTION

153/16

That Council receive and note the minutes of the Local Representative Committee – Snowy River held on 14 September 2016 and the recommendations contained therein be adopted.

Approved by Administrator Lynch

**9.7 MINUTES OF THE LOCAL REPRESENTATIVE COMMITTEE - COOMA HELD ON 13 SEPTEMBER
2016**

Record No:

Responsible Officer: General Manager

Author: Secretary Council & Committees

Attachments: 1. Minutes - Cooma Local representative Committee Meeting held 13
September 2016 [⇒](#)

Executive SUMMARY

The Local Representative Committee - Snowy River Cooma met on 13 September 2016 in the Head Office, Cooma. The minutes are presented for Council's information

COUNCIL RESOLUTION

154/16

That Council receive and note the minutes of the Local Representative Committee – Snowy River held on 13 September 2016 and the recommendations contained therein be adopted.

Approved by Administrator Lynch

**9.8 JOINT SNOWY MONARO LOCAL REPRESENTATIVE COMMITTEE WORKSHOP MINUTES
THURSDAY 18 AUGUST 2016**

Record No:

Responsible Officer: General Manager

Author: Acting Executive Assistant to the Administrator

Attachments: 1. Joint Snowy Monaro Local Representative Committee Workshop
Minutes 18 August 2016 [⇒](#)

EXECUTIVE SUMMARY

The Joint Snowy Monaro Local Representative Committee met on Thursday 18 August 2016 via videoconferencing from their respective offices. The minutes are presented for Council's information.

COUNCIL RESOLUTION

155/16

- A. That the Minutes of the meeting of the Joint Snowy Monaro Local Representative Committee Workshop held on Thursday 18 August 2016 are confirmed as a true and accurate record of proceedings and the recommendations and actions contained therein be adopted; and
- B. That the LRC Secretaries send an email to our community groups advising that LRC members, the Administrator and the General Manager are available to meet with them.

Approved by Administrator Lynch

9.9 BOARD OF CHAMBERS MEETING - 1 SEPTEMBER 2016

Record No:

Responsible Officer: General Manager

Author: Acting Executive Assistant to the Administrator

Attachments: 1. Board of Chambers Meeting Minutes - 1 September 2016 [⇒](#)

EXECUTIVE SUMMARY

The Board of Chambers of Commerce within the Snowy Monaro Region met on 1 September 2016 in the Berridale Council Chambers. The minutes are presented for Council's information.

COUNCIL RESOLUTION

156/16

That the Minutes of the meeting of the Board of Chambers held on 1 September 2016 be received and noted.

Approved by Administrator Lynch

9.10 COUNTRY MAYORS ASSOCIATION OF NEW SOUTH WALES MEETING MINUTES - FRIDAY 12 AUGUST 2016

Record No:

Responsible Officer: General Manager

Author: Acting Executive Assistant to the Administrator

Attachments: 1. Country Mayors Association of NSW Meeting Minutes 12 August 2016 [⇒](#)

2. Country Mayors Association NSW - Presentation Given by Mike Tom [⇒](#)

3. Letter from Country Mayors Association of NSW Confirming Snowy Monaro Regional Council's Membership [⇒](#)

EXECUTIVE SUMMARY

The Country Mayors Association of New South Wales met on Friday 12 August 2016 in the Jubilee Room, Parliament House, Sydney. The minutes are presented for Council's information.

COUNCIL RESOLUTION

157/16

That the Minutes of the meeting of the Country Mayors Association of New South Wales held on 12 August 2016 are confirmed as a true and accurate record of proceedings and the recommendations therein be adopted.

Approved by Administrator Lynch

10. CORPORATE BUSINESS - KEY DIRECTION 1. SUSTAINING OUR ENVIRONMENT FOR LIFE

10.1 TO PROVIDE APPROPRIATE DELEGATIONS FOR A NEWLY APPOINTED STAFF MEMBER.

Record No:

Responsible Officer: Director Service Planning

Author: Noxious Weeds Officer

Key Direction: 1. Sustaining Our Environment for Life

Delivery Plan Strategy: DP1.5 Continue to control and promote the eradication of Noxious Weeds and invasive species on Rural and Urbane Lands within the Snowy River Shire through education, inspections and enforcement.

Operational Plan Action: OP1.14 Provide a Vegetation Management Program/Unit that achieves Regional Weed Strategies and statutory requirements.

Attachments: Nil

Cost Centre N/A

Project N/A

Further Operational Plan Actions: N/A

EXECUTIVE SUMMARY

Mr Geoffrey Drew has accepted the position of Weed Management Officer with the Cooma Branch of Snowy Monaro Regional Council and commenced duties on 18 July 2016. Mr Drew will require the following delegations to enable him to carry out his duties. Note that some delegations are provided by the General Manager. The format of Mr Drew's delegations is in line with those of the former Cooma-Monaro Shire Council and will be reviewed as all delegations of the new Council are brought into a standardised format.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

158/16

That Council authorise the delegations detailed in the report for Mr Geoffrey Drew.
Approved by Administrator Lynch

10.2 ASSET MANAGEMENT POLICY

Record No:

Responsible Officer: Director Service Delivery
Author: Deputy Director Service Delivery
Key Direction: 1. Sustaining Our Environment for Life
Delivery Plan Strategy: DP1.6 Ensure Council services, facilities and land holdings achieve best practice for sustainability.
Operational Plan Action: OP1.22 Ensure Council has a safe reliable, sustainable and cost effective assets through the effective management of Facilities, Infrastructure, Plant, Motor Vehicle and Equipment Assets.
Attachments: 1. Asset Management Policy [⇒](#)
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

Asset management practices impact directly on the core business of Council and appropriate asset management is required to achieve our strategic service delivery objectives. This Asset Management Policy provide the objectives and principals to achieve this.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

159/16

That Council adopt the Asset Management Policy.

Approved by Administrator Lynch

11. CORPORATE BUSINESS - KEY DIRECTION 2. EXPANDING CONNECTIONS WITHIN THE REGION AND BEYOND

Nil

12. CORPORATE BUSINESS - KEY DIRECTION 3. STRENGTHENING OUR LOCAL ECONOMY

Nil

13. CORPORATE BUSINESS - KEY DIRECTION 4. CREATING SAFER, HEALTHIER AND THRIVING COMMUNITY

13.1 MICHELAGO REGION COMMUNITY ASSOCIATION LOAN

Record No:

Responsible Officer:	Director Service Delivery
Author:	Deputy Director Service Delivery
Key Direction:	4. Creating a Safer, Healthier and Thriving Community
Delivery Plan Strategy:	DP4.5 Support the availability of volunteering opportunities and build capacity.
Operational Plan Action:	OP4.20 Promote volunteering as a valued vocation that builds social capital. Executive Team at its meeting on 31 August 2016 resolved that the matter be referred to the Ordinary Council Meeting to be held on 28 September 2016.
Attachments:	1. MRCA Draft Business Plan ⇒
Cost Centre	
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

The Michelago Region Community Association (MRCA) undertook a project for the construction of a tennis clubhouse and courts. In order to maximise the income for the project it was agreed that Council would purchase materials on behalf of the MRCA, and the MRCA would be invoiced for payment of these materials.

As a result of poor financial management on behalf of the MRCA it was identified that a significant debt remained unpaid to Council.

The MRCA President and Treasure met with Council to discuss payment options for this debt.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

160/16

- A. That Council allocate the remaining \$7,216.43 of committed funds to MCRA to part pay the outstanding invoice, reducing amount to \$35,868.56;
- B. That Council encourage MRCA to allocate the DSS Community Grant \$4,196.00 for the installation of the Playground. Noting additional funding will be required before project can be started;
- C. That MCRA make payment in full to Combine Rural Services for the installation of the fencing of \$5,470 and MetalMart \$310 immediately;
- D. That Council require an upfront payment from MRCA of \$21 798.00 being part of the outstanding amount of \$35 868.56, and that this payment be made immediately;
- E. The outstanding amount of \$14 070.56 be donated by Council
- G. That MRCA get confirmation in writing that the grant received for \$16,500 from Sport Facility Program can be finalise with the change in scope of works;
- H. MRCA to present books to Council on a bi-monthly basis for review to ensure good financial management has been established;
- I. That Council review policies and procedures related to support of Community Associations, and ensure clear guidelines are established for funding agreements, whereby any projects involving construction of buildings, facilities or infrastructure must meet Council standards and be project managed by Council staff;
- J. That the funds for Council \$14 070.56 donated to MRCA be allocated from savings achieved through withdrawing membership from the Local Government NSW association. The balance of these funds from the membership withdrawal are to be allocated to Snowy Monaro Regional Council Tourism/Events budget; and
- K. That MRCA enter into an MOU with SMRC such that they manage and maintain the tennis court and facilities at no cost to council for a period of five years.

Approved by Administrator Lynch

Note 4: Amendment to Original Motion

The above recommendation was an amendment to the original motion.

The original motion was:

- A. That Council allocate the remaining \$7,216.43 of committed funds to MCRA to part pay the outstanding invoice, reducing amount to \$35,868.56.*
- B. That Council encourage MRCA to allocate the DSS Community Grant \$4,196.00 for the installation of the Playground. Noting additional funding will be required before project can be started.*
- C. That MCRA make payment in full to Combine Rural Services for the installation of the fencing of \$5,470 and MetalMart \$310 immediately.*
- D. That Council request an upfront payment from MRCA of \$22,798.00 be made immediately.*

- E. That the remaining \$13,070.56 be paid to Council over a period of 3.5 years. Payment to be made monthly in the amount of \$300 (annually \$3,600).
- F. The MRCA review the fees and charges for tennis court and club house use to ensure income covers annual maintenance costs.
- G. That MRCA get confirmation in writing that the grant received for \$16,500 from Sport Facility Program can be finalise with the change in scope of works.
- H. MRCA to present books to Council on a bi-monthly basis for review to ensure good financial management has been established.
- I. That MRCA note they will be ineligible for any Council funding until the debt is paid in full.
- J. That Council review policies and procedures related to support of Community Associations, and ensure clear guidelines are established for funding agreements.

13.2 REQUEST FOR DONATION FOR 25TH ANNUAL BOMBALA BIKE SHOW

Record No:

Responsible Officer:	Director Service Planning
Author:	Economic Development & Tourism Manager
Key Direction:	4. Creating a Safer, Healthier and Thriving Community
Delivery Plan Strategy:	DP4.2 Support activities, events and celebrations that promote cultural diversity and inclusiveness.
Operational Plan Action:	OP4.10 Promote and provide operational assistance to enhance and encourage events and tourism.
Attachments:	1. Letter of Request from Bombala Bike Show President ⇒
Cost Centre	3050-350-622 – General Donations
Project	25 th Annual Bombala Bike Show
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Council has received a request from the President of the Bombala Bike Show for financial assistance to run the 25th Annual Bombala Bike Show.

This event is one of the major events in Bombala’s event calendar and attracts around 2,000 motor cycle enthusiasts to the region.

The following officer’s recommendation is submitted for Council’s consideration.

COUNCIL RESOLUTION

161/16

That Council provide additional funding assistance of \$1,000 to the event organisers of the 25th Annual Bombala Bike Show.

Approved by Administrator Lynch

14. CORPORATE BUSINESS - KEY DIRECTION 5. ENHANCING OUR HEALTHY, ACTIVE LIFESTYLE

Nil

15. CORPORATE BUSINESS - KEY DIRECTION 6. MANAGING DEVELOPMENT AND SERVICE DELIVERY TO RETAIN THE THINGS WE VALUE

15.1 DA 10.2014.353.2 - 40 LOT SUBDIVISION AT BURRA ROAD, BURRA - REQUEST TO DEFER PAYMENT OF SECTION 94 CONTRIBUTIONS

Record No:

Responsible Officer:	Director Service Planning
Author:	Planning Manager
Key Direction:	6. Managing Development and Service Delivery to Retain the Things We Value
Delivery Plan Strategy:	DP6.10 Ensure that Council's policy, land use planning, development assessment enhance liveability.
Operational Plan Action:	OP6.30 Ensure that the local planning framework enhances amenity, safety and sustainability of community neighbourhoods.
Attachments:	1. Development consent ⇨ 2. Approved subdivision plans ⇨
Cost Centre	WO 200.2.180
Project	Section 94 works for a 40 lot subdivision at Burra Road, Burra (Robfam subdivision)
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

This report considers a request by the applicant of a 40 lot subdivision at Burra Road, Burra to defer payment of the required Section 94 Contributions for the subdivision in accordance with the provisions of Yarrawlumba Section 94 Contributions Plan (Provision of Access Roads). The contributions are intended to be used to upgrade Burra Road in the vicinity of the development, in particular a bridge over Burra Creek, which is in a deteriorating condition and will bear the bulk of new traffic movements generated by the subdivision once complete.

Deferment of the payment of Section 94 Contributions for the subdivision will mean Council would need to bear the full upfront cost of the bridge upgrading works if works were to commence as soon as possible, although it will recoup these costs once lots are sold or within 3 years at the latest. Alternatively, if the contributions are not received, the Council could defer construction works on the bridge until it receives payment of the contributions. Council's Engineering section have advised that current traffic demand and the existing state of the bridge necessitate upgrading works occurring sooner rather than later. As such the preferred option is that payment of Section 94 contributions be

received up front.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

162/16

That Council reject the applicant's request to defer payment of Section 94 Contributions in accordance with Yarrowlumla Section 94 Contributions Plan.

Approved by Administrator Lynch

Note 5: Conditions of Consent

Conditions DA 10.2014.353.2 - 40 lot subdivision at Burra Road

General

1) The development being carried out substantially in accordance with the approved documents/plans listed in the Schedule below and development application except where amended by the conditions of this Consent as set out in the following conditions or by any subsequently approved Section 96 modification.

Document/Plan Schedule

Ref	Description	PreRared/Drawn by	Received
	Statement of Environmental Effects	Peter W. Burns	29/08/2014
PN 12061	Overall stages 3-6 plans (except building envelope on Lot 306)	PHL Surveyors	29/08/2014
PN 12061	Overall subdivision and Stage 1-2 plan	PHL Surveyors	18/11/2014
PN 12061	Staging Layout Plans (Stages 1 to 6 inclusive)	PHL Surveyors	29/08/2014
PN 12061	Plan showing amended building envelope	PHL Surveyors	26/03/2015
	location for Lot 306 (onl_tl		

Reason: Requirement that the development is completed in accordance with Council's consent.

2) The construction of the public roads forming part of the development is to be completed for each stage in accordance with the following:

- Stage 1 - Surra Road intersection and Road 1 to the end of Stage 1
- Stage 2 - Road 1 to the end of Stage 2
- Stage 3 - Road 2 to the end of Stage 3 plus Road 5 reserve created
- Stage 4 - Road 2 full length
- Stage 5 - Complete Road 1, Road 3, Road 4, Road 6
- Stage 6 - All roads complete

The roads are to be dedicated as public road on the plans for the Subdivision Certificate for each stage.

Reason: To ensure that road infrastructure is completed at the end of each stage.

3) All lots within the subdivision must have a minimum area of 2 hectares.

Reason: To comply with Cooma-Monaro Local Environmental Plan 2013 .

4) A restriction to user under Section 888 of the Conveyancing Act 1919 is to be created to apply to each lot within the subdivision (other than Lot 501). The restriction to user is to prevent the construction of any building, including rainwater tanks, outside of the building envelope identified on each lot. The building envelopes on the plan for registration must be located as shown on the approved plans for the subdivision, except where modified by a condition of this consent. Council is to be empowered as the only authority able to release, vary or modify the restriction to user.

Reason: To limit building within the site to those areas identified and assessed as part of this development consent.

5) A restriction to user under Section 888 of the Conveyancing Act 1919 is to be created to apply to each lot within the subdivision (other than Lot 501). The restriction to user is to require a minimum 45000 litre rainwater tank for a one or two bedroom dwelling house and a 90000 litre rainwater tank for all other dwellings be installed prior to issue of any Occupation Certificate (including any Interim Occupation Certificate) for a dwelling house on the lot. Council is to be empowered as the only authority able to release, vary or modify the restriction to user.

Reason: To comply with the requirements of Development Control Plan 2014 and to minimise impacts on surface and groundwater from the development by ensuring dwellings have a sustainable water supply.

6) A restriction to user under Section 888 of the Conveyancing Act 1919 is to be created to apply to each lot upon which a significant remnant tree(s) has been identified and mapped as per condition 39. The Restriction to User is to prevent the removal of or any damage to the tree(s) without the written permission of the Council. Council is to be empowered as the only authority able to release, vary or modify the restriction to user.

Reason: To protect and preserve significant remnant trees identified on the site associated with high habitat value and/or a critically endangered ecological community.

7) A restriction to user under Section 888 of the Conveyancing Act 1919 is to be created to apply to each lot (other than Lot 101) upon which an aboriginal site has been identified. Aboriginal sites are those identified as 8C1-8C15 and PADs 1-3 in the report prepared by Archaeological Heritage Surveys (Patricia Saunders) dated May 2014 and received by Council on 29 August 2014 titled 'Mount Burra Estate - 1758 Burra Road, Burra - Archaeological Assessment Summary'. The terms of the restriction to user must identify which sites are located on which lots and prevent any disturbance of the site unless an Aboriginal Heritage Impact Permit (AHIP) is first obtained (available from NSW Office of Environment and Heritage). Council is to be empowered as the only authority able to release, vary or modify the restriction to user.

Reason: To protect and preserve significant aboriginal sites and objects identified on the site.

8) A restriction to user under Section 888 of the Conveyancing Act 1919 is to be created to apply to Lot 101 in the approved plans. The restriction to user is to prevent any disturbance to the soil in the area between Cassidy's Creek and Burra Creek unless an Aboriginal Heritage Impact Permit (AHIP) is first obtained (available from NSW Office of Environment and Heritage). Council is to be empowered as the only authority able to release, vary or modify the restriction to user.

Reason: To protect and preserve significant aboriginal sites and objects identified on the site.

9) A 'Restriction to User' is to be created under Section 888 of the Conveyancing Act 1919 to burden each lot (other than Lot 501). The Restriction to User is to ensure that all waste water on-site sewage

management facilities are capable of treating effluent to a standard of secondary treatment. Council is to be empowered as the only authority able to release, vary or modify the restriction to user.

Reason: To ensure all wastewater is treated to a standard of secondary treatment.

Prescribed Conditions

The following conditions are prescribed by the Environmental Planning and Assessment Act and Regulations:

- 10) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- (a) Showing the name, address and telephone number of the principal certifying authority for the work; and
 - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - (c) stating that unauthorised entry to the work site is prohibited.

Reason: Prescribed condition of the Environmental Planning and Assessment Act and Regulations.

- 11) Any such sign (required by condition 10) is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when work has been completed.

Reason: Prescribed condition of the Environmental Planning and Assessment Act and Regulations.

Design Changes

- 12) The building envelope for Lot 101 on the approved plans must maintain a buffer of at least 40 metres from Cassidy's Creek and a buffer of at least 25 metres from 8urra Road.

Note: The building envelope may be reduced in size to accommodate this change if required but must not be increased above its present size of 3670m² .

Reason: To ensure that an adequate buffer is retained to Cassidy's Creek.

- 13) Deleted.

- 14) The rear setback of the building envelope on Lot 103 is to be increased to 25 metres. This may be achieved by moving the entire envelope the required distance to comply or by reducing the size of the building envelope to comply.

Reason: To ensure the setback of this building envelope complies with the minimum setback requirements of Development Control Plan 2014.

- 15) No building envelopes within the subdivision are to exceed a maximum area of 4000m². Building envelopes which exceed this maximum area on the approved plans are to be reduced in size to comply.

Note: Lots 102, 104, 105, 201, 202, 301, 403, 405, 406, 503, 504, 505, 507-511 on the approved plans will need to reduce the size of their building envelopes.

Reason: To comply with the requirements of clause 4.1.11 of Development Control Plan 2014.

- 16) The battle-axe access handles to Lots 105 and 504 are to be reduced in length to 100 metres.

Reason: To comply with the requirements of clause 4.1.3 of Development Control Plan 2014.

17) The battle-axe access handle to Lot 106 is to be eliminated by adjusting the boundary with Lot 204 such that all of the watercourse (which on the approved plans runs within lot 204 parallel to the battle-axe handle for lot 106) will be located within Lot 106.

Reason: To comply with the requirements of clause 4.1.3 of Development Control Plan 2014.

18) The battle-axe access handle to Lots 405, 508, 509 and 604 is to be eliminated by adjusting the boundary to introduce a splayed boundary within this area.

Note: This means the street frontage for these lots can remain the same, but the access handle must be amended to have its fixed width removed and instead have a width which increases with distance from the road.

Reason: To comply with the requirements of clause 4.1.3 of Development Control Plan 2014.

19) The battle-axe access handle to lot 506 is to be eliminated by widening the access handle to a minimum 30 metre width for its entire length.

Reason: To comply with the requirements of clause 4.1.3 of Development Control Plan 2014.

Required Works

20) Works on public roads shall be carried out in accordance with the Roads & Maritime Services document 'Traffic Control at Work Sites' - RTA 2003.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014.

21) Road construction within the subdivision and the connection of the entry road to Burra Road is subject to the road standards as set out in Cooma Monaro Shire Council DCP2014 Appendix 5. Design and construction shall be in accordance with Council's Specification for Engineering Works, except that the reference for geometric design shall be Austroads Guide to Road Design in place of the design references included in the Specification for Engineering Works. The roads standards specified in DCP 2014 Appendix 5 shall be adjusted as indicated below.

The road types shall be:

Road 1 - equivalent to Yarrawlumba Council specification Type 4{b) (60kph design speed, 90m horizontal radius, 6m sealed pavement, 7.5m carriageway, 25m road reserve)

Road 2 - DCP 2014 Category 3 with adjustment to pavement width (60kph design speed, 90m horizontal radius, 6m sealed pavement, 7m carriageway, 20m road reserve)

Road 3 - DCP 2014 Category 3 (60kph design speed, 90m horizontal radius, 3.7m sealed pavement, 6m carriageway, 20m road reserve)

Road 4 - DCP 2014 Category 3 (60kph design speed, 90m horizontal radius, 3.7m sealed pavement, 6m carriageway, 20m road reserve)

Road 5 - DCP 2014 Category 3 unformed (20m road reserve) Road 6 - DCP 2014 Category 3

All roads shall be bitumen sealed.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014 and Specification for Engineering Works.

22) The applicant shall nominate, in writing to Council, the preferred name/s for the proposed new public road/s for approval by Council. Road name signs bearing the approved names shall be erected in accordance with the requirements of Council's Development Control Plan 2014.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014.

23) Each road intersection shall be designed and constructed as a BAL/BAR junction providing Safe Intersection Sight Distance in accordance with Austroads Standard, 'Guide to Road Design Part 4A 2009.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014 and Specification for Engineering Works.

24) The intersection of proposed Road 1 with Burra Road shall be designed and constructed as a BAL/BAR junction in accordance with Austroads Guide to Road Design Part 4A 2009. The intersection shall be located to provide Safe Intersection Sight Distance of 160 metres. Burra Road shall be constructed and bitumen sealed for a distance of 100 metres in each direction from the intersection to the standard of a Category 5 Road (RU1 Zone DCP 2014). Any adjustments to the road reserve location, including openings and closings to ensure that the constructed road is contained within the legal road reserve, shall be carried out by the developer at the developer's expense.

Reason: To provide safe and legal road access to the subdivision in accordance with DCP standards.

25) Vehicular entrances to each lot shall be constructed and located so as to achieve Safe Intersection Sight Distances or better, as defined in the Austroads Guide to Road Design for the design speed of the road at the location. Each entrance driveway is to comply with Council Drawing B238.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014 and Specification for Engineering Works.

26) Stormwater drainage to ensure the proper drainage of all roads and drainage lines shall be constructed in accordance with the requirements of Council's Specification for Engineering Works.

Construction standards are to be as follows:

- a) Culverts shall be reinforced concrete of not less than 450 mm diameter and such greater diameter as determined by design
- b) Culverts shall extend the full width of the road formation and shall be provided with reinforced concrete or mortared rock headwalls.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014 and Specification for Engineering Works.

Conditions to be met prior to release of Construction Certificate

27) An application for a Construction Certificate is to be submitted for approval for works on private property required by this consent.

Details to be submitted are as follows:

Road Works

Engineering designs, plans and specifications for the construction/upgrading of the proposed/existing public road/s, prepared in accordance with the requirements of Council's Specification for Engineering Works

Road pavement investigations, testing and design for public roads to be bitumen sealed shall be undertaken in accordance with the requirements of Council's Specification for Engineering Works

A copy of test results of proposed road pavement materials by an approved laboratory, for compliance with the requirements of Council's Specification for Engineering Works

Sample of the tested material

Drainage

Hydrological and hydraulic design calculations shall be provided for all watercourse crossings.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014 and Specification for Engineering Works.

28) The applicant shall, prior to issue of a Construction Certificate, obtain a Section 138 (Roads Act 1993) consent from Council for the following works:

- a) Works on Burra Road

The applicant shall make application to Council for approval under Section 138 of the Roads Act 1993 using the Application for Works within a Road Reserve form. All works shall be in accordance with Cooma-Monaro Shire Council Development Control Plan 2014, Specification for Engineering Works and Conditions of this Consent.

All works shall be carried out in accordance with the Section 138 Approval.

Reason: In accordance with Roads Act 1993.

29) Signs and markings shall be provided on the public road carriageway in accordance with the requirements of RMS Signs and Markings and Delineation Guides.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014 and Specification for Engineering Works.

30) The applicant shall pay the current fee for issue of a rural address number/s. The fee (\$70 per lot for 2014-15 financial year) shall be paid prior to issue of the Construction Certificate.

Reason: To allow identification of rural properties.

31) A soil and water management plan is to be prepared in accordance with Council's Specification for Engineering Works and submitted to the Principal Certifying Authority prior to release of the Construction Certificate.

Reason: To ensure erosion and sediment movement is retained within the site and does not impact on adjoining property or public areas.

32) Road pavement investigations, testing and design for public roads to be bitumen sealed shall be undertaken in accordance with the requirements of Council's Specification for Engineering Works . Details and results shall be submitted for approval prior to the issue of a Construction Certificate. Reason: To provide public road access in accordance with design standards for transfer to Council ownership

33) The developer shall provide for the supply of electricity and telephone services . Compliance with the requirements of the relevant authorities is to be achieved and shown on the Construction Certificate plans. Such facilities are to be placed within the road reserve.

Reason: To provide adequate services to all lots at acceptable standards.

34) Prior to the release of the Construction Certificate for each stage where the proposed works involve:

- (a) the construction of a watercourse crossing; and/or
- (b) works within 40 metres of the bank of a watercourse,

The applicant must obtain a controlled activity approval under the Water Management Act 2000 (available from the NSW Office of Water) and, if required, the necessary permit under the Fisheries Management Act 1994 (available from Fisheries NSW). Evidence these approvals have been obtained must be provided to the Council. If no approval is required verification of this from the relevant office/department must be submitted.

Note: NSW Office of Water contact - Tim Smith - tim.smith@water.nsw.gov.au Fisheries NSW contact - Allan Lugg - Allan.Lugg@dpi.nsw.gov.au

Reason: Requirement of the Water Management Act 2000 and Fisheries Management Act 1994.

35) Prior to release of the Construction Certificate for Stage 1, evidence must be provided to Council that the applicant has consulted with Jemena Pty Ltd regarding the proposed construction works and that any requirements of Jemena regarding protection of the integrity of the eastern gas pipeline infrastructure and easement have been addressed to the satisfaction of Jemena Pty Ltd.

Note: Jemena Pty Ltd can be contacted on 0402 060 389 (Mr James Malden).

Reason: To ensure that the integrity of the Eastern Gas Pipeline is not impacted by proposed construction works.

36) Prior to the release of the Construction Certificate for stage 1, a flora survey is to be conducted within and alongside all proposed road reserves within the entire subdivision (ie all 6 stages) specifically targeting the Silky Swainson-pea (Swainsona sericea) . Any plants located are to be mapped. The results of the survey, including any maps, are to be provided to Council. Plants located within areas to be disturbed in any way by construction works are to be fenced off prior to work commencing to prevent harm. Works are to be designed to avoid disturbance of identified plants on the site.

Reason: To protect the threatened species from impacts of the development.

37) The access point to any lot must be located a minimum of 20 metres from any identified areas of Silky Swainson-pea (Swainsona sericea) mapped along the road reserves.

Reason: To protect the threatened species from impacts of the development.

38) The access points to Lots 101, 102 and 104 are to be shown on the plans for the Construction Certificate and are to be located such that the Eastern Gas Pipeline easement will not need to be crossed by any internal access track between the access point and the building envelope on the lot.

Reason: To minimise the need for works within the Eastern Gas Pipeline easement.

39) Prior to release of the Construction Certificate for stage 1, a survey is to be undertaken of all lots in the entire subdivision with frontage to Road 1 on the approved plans to identify any remnant specimen trees representative of the White-Box-Yellow Box-Blakely's Red Gum Grassy Woodland Endangered Ecological Community (as defined in the Environment Protection and Biodiversity Conservation Act 1999) which are over 5 metres in height. Remnant hollow bearing trees are also to be identified. All identified trees are to have their location mapped and a copy of the map is to be submitted to Council.

Reason: To protect and preserve remnant woodland trees on the site.

Conditions to be met during Construction

40) The requirements of the approved Soil and Water Management Plan are to be implemented on site at all times during construction works and following the completion of works till such time as areas have been revegetated or stabilised such that sediment will not leave the property.

Reason: To ensure erosion and sediment movement is retained within the site and does not impact on adjoining property or public areas.

41) During construction the applicant must ensure that all construction contractors and their employees are made aware of the locations of aboriginal sites BC1-BC15 and PADs 1-3 and of the need to avoid direct and indirect impacts on the sites and PADs during construction activity, including bulk earthworks, stockpiling of materials and parking of construction equipment. Temporary security fencing is to be installed around any sites at risk of inadvertent disturbance.

Note: Aboriginal sites are those identified as BC1-BC15 and PADs 1-3 in the report prepared by Archaeological Heritage Surveys (Patricia Saunders) dated May 2014 and received by Council on 29 August 2014 titled 'Mount Burra Estate - 1758 Burra Road, Burra - Archaeological Assessment Summary'.

Reason: To protect and preserve significant aboriginal sites and objects identified on the site.

42) If disturbance of an aboriginal site cannot be avoided, an Aboriginal Heritage Impact Permit must be obtained (available from the NSW Office of Environment and Heritage) prior to any disturbance taking place.

Note: Aboriginal sites are those identified as BC1-BC15 and PADs 1-3 in the report prepared by Archaeological Heritage Surveys (Patricia Saunders) dated May 2014 and received by Council on 29 August 2014 titled 'Mount Burra Estate - 1758 Burra Road, Burra - Archaeological Assessment Summary'.

Reason: To protect and preserve significant aboriginal sites and objects identified on the site.

43) If, during construction, any object suspected to be of aboriginal origin (but not previously known or identified) is inadvertently uncovered or unearthed, work at that location must cease immediately and advice on appropriate action be obtained from the Conservation and Regulation Division - South, Office of Environment and Heritage (OEH), NSW Department of Premier and Cabinet, PO Box 733, Queanbeyan, NSW 2620. If human remains are found, work must cease, the site must be secured and the NSW Police (Queanbeyan Station 6298-0555), NSW OEH (9995-5000) and Council (6455- 1912) must be notified immediately.

Reason: To protect and preserve significant aboriginal sites and objects identified on the site.

Conditions to be met prior to release of Subdivision Certificate

44) All Conditions identified as 'Required Works' in this consent (conditions 20-26) must be completed prior to issue of the Subdivision Certificate.

Reason: To ensure all required works are completed.

45) For works which are to revert to Council's ownership and control, cash or other acceptable form of security, of not less than 10% of the cost of works undertaken in association with the consent, shall be lodged with Council for a period of 6 months to cover:

- maintenance or rectification works during this period

- bitumen sealed sections of the access road
- erosion and sediment control measures including revegetation of the site.

The six month period commences from the date of issue of the Subdivision Certificate. Any repairs required during or at the conclusion of the six month period will be funded from the bond.

After this six month period, arrangement is to be made with Council's Engineer for inspection of the works. Council will refund any remaining amount of the bond following inspection.

Reason: In accordance with Cooma-Monaro Shire Council Development Control Plan 2014 .

46) An area of land 10 metres x 10 metres splay corner of each lot shall be dedicated as road reserve at each road intersection.

Reason: To provide adequate sight lines and verge width at intersections .

47) A rural address number sign for each lot shall be installed by the applicant, with numerals at least 75 mm in height. The sign shall comply with Australian/New Zealand Standard AS/NZS 4724.2 - Geographic information - Rural addressing (details are available from Council).

Reason: To allow identification of rural properties.

48) Works-as-Executed drawings for all constructed assets which are to revert to Council ownership or control are to be provided to Council in PDF format.

Each asset class drawing (ie, water, wastewater, roads, stormwater, parks, buildings) is to be presented on a separate pdf file. The drawings are to include the following details:

Roads

Certification from a registered surveyor that all pipes/utilities/constructed roads are wholly contained within the respective easements or reserves/road reserves.

Road construction details.

Reason: To satisfy the requirements in Council's Asset Valuation Policy to document its asset register.

49) The applicant shall be responsible for the re-alignment of Burra Road adjacent to the subdivision entrance so as to provide practical and legal access to the subdivision from and to Burra and Michelago.

Reason: To provide concurrent practical and legal access to the subdivision

50) In respect of any internal public roads and Crown reserve roads the applicant shall be responsible for the closure and purchase of such roads at no cost to Cooma-Monaro Shire Council. It is the responsibility of the applicant to negotiate this position with the relevant roads authority.

Reason: To enable the closure of unnecessary roads to achieve the subdivision of the land as proposed.

51) Road 5 shall be dedicated as a public road 20 metres wide, and the applicant shall provide heavy bollards or large boulders and a lockable gate across the link at each end to prevent unauthorised vehicle access . Vehicular traffic shall not be permitted to use this access, other than possibly emergency vehicles.

Reason: To provide a secondary non-vehicular and emergency access for the subdivision

52) The road reserves containing the constructed roads shall be dedicated to Council as public roads.

Reason: To provide public road access to all lots.

53) Coincident legal and practical access from Burra Road to Lot 58 DP 754889 shall be provided at all times both during construction and at the completion of each stage.

Reason: To provide continuous practical and legal access to adjoining land.

54) All conditions identified as 'Design Changes' (conditions 12-19) are to be shown on the plans for the Subdivision Certificate for each respective stage.

Reason: To ensure the changes are verified.

55) Prior to release of the Subdivision Certificate for each stage, the applicant is to provide Council with a plan of the site showing the approximate location of all existing utility services (ie electricity, telephone, gas, water, sewer, stormwater) if any, on the site. If there are no services on the site, a statement is to be provided in this regard.

Reason: To verify the location of these services and any easements subsequently required to be shown on the linen plans.

56) Prior to release of the Subdivision Certificate for each stage, a copy of a 'Provisioning Confirmation' letter from a telephone service provider is to be provided to Council.

Note: The Provisioning Confirmation must specifically identify the approved development (preferably by the DA number on the consent) and not simply identify the site. Telstra can be contacted to request the 'Provisioning Confirmation' on 1800 226 543.

Reason: To confirm that a telephone service is available for connection to future development on the approved lots.

57) Prior to release of the Subdivision Certificate for each stage, a copy of a 'Notice of Arrangement for Electricity Supply to a new Subdivision' from an electricity service provider is to be provided for the approved development.

Note: The Notice must indicate that satisfactory arrangements have been made to supply electricity to the approved lots. It must also specifically identify the approved development (preferably by the DA number on the consent) and not simply identify the site. Essential Energy can be contacted on 6214-9772 to request the 'Notice of Arrangement for Electricity Supply to a new Subdivision'.

Reason: To confirm that an electricity supply is available for connection to future development on the approved lots.

58) For each respective stage of the development, an 888 Instrument is to be prepared for all proposed easements (eg for gas, electricity, access, etc) on any lot within the subdivision which benefits another lot, and also for any restrictions to user to be created on any lot. Council is to be empowered as the only authority able to vary or extinguish any restriction to user it required and any easements which burden or benefit it and a space must be provided on such 888 Instruments for Council's General Manager to sign.

Reason: To ensure legal access for all lots to appropriate utility services.

59) Prior to the release of the Subdivision Certificate for each stage, written verification is to be provided to Council as to the approximate amount (in cubic metres or tonnes) of any fill imported to the site during construction of that stage. Where fill has been imported, evidence sufficient to establish that the fill used on site was 'virgin excavated natural material' is to be provided to Council.

Note: 'Virgin excavated natural material' is defined in Schedule 1 of the Protection of the Environment Operations Act 1997 as the following:

virgin excavated natural material means natural material (such as clay, gravel, sand, soil or rock fines):

- (a) that has been excavated or quarried from areas that are not contaminated with manufactured chemicals, or with process residues, as a result of industrial, commercial, mining or agricultural activities, and
- (b) that does not contain any sulfidic ores or soils or any other waste, and includes excavated natural material that meets such criteria for virgin excavated natural material as may be approved for the time being pursuant to an EPA Gazettal notice.

Reason: To ensure contaminated fill is not imported to the site during construction.

60) Any existing unused/redundant road reserves located within the site are to be removed prior to release of the Subdivision Certificate for each stage or as part of the plans for registration submitted for the Subdivision Certificate for each stage.

Reason: To ensure no redundant land remains on the site.

61) Prior to the release of the Subdivision Certificate for Stage 5, the adjoining Lot 99 DP 754889 must be consolidated with Lot 507 on the approved plans (this may be shown on the plans for registration for stage 5) unless Lot 99 has prior been sold to the owner of the adjoining Lots 15 and 100 DP 754889 .

Reason: Lot 99 DP 754889 will be landlocked as a result of the development and will not possess a legal access to a public road. A right of way across Lot 507 in the development will not comply with clause 2.5.3.4 of Development Control Plan 2014.

Fees & Contributions

62) A contribution under Section 94(1)(b) of the Environmental Planning and Assessment Act 1979 shall be paid in accordance with the following:

a) **Cash Contribution Required**

In accordance with the Yarrow/um/a Section 94 Contributions Plan, a cash contribution shall be paid to Council in accordance with this condition.

b) **Amount and Purposes of Contribution**

The amount payable will be reassessed at the time of payment in accordance with Council's adopted Fees and Charges at that time.

The contribution is required and shall be held by Council in accordance with the provisions of the Environmental Planning and Assessment Act, 1979 and the Cooma-Monaro Section 94 Contributions Plan for the purposes of:

Description	Lots	\$/Lot	Total
Provision of Access Roads (Rural Roads)	39	20,000.00	780,000
TOTAL			\$780,000

Note: Council's Schedule of Fees and Charges 2014-15 has a contribution rate of \$23,972 per lot applying to this site in the category of 'Provision of Access Roads'. However the Contribution Rate has been capped at \$20,000 per lot as a result of the Environmental Planning and

Assessment (Local Infrastructure Contributions) Direction 2012. This is a Ministerial Direction made under Section 94E of the Environmental Planning and Assessment Act 1979 and applying from 28 August 2012.

c) **Timing of Payment**

The contribution shall be paid prior to the release of the Subdivision Certificate for each stage in accordance with the following:

Stage 1	5 lots
Stage 2	5 lots
Stage 3	6 lots
Stage 4	6 lots
Stage 5	12 lots
Stage 6	5 lots
Total	39 lots

d) **Inspection**

A copy of the Yarrow/um/a Section 94 Contributions Plan may be inspected at the offices of Council at any time during normal office hours.

Reason: In accordance with Section 94 of the Environmental Planning and Assessment Act 1979 and Council's Section 94 Contributions Plan.

Ongoing Conditions

63) Notwithstanding the issue of this development consent, separate approval from Council under section 68 of the Local Government Act 1993 is required for the installation of any on-site sewage management facility. An application for assessment under section 68 LGA 1993 must be submitted on Council's standard application form and be accompanied by a separate site and soil assessment by a suitable qualified person. Additionally, the application is to be accompanied by the appropriate fees for an on-site sewage management facility installation.

Reason: To ensure compliance with the Local Government Act 1993.

Integrated Development Conditions

The Rural Fire Service has provided the following General Terms of Approval :

64) The development proposal is to comply with the subdivision layout identified on the drawing prepared by PHL Surveyors numbered PN 12061, dated 5 June 2014, and the drawings dated 25 March 2015 in relation to Lot 306 only.

65) A restriction to the land use pursuant to section 88B of the 'Conveyancing Act 1919' shall be placed on all lots within the subdivision requiring the identification of the building precincts as identified on the drawing prepared by PHL Surveyors numbered PN 12061, dated 5 June 2014, and the drawings dated 25 March 2015 in relation to Lot 306 only.

66) **Water and Utilities**

Water, electricity and gas are to comply with section 4.1.3 of 'Planning for Bush Fire Protection 2006'.

Reason: The intent of measures is to provide adequate services of water for the protection of buildings during and after the passage of a bush fire, and to locate gas and electricity so as not to contribute to the risk of fire to a building.

67) **Access**

Public road access shall comply with section 4.1.3 (1) of 'Planning for Bush Fire Protection 2006'. Reason: The intent of measures for public roads is to provide safe operational access to structures and water supply for emergency services, while residents are seeking to evacuate from an area.

Modified Conditions

Conditions 1, 12, 21, 64 and 65 have been amended in this modification .

2 Condition 13 has been deleted in this modification .

a) Council wishes to advise that it is the responsibility of the owner and/or applicant to determine if site security and/or safety fencing is required to be provided in accordance with clause 235 of the Occupational Health and Safety Regulation 2001 and Work Cover Authority requirements. Failure to comply with these requirements may result in penalties being imposed upon the owner and/or applicant.

b) Underground assets may exist in the area that is subject to your application . In the interests of health and safety and in order to protect damage to third party assets please contact Dial Before You Dig at [www .11DO.com .au](http://www.11DO.com.au) or telephone 1100 before excavating or erecting structures. This is the law in NSW. If alterations are required to the configuration, size, form or design of the development upon contacting the Dial Before You Dig service, an amendment to the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial Before you Dig service in advance of any construction or planning activities .

Note: Under the Telecommunications Act 1997 (Commonwealth), Telstra (and it's authorised contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact Telstra's Network Integrity Team on 1800 810 443.

c) It is the responsibility of the applicant to check, understand and seek assistance where needed so as to ensure full compliance with the conditions of this Development Consent. Please contact Planning on (02) 6455 1911 if there is any difficulty in understanding or complying with any of the above conditions .

d) Please note that the final linen plan submitted to Council will be checked against the approved DA plan for the subdivision and the conditions of consent. Any proposed changes to the approved plans (beyond the minor surveying corrections often required in the preparation of a final linen plan) should be discussed with Council and may require the submission of a Section 96 application to Council to modify the approved plans.

Notes

1) An applicant may request a review of this determination under Section 82A of the Environmental Planning and Assessment Act 1979. A request for a review must be lodged within 6 months of the date of this notification. A review under Section 82A cannot be made for Integrated, Designated or Crown Development.

2) Section 97 of the Act confers on an applicant or an objector who is dissatisfied with the determination of Cooma-Monaro Shire Council, a right of appeal to the Land and Environment Court exercisable within 6 months after receipt of this notice.

15.2 PROPOSAL FOR CROWN ROAD NAME OFF MURRELLS ROAD

Record No:

Responsible Officer: Director Service Delivery
Author: Deputy Director Service Delivery
Key Direction: 2. Expanding Connections Within the Shire and Beyond
Delivery Plan Strategy: DP2.3 Continually monitor and improve traffic management throughout the Shire.
Operational Plan Action: OP2.6 Investigation into the use of appropriate Traffic Management measures as an aid to increase road safety throughout the Shire.
Attachments: Nil
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

Council received a request for rural address updating from a crown road that comes off Murrells Road. The Road has previously been issued addressing as Murrells Road, but since development over the decades, it is definitely a separate road from the Council owned and controlled Murrells Road reserve.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

163/16

That Council

- A. Endorse the name "Greystone Road"; and
- B. Commences the public exhibition of the name to formalise and gazette the road name.

Approved by Administrator Lynch

15.3 DA3192/2016 EARTHWORKS CONSTRUCTION OF A SHARED TRAIL FROM CURIOSITY ROCKS TO HATCHERY BAY

Record No:

Responsible Officer:	Director Service Planning
Author:	Manager Development Assessment
Key Direction:	6. Managing Development and Service Delivery to Retain the Things We Value
Delivery Plan Strategy:	DP6.10 Ensure that Council's policy, land use planning, development assessment enhance liveability.
Operational Plan Action:	OP 6.29 Ensure development assessment is undertaken in accordance with adopted Local Environmental Plans, Development Control Plans, Council Policy and State and Federal legislation.
Attachments:	<ol style="list-style-type: none"> Attachment 1 Draft Conditions of Consent DA3192/2016 (<i>Under Separate Cover</i>) ⇨ Attachment 2 Statement of Environmental Effects including all Plans and Supporting Documents (<i>Under Separate Cover</i>) ⇨ Attachment 3 General Terms of Approval OEH (<i>Under Separate Cover</i>) ⇨ Attachment 4 Response from RMS (<i>Under Separate Cover</i>) ⇨ Attachment 5 Submission (<i>Under Separate Cover</i>) ⇨ Attachment 6 DA Form (<i>Under Separate Cover</i>) ⇨ Attachment 7 Aboriginal Cultural Heritage Assessment Report (<i>Under Separate Cover</i>) ⇨

Further Operational Plan Actions:

Applicant Number:	DA3192/2016
Applicant:	Snowy Monaro Regional Council
Owner:	Snowy Hydro Limited
DA Registered:	24/6/2016
Property Description:	Lot 3 DP236901, lot 1 DP236901, 161 DP756686
Zone:	SP1 – Special Activities
Current Use:	Vacant Land
Proposed Use:	Environmental Facility – Extension of the shared trail Curiosity Rocks to Hatchery Bay.
Permitted in Zone:	Yes
Recommendation:	That the application be approved with conditions

EXECUTIVE SUMMARY

The purpose of this report is to seek Council approval for the construction of an extension to the Lake Jindabyne Shared Trail from Curiosity Rocks to Hatchery Bay. The 4.2 km extension of the pathway will be constructed with minimal earthworks and in accordance with the principles of the International Mountain Bike Association for sustainable trails. All works will be completed above the full supply level of Lake Jindabyne with the exception of the entrance to and including a bridge crossing at Wollondibby Creek. The bridge will be constructed using a steel mesh platform and granite material to minimise damage during occasional flood occurrences.

Due to the identification of Aboriginal cultural heritage in the area the application was considered integrated development and referred to the Office of Environment and Heritage (OEH) for general terms of approval and the issuing of an Aboriginal Heritage Impact Permit (AHIP). A response with general terms of approval (GTA) was received from the department, these GTAs have been included in the draft conditions of consent.

The application was publically advertised for a period of 30 days and one submission was received. The issues raised in the submission related mostly to how the trail would be used into the future and concerns with the type of users that this trail and the others in the network were attracting. None of the issues raised in the submission led to changes to the application or conditions of consent.

The application has been recommended for approval with conditions.

COUNCIL RESOLUTION

164/16

A. That pursuant to section 80(1)(a) of the *Environmental Planning and Assessment Act 1979 (as amended)* it is recommended that the **consent** for an Environmental Facility – Extension of the shared trail Curiosity Rocks to Hatchery Bay. Lot 3 DP236901, lot 1 DP236901, 161 DP756686 Ph Crackenback, Kosciuszko Road JINDABYNE NSW 2627 is granted subject to conditions:

B. That those persons that made submissions be advised of Councils Determination.

Approved by Administrator Lynch

Note 6: DRAFT CONDITIONS OF CONSENT

DA3192/2016 DRAFT CONDITIONS OF CONSENT

ADMINISTRATIVE CONDITIONS

APPROVED PLANS AND DOCUMENTATION

1. THE DEVELOPER IS TO ENSURE THAT THE DEVELOPMENT COMPLIES FULLY WITH DA3192/2016 AS SUBMITTED TO COUNCIL ON THE 28/06/2016 3:30:59 PM WITH SUPPORTING DOCUMENTATION INCLUDING, BUT NOT LIMITED TO THE DEVELOPMENT PLANS BEING:

- STATEMENT OF ENVIRONMENTAL EFFECTS – EXTENSION OF LAKE JINDABYNE SHARE TRAIL CURIOSITY ROCKS TO HATCHERY BAY. THIS DOCUMENT INCLUDES PLANS AND ASSOCIATED SUPPORTING MATERIAL BEING:
 1. APPENDIX A PROPOSED TRAIL MAPS SECTIONS 1-3
 2. APPENDIX F WOLLONDIBBY CREEK BRIDGE REPORT
 3. APPENDIX G FLORA AND FAUNA ASSESSMENT
- GENERAL TERMS OF APPROVAL - INTEGRATED DEVELOPMENT— EXTENSION OF SHARED TRAIL FROM CURIOSITY ROCKS TO HATCHERY BAY, JINDABYNE, OFFICE OF ENVIRONMENT AND HERITAGE 29/8/2016.
- ABORIGINAL CULTURAL HERITAGE ASSESSMENT, SUE FEARY AND GERARD NIEMOELLER AUGUST 2015.

AS STAMPED BY THE SNOWY MONARO REGIONAL COUNCIL AND ATTACHED TO THIS NOTICE, EXCEPT WHERE AMENDED BY THE FOLLOWING CONDITIONS OF CONSENT (AND AS AMENDED IN RED BY COUNCIL):

INCONSISTENCY BETWEEN DOCUMENTS

2. IN THE EVENT OF ANY INCONSISTENCY BETWEEN CONDITIONS OF THIS CONSENT AND THE DRAWINGS/DOCUMENTS REFERRED TO ABOVE, THE CONDITIONS OF THIS CONSENT PREVAIL.

OTHER APPROVALS

GENERAL TERMS OF APPROVAL OFFICE OF ENVIRONMENT AND HERITAGE

3. ADMINISTRATIVE CONDITIONS

INFORMATION SUPPLIED TO OEH

EXCEPT AS EXPRESSLY PROVIDED BY THESE GENERAL TERMS OF APPROVAL, WORKS AND ACTIVITIES MUST BE CARRIED OUT IN ACCORDANCE WITH THE PROPOSAL CONTAINED IN:

- THE INTEGRATED DEVELOPMENT APPLICATION DA 3192/2016
- THE STATEMENT OF ENVIRONMENTAL EFFECTS (SOEE) DATED JUNE 2016 RELATING TO THE PROPOSED EXTENSION OF LAKE JINDABYNE SHARED TRAIL — CURIOSITY ROCKS TO HATCHERY BAY;
- THE ABORIGINAL CULTURAL HERITAGE ASSESSMENT REPORT TITLED: LOWER THREDBO VALLEY SHRED PATH: BULLOCKS FLAT TO CURIOSITY ROCKS, SNOWY MOUNTAINS NSW. DATED AUGUST 2015 AND RECEIVED BY OEH ON 2 FEBRUARY 2015.

GENERAL TERMS OF APPROVAL FOR ABORIGINAL CULTURAL HERITAGE

- NO HARM CAN OCCUR TO ANY ABORIGINAL OBJECTS WITHIN THE LAKE JINDABYNE SHARED TRAIL — CURIOSITY ROCKS TO HATCHERY BAY DEVELOPMENT AREA UNLESS AN ABORIGINAL HERITAGE IMPACT PERMIT (AHIP) HAS BEEN ISSUED BY OEH.
- NO HARM CAN OCCUR TO THE CURIOSITY ROCKS ABORIGINAL PLACE UNLESS AN ABORIGINAL HERITAGE IMPACT PERMIT (AHIP) HAS BEEN ISSUED BY OEH AND THE BOUNDARY OF THE ABORIGINAL PLACE MUST BE INCLUDED ON ALL MAPS PREPARED AS PART OF THE PROPOSED DEVELOPMENT.
- THE APPLICANT MUST COMPLY WITH THE CONDITIONS OF ANY AHIP THAT IS ISSUED BY OEH.
- THE APPLICANT MUST ENSURE THAT ALL PERSONS INVOLVED IN ACTIONS OR WORKS COVERED BY AN AHIP (WHETHER EMPLOYEES, CONTRACTORS, SUB-CONTRACTORS, AGENTS AND INVITEES) ARE MADE AWARE OF, AND COMPLY WITH, THE CONDITIONS OF ANY AHIP.
- REQUIREMENT 26 "STONE ARTEFACT DEPOSITION AND STORAGE" IN THE CODE OF PRACTICE FOR ARCHAEOLOGICAL INVESTIGATION OF ABORIGINAL OBJECTS IN NSW (24 SEPTEMBER 2010, AVAILABLE ONLINE AT: [HTTP://WWW.ENVIRONMENT.NSW.QOV.AU/LICENCES/ARCHINVESTIQATIONS.HTM](http://www.environment.nsw.gov.au/licences/archinvestiqations.htm)) MUST BE COMPLIED WITH.
- NO HUMAN REMAINS IN, ON OR UNDER THE LAND MAY BE HARMED. IF ANY HUMAN REMAINS ARE DISCOVERED AND/OR HARMED IN, ON OR UNDER THE LAND, THE PROPONENT OR AHIP HOLDER MUST:
 - A) NOT FURTHER HARM THESE REMAINS

- B) IMMEDIATELY CEASE ALL WORK AT THE PARTICULAR LOCATION
- C) SECURE THE AREA SO AS TO AVOID FURTHER HARM TO THE REMAINS
- D) NOTIFY THE LOCAL POLICE AND OEHS ENVIRONMENTAL LINE ON 131 555 AS SOON AS PRACTICABLE AND PROVIDE ANY AVAILABLE DETAILS OF THE REMAINS AND THEIR LOCATION, AND
- E) NOT RECOMMENCE ANY WORK AT THE PARTICULAR LOCATION UNLESS AUTHORISED IN WRITING BY OEHS.

PRIOR TO THE COMMENCEMENT OF WORKS

SITE NOTICE

4. BEFORE COMMENCEMENT OF ANY WORK, A SIGN MUST BE ERECTED IN A PROMINENT, VISIBLE POSITION:

- (A) SHOWING THE NAME AND TELEPHONE NUMBER OF THE CONTRACTOR CARRYING OUT THE WORKS AND THE COUNCIL CONTACT FOR INFORMATION.
- (B) PROVIDING INFORMATION ON THE TIMES THAT THE AREA WILL BE CLOSED FOR CONSTRUCTION.

THIS SIGN SHALL BE MAINTAINED WHILE THE WORK IS BEING CARRIED OUT AND REMOVED UPON THE COMPLETION OF THE CONSTRUCTION WORKS.

NOTIFICATION PRIOR TO COMMENCEMENT OF WORKS

5. THE DEVELOPER SHALL ENSURE THAT LICENSE HOLDERS OF THE LAND ON WHICH THE TRAIL IS TO BE CONSTRUCTED ARE NOTIFIED OF THE COMMENCEMENT OF WORKS. THIS NOTIFICATION SHALL BE IN WRITING 14 DAYS PRIOR TO WORKS COMMENCING.

DURING WORKS

APPROVED PLANS TO BE ON-SITE

6. A COPY OF THE APPROVED AND CERTIFIED PLANS, SPECIFICATIONS AND DOCUMENTS INCORPORATING CONDITIONS OF APPROVAL AND CERTIFICATION WILL BE KEPT ON THE SITE AT ALL TIMES DURING CONSTRUCTION AND WILL BE READILY AVAILABLE FOR PERUSAL BY ANY OFFICER OF THE COUNCIL.

EROSION & SEDIMENT CONTROL

7. THE DEVELOPER IS TO ENSURE THAT WHERE SITE WORKS ARE UNDERTAKEN INCLUDING ALL EXCAVATIONS, LAND CLEARING AND MATERIALS STORAGE, ALL TOPSOIL THAT IS REMOVED IS STRIPPED AND STOCKPILED IN AN APPROPRIATE LOCATION FOR FUTURE REVEGETATION WORKS. THE STOCKPILED AREA IS TO BE ENCIRCLED BY A GEOFABRIC FILTER FENCE.

8. THE DEVELOPER IS TO ENSURE THAT EROSION AND SILTATION CONTROL MEASURES ARE INSTALLED AND MAINTAINED ON THE SITE FOR THE ENTIRE LENGTH OF THE CONSTRUCTION PROJECT. EROSION CONTROL MEASURES ARE TO INCLUDE THE PLACEMENT OF HAY BALES STAKED IN THE GROUND OR THE ERECTION OF GEOFABRIC FILTER FENCING AT THE BOTTOM OF ALL AREAS WHERE CUT AND FILL IS CARRIED OUT AND WITHIN ANY EXISTING DRAINAGE AREAS FROM THOSE CUT AND FILL AREAS. THESE CONTROL MEASURES ARE TO BE IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONSENT AUTHORITY AND BEST MANAGEMENT PRACTICES AS OUTLINED IN THE NSW DEPARTMENT OF HOUSING "SOILS AND CONSTRUCTION, MANAGING URBAN STORMWATER 4TH EDITION, MARCH 2004 – THE BLUE BOOK".

9. THE DEVELOPER SHALL ENSURE THAT EROSION AND SILTATION CONTROL MEASURES SHALL BE UNDERTAKEN IN ACCORDANCE WITH THE APPROVED EROSION AND SEDIMENT CONTROL PLAN IN RESPECT TO ANY PART OF THE LAND WHERE THE NATURAL SURFACE IS DISTURBED OR EARTHWORKS ARE CARRIED OUT.
10. THE DEVELOPER IS TO ENSURE THAT ALL WORKS PROPOSED MUST BE DESIGNED, CONSTRUCTED AND OPERATED TO MINIMISE SEDIMENTATION, EROSION AND SCOUR OF THE BANKS OR BED OF THE WATERCOURSE AND TO MINIMISE ADVERSE IMPACTS ON AQUATIC AND RIPARIAN ENVIRONMENTS.

ALL-WEATHER ACCESS

11. AN ALL-WEATHER STABILISED ACCESS POINT MUST BE PROVIDED TO THE SITE TO PREVENT SEDIMENT LEAVING THE SITE AS A RESULT OF VEHICULAR MOVEMENT. VEHICULAR MOVEMENT SHOULD BE LIMITED TO THIS SINGLE ACCESSWAY.

TRADE WASTE

12. (A) THE APPLICANT MUST PROVIDE AN ADEQUATE TRADE WASTE SERVICE TO ENSURE THAT ALL WASTE MATERIAL IS CONTAINED, AND REMOVED FROM THE SITE FOR THE PERIOD OF CONSTRUCTION
- (B) MATERIALS USED IN THE CONSTRUCTION OF THE BUILDING ARE NOT TO BE DEPOSITED OR STORED ON COUNCIL'S FOOTPATH OR ROAD RESERVE, UNLESS PRIOR APPROVAL IS OBTAINED FROM COUNCIL.
- (C) THE BURNING OF BUILDERS WASTE ON SITE BY OPEN FIRE IS PROHIBITED.

USE OF POWER EQUIPMENT

13. THE DEVELOPER IS TO ENSURE THAT WORK ON THE DEVELOPMENT SITE BY ALL PERSONS USING POWER TOOLS AND EQUIPMENT IS LIMITED TO THE FOLLOWING HOURS:

MON – FRI	7.00AM TO 8.00PM
SATURDAY	7.00AM TO 8.00PM
SUNDAY	8.00AM TO 8.00PM
PUBLIC HOLIDAYS	8.00AM TO 8.00PM

EXCAVATION

14. THE DEVELOPER IS TO ENSURE THAT AT ALL TIMES ALL EXCAVATIONS AND BACKFILLING ASSOCIATED WITH THE DEVELOPMENT IS EXECUTED SAFELY AND IN ACCORDANCE WITH PROFESSIONAL STANDARDS.
15. THE DEVELOPER IS TO ENSURE THAT ALL EXCAVATIONS ARE PROPERLY GUARDED AND PROTECTED AT ALL TIMES TO PREVENT THEM FROM BEING A DANGER TO LIFE OR PROPERTY.

DUST CONTROL MEASURES

16. ADEQUATE MEASURES WILL BE TAKEN TO PREVENT DUST FROM AFFECTING THE AMENITY OF THE NEIGHBOURHOOD DURING CONSTRUCTION. IN PARTICULAR, THE FOLLOWING MEASURES MUST BE ADOPTED:

- (A) PHYSICAL BARRIERS WILL BE ERECTED AT RIGHT ANGLES TO THE PREVAILING WIND DIRECTION OR WILL BE PLACED AROUND OR OVER DUST SOURCES TO PREVENT WIND OR ACTIVITY FROM GENERATING DUST EMISSIONS,
- (B) EARTHWORKS AND SCHEDULING ACTIVITIES WILL BE MANAGED TO COINCIDE WITH THE NEXT STAGE OF DEVELOPMENT TO MINIMISE THE AMOUNT OF TIME THE SITE IS LEFT CUT OR EXPOSED,
- (C) ALL MATERIALS WILL BE STORED OR STOCKPILED AT THE BEST LOCATIONS,
- (D) THE SURFACE SHOULD BE DAMPENED SLIGHTLY TO PREVENT DUST FROM BECOMING AIRBORNE BUT SHOULD NOT BE WET TO THE EXTENT THAT RUN-OFF OCCURS,
- (E) ALL VEHICLES CARRYING SPOIL OR RUBBLE TO OR FROM THE SITE WILL AT ALL TIMES BE COVERED TO PREVENT THE ESCAPE OF DUST OR OTHER MATERIAL,
- (F) ALL EQUIPMENT WHEELS WILL BE WASHED BEFORE EXITING THE SITE USING MANUAL OR AUTOMATED SPRAYERS AND DRIVE-THROUGH WASHING BAYS,
- (G) GATES WILL BE CLOSED BETWEEN VEHICLE MOVEMENTS AND WILL BE FITTED WITH SHADE CLOTH, AND
- (H) CLEANING OF FOOTPATHS AND ROADWAYS WILL BE CARRIED OUT REGULARLY.

TRAIL AND BRIDGE CONSTRUCTION

TRAIL AND BRIDGE CONSTRUCTION

17. THE DEVELOPER IS TO ENSURE THAT THE TRAIL IS CONSTRUCTED IN ACCORDANCE WITH METHODS OUTLINED IN THE STATEMENT OF ENVIRONMENTAL EFFECTS, ATTACHED TO THIS DEVELOPMENT APPLICATION.

18. THE DEVELOPER IS TO ENSURE THAT TRAIL CONSTRUCTION IS IN ACCORDANCE WITH THE INTERNATIONAL MOUNTAIN BIKE ASSOCIATION (IMBA) PRINCIPLES OF SUSTAINABLE TRAILS.

19 THE DEVELOPER IS TO ENSURE THAT THE BRIDGE PROPOSED OVER WOLLONDIBBY CREEK IS CONSTRUCTED IN ACCORDANCE WITH THE ENGINEERING DESIGN SPECIFICATIONS SUPPLIED BY GROUNDED ENGINEERING.

20. THE DEVELOPER SHALL ENSURE THAT STOCK CONTROL MEASURES ARE INCORPORATED INTO THE CONSTRUCTION OF THE TRAIL WHEREVER THE TRACK PASSES THROUGH FENCE LINES. THIS WILL INCLUDE STOCK GRIDS AND SELF-CLOSING GATES.

21. THE DESIGN OF THE STOCK GRIDS AND SELF-CLOSING GATES WILL BE APPROVED PRIOR TO CONSTRUCTION IN CONSULTATION WITH LICENCE HOLDERS.

TRAIL SIGNAGE

22. THE DEVELOPER IS TO ENSURE THAT SIGNAGE IS ERECTED AT BOTH ENDS OF THE TRAIL ADVISING THAT DOGS ARE PROHIBITED ON THE TRAIL AND A WARNING THAT STOCK WILL BE GRAZING WITHIN THE PROPERTY.

THE REASONS FOR THE IMPOSITION OF THE CONDITIONS ARE:

- 1 TO MINIMISE ANY LIKELY ADVERSE ENVIRONMENTAL IMPACT OF THE PROPOSED DEVELOPMENT.
- 2 TO ENSURE THE PROTECTION OF THE AMENITY AND CHARACTER OF LAND ADJOINING AND IN THE LOCALITY.
- 3 TO ENSURE THE PROPOSED DEVELOPMENT SATISFIES THE RELEVANT STATUTORY REQUIREMENTS.
- 4 TO ENSURE THE DEVELOPMENT DOES NOT CONFLICT WITH THE PUBLIC INTEREST.
- 5 TO ENSURE DEVELOPMENT PROCEEDS IN ACCORDANCE WITH APPROVED PLANS.

16. CORPORATE BUSINESS - KEY DIRECTION 7. PROVIDING EFFECTIVE CIVIC LEADERSHIP AND CITIZEN PARTICIPATION

16.1 ENDORSEMENT OF CUSTOMER SERVICE CHARTER PUBLIC EXHIBITION

Record No:

Responsible Officer:	Director Service Support
Author:	Governance Officer
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.11 Provision of Customer Service by Council employees
Operational Plan Action:	OP7.29 Provide customer service centres throughout the Snowy Monaro Regional Council area that meets the communities and Councils standards and needs, outlined in Councils Customer Service Charter.
Attachments:	1. Draft Customer Service Charter ⇒
Cost Centre	
Project	Customer Service
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Council's Communications Working Group has developed a draft Customer Service Charter for the Snowy Monaro Regional Council.

The draft charter requires public exhibition for a period of 28 day.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

165/16

That Council

- A. Endorse the draft Customer Service Charter be placed on public exhibition for a period of 28 days;
- B. That a further report be presented to Council at the conclusion of the public exhibition period advising of any submission and requesting adoption; and

C. Note that Customer Service training will be provided for all staff upon adoption.

Approved by Administrator Lynch

16.2 MONTHLY FUNDS MANAGEMENT REPORT - AUGUST 2016

Record No:

Responsible Officer: Deputy Director Service Support
Author: Finance Manager
Key Direction: 7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy: DP7.6 Increase and improve Council's financial sustainability.
Operational Plan Action: OP7.17 Effective management of Council funds to ensure financial sustainability.
Attachments: Nil
Cost Centre 4010 – Financial Services
Project Funds Management
Further Operational Plan Actions: OP7.2 Completion of reporting requirements in accordance with legislation

EXECUTIVE SUMMARY

The following details the funds management position for the reporting period ending 31 August 2016. Cash and Investments as at 31 August 2016 are \$70,656,185.

Certification

I, Jo-Anne Mackay, Responsible Accounting Officer of Snowy Monaro Regional Council hereby certify, as required by Regulation 212 of the Local Government (General) Regulation 2005, that investments as detailed in the attached listings were invested in accordance with Section 625 of the Local Government Act 1993, the Regulations and Council's Investment Policies.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

166/16

That Council

- A. Receive and note the report indicating Council's Funds Management position as at 31 August 2016; and
- B. Receive and note the Certificate of the Responsible Accounting Officer.

Approved by Administrator Lynch

16.3 SMRC 055 POLICY - PURCHASING AND TENDERING

Record No:

Responsible Officer: Director Service Support
Author: Finance Manager
Key Direction: 7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy: DP7.2 Council's leadership is based on ethics and integrity to enable informed and appropriate decisions in the community's best interest
Operational Plan Action: OP7.6 Ensure that governance structures are open, transparent and fully accountable and that these are supported by relevant instruments.
Attachments: 1. DRAFT Purchasing and Tendering Policy ➡
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

The Draft Purchasing and Tendering Policy as attached has been endorsed by the Purchasing/Inventory Working Group and the Executive Team following a period of public exhibition.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

167/16

That Council adopt the Purchasing and Tendering Policy pending the following amendment:

Item 4.7 dot point seven (7); Acceptance of any variation in price from a local supplier can be justified as an economic benefit to the local economy.

Note: This is not required to be placed on public exhibition again as the change is minor.

Approved by Administrator Lynch

16.4 GRANTS COMMISSION CALCULATION OF FINANCIAL ASSISTANCE GRANT (FAG)

Record No:

Responsible Officer: Director Service Support
Author: Deputy Director Service Support
Key Direction: 7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy: DP7.6 Increase and improve Council's financial sustainability.
Operational Plan Action: OP7.17 Effective management of Council funds to ensure financial sustainability.
Attachments: 1. Local Government Grants Commission - Grant Calculations ➡
Cost Centre 3020 Organisational Services
Project Financial Assistance Grant (FAG)

Further Operational Plan Actions:

EXECUTIVE SUMMARY

Council receives government funding through the Financial Assistance Grant (FAG). The amount is calculated according to formula set by Local Government Grants Commission. Submissions for the calculation of the 2018 FAG are invited but not required.

The following officer's recommendation is submitted for Council's consideration.

COUNCIL RESOLUTION

168/16

That Council

A. Receive and Note the details of 2017 Grant Calculation; and

B. No Submission be made

Approved by Administrator Lynch

17. REPORTS BY GENERAL MANAGER

17.1 GENERAL MANAGER LEAVE

The General Manger advised Council he will be on leave from Monday, 4 October to Friday, 7 October 2016. During this time Dennis Trezise will be Acting General Manager with all delegations assigned to the General Manager.

COUNCIL RESOLUTION

169/16

That Council receive and note reports by the General Manager and confirm arrangements during the General Manager's leave.

Approved by Administrator Lynch

18. NOTICE OF MOTION

Nil

19. MOTIONS OF URGENCY

Nil

20. QUESTIONS WITH NOTICE

Nil

21. QUESTIONS TAKEN ON NOTICE

Nil

22. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

170/16

1. THAT pursuant to Section 10A subsections 2 & 3 and Section 10B of the Local Government Act, 1993 (as amended) the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

22.1 Removal of Dangerous Trees on Rocky Plains Road

Item 22.1 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

22.2 Snowy River Health Centre - Lease Considerations

Item 22.2 is confidential in accordance with s10(A)(2)(c) of the Local Government Act because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

22.3 Annual Meeting with Coolamatong Snowy Mountains Country Club

Item 22.3 is confidential in accordance with s10(A)(2)(c) of the Local Government Act because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

22.4 Purchase of Land on Yallakool Road

Item 22.4 is confidential in accordance with s10(A)(2)(di) of the Local Government Act because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

2. The press and public be excluded from the proceedings of the Council in Closed Session on the basis that these items are considered to be of a confidential nature.
3. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matter be treated as confidential and be withheld from access by the press and public, until such time as the Council resolves that the reason for confidentiality has passed or become irrelevant.
4. That the resolutions made by the Council in Closed Session be recorded in the Minutes of the Council Meeting.
5. That upon this recommendation being moved and seconded, the Chairperson invite representations from the public as to whether this part of the meeting should be closed to consider the nominated item.

Approved by Administrator Lynch

Note 7: Invitation to Public

Upon the above motion being moved and seconded, the Administrator invited representations from the public as to whether this part of the meeting should be closed to consider the nominated items. There were no requests by members of the public to make any representations.

Note 8: Confidential Session of Committee

At 6.17 pm the meeting was closed to the press and public.

Note 9: Resumption of Open Committee Meeting

At 6.27 pm the Closed Session ended and the Council meeting continued in Open Session.

23. REPORT FROM CONFIDENTIAL SESSION

22.1 REMOVAL OF DANGEROUS TREES ON ROCKY PLAINS ROAD

COUNCIL RESOLUTION

171/16

That Council

- A. Receive and note the Report on Defective/Dangerous Trees Overhanging and Impinging on Rocky Plain and Eucumbene Roads – produced by Mr Barry Aitcheson; and
- B. That Council commit funds to engage a suitably qualified company to carry-out risk reduction measures along Rocky Plain and Eucumbene Road Reserves as recommended in the report from Barry Aitcheson, once a budget allocation has been presented to and approved by the Administrator.

Approved by Administrator Lynch

22.2 SNOWY RIVER HEALTH CENTRE - LEASE CONSIDERATIONS

COUNCIL RESOLUTION

172/16

That Council:

- A. Agree to extend the existing lease for a period of 10 months with increased rental calculated in terms of such lease and subject to the following conditions:
 - a. that the JMP work with HealthOne to provide integrated services and a shared Reception for the benefit of the community and to meet the Department of Health's guidelines and objectives under the funding agreement; and
 - b. JMP must continue the role of Clinical Consultant (currently undertaken by Dr Newman and expiring in May 2017) and the commitment and tasks associated with this role during the period of lease extension;
- B. In the event that the above is not acceptable to the tenants, commence the Tender process for a new lease in November 2016;
- C. Advise Jindabyne Medical Practice of Council's decision; and
- D. Authorise the General Manager to finalise the lease extension if agreed to by the Department of Health.

Approved by Administrator Lynch

22.3 ANNUAL MEETING WITH COOLAMATONG SNOWY MOUNTAINS COUNTRY CLUB

COUNCIL RESOLUTION

173/16

That Council:

- Receive and note the information in the report and the minutes of the annual meeting with the Coolamatong Snowy Mountains Country Club;
- Approve the fees noted in the minutes as follows:
 - The annual fee of \$3,000 per annum shall be increased by the cpi
 - A maximum of 30,00kL shall be supplied for the annual charge of \$3,000 (with cpi)

- Any excess grey water used above the maximum shall be charged at the current rate per kl advertised in the fees and charges; and
- The Club be notified of Council resolution and the current fees and charges amount.

Approved by Administrator Lynch

22.4 PURCHASE OF LAND ON YALLAKOOL ROAD

COUNCIL RESOLUTION

174/16

That Council offer the developer a reduction in their Section 94 contributions of \$22,560 to offset the cost of purchase of this section of land.

Approved by Administrator Lynch

There being no further business the Administrator declared the meeting closed at 6.28pm



CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 28 September 2016 were confirmed by Council at a duly convened meeting on 26 October 2016 at which meeting the signature hereon was subscribed.