



PARKES SHIRE COUNCIL

Our Mission: To Deliver Progress and Value to our Community

Our Communities Vision:

*In 2022 the Parkes Shire will be a progressive regional centre,
embracing a national logistics hub with vibrant communities,
diverse opportunities, learning and healthy lifestyles.*

MINUTES

TUESDAY 19 DECEMBER 2017

Minutes of the Ordinary Meeting of Parkes Shire Council held at the Council Administration Centre, 2 Cecile Street, Parkes, commencing at 2.00 pm for the purpose of considering the items included on the Agenda.

GENERAL MANAGER: Kent Boyd

Ordinary Meeting

Minutes of the Ordinary Meeting held in the Council Chambers, 2 Cecile Street on Tuesday 19 December 2017 at 2.00pm.

PRESENT

Councillor K J Keith OAM, (in the Chair)

Councillor B F Newton

Councillor W J Biles

Councillor W P Jayet

Councillor K M McGrath

Councillor L A O'Leary

Councillor G W Pratt

Councillor P J Smith

Councillor AJ Ward

Councillor N C Westcott

IN ATTENDANCE

Acting General Manager - L Finn

Director Planning and Environment - S Campbell

Director Engineering Services - B Howard

Director Infrastructure - A Francis

Chief Operating Officer - B Byrnes

Chief Financial Officer - O Jensen

Minutes Secretary - M Wyatt

MEETING COMMENCEMENT

The Meeting commenced at 2.07pm.

1 PRAYER

The Mayor asked the Acting General Manager to open proceedings with a prayer.

2 APOLOGIES

Nil

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

17 - 435 Resolution

That the Minutes of the Ordinary Meeting of Parkes Shire Council held on Tuesday 21 November 2017 copies of which have been forwarded to Councillors, be confirmed.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

CARRIED

4 DECLARATIONS OF INTEREST

Nil

5 NOTICES OF MOTION/RESCISSION

Nil

6 LATE BUSINESS

In accordance with Council's Code of Meeting Practice 3.7(c) a decision is now required to determine which, if any Late item/s submitted to the meeting will be dealt with at the meeting or deferred for further consideration at a future Ordinary Meeting of Parkes Shire Council.

17 - 436 Resolution

That Late Item 10.4 be considered at this Council meeting.

Moved Councillor George Pratt, seconded Councillor Pat Smith.

CARRIED

7 MAYORAL MINUTES

7.1 Mayoral Minute - Functions Attended by Mayor, Councillors and Senior Staff

Executive Summary

A report on functions recently attended by the mayor, Councillors and Senior Staff in relation to community events and civic matters.

Legislative or Policy Implications

Nil

Recommendation

1. That the report of upcoming functions for the Mayor, Councillors and Senior Staff be received and noted.
2. That Council congratulate Niola Baptist Care on the success of the official opening of the renovations to their Parkes facility.

17 - 437 Resolution

That the information be received and noted.

Moved Councillor Bill Jayet, seconded Councillor Barbara Newton.

CARRIED

7.2 Mayoral Minute - Coming Known Events for Mayor, Councillors and Senior Staff

Executive Summary

A report on the upcoming functions requiring the attendance of the Mayor, Councillors or Senior Staff in relation to community events or civic matters.

Recommendation

1. That the report of upcoming functions for the Mayor, Councillors and Senior Staff be received and noted.

17 - 438 Resolution

That the information be received and noted.

Moved Councillor Neil Westcott, seconded Councillor George Pratt.

CARRIED

7.3 Mayoral Minute - CENTROC Board meeting 23 November 2017

Executive Summary

I attended the CENTROC Board meeting at Young on 23 November 2017.

Following the Board meeting, the AGM was held. Cr John Medcalf was elected as Chair unopposed, and Cr Scott Ferguson was elected as Deputy Chair unopposed.

Recommendation

1. That this report be received and noted

17 - 439 Resolution

That the information be received and noted.

Moved Councillor Pat Smith, seconded Councillor Wally Biles.

CARRIED

7.4 Mayoral Minute - Local Government NSW Board Elections

Executive Summary

A report on Board Elections for the Local Government NSW is below.

Recommendation

1. That the report be received and noted.

17 - 440 Resolution

That the information be received and noted.

Moved Councillor Barbara Newton, seconded Councillor Bill Jayet.

CARRIED

7.5 Mayoral Minute - Parkes Fixing Country Roads Funding

Executive Summary

Parkes Shire Council received \$1.21 million from the NSW government for upgrades to The Bogan way and the completion of sealing works on the Middle Trundle Road.

Recommendation

1. That this report be received and noted.

17 - 441 Resolution

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

CARRIED

7.6 Mayoral Minute - Roads to Recovery Program Expectations

Executive Summary

The Hon Darren Chester MP issued a Statement of Expectation for the Roads to Recovery (R2R) Program to bring R2R in line with other Australian Government Programs where funding is issued with a set of expectations.

Recommendation

1. That this report be received and noted.

17 - 442 Resolution

That the information be received and noted.

Moved Councillor Louise O'Leary, seconded Councillor Bill Jayet.

CARRIED

8 COUNCILLORS' REPORTS

Nil

9 INWARDS CORRESPONDENCE

9.1 (ICR) Letters of Appreciation

Executive Summary

During the exercise of its various functions, Council frequently receives letters of appreciation for services rendered or actions taken by Councillors and staff.

The most recently received letters of appreciation are from the City of Canada Bay.

Recommendation

1. That the information be received and noted.

17 - 443 Resolution

That the information be received and noted.

Moved Councillor Barbara Newton, seconded Councillor Neil Westcott.

CARRIED

10 GENERAL MANAGER'S REPORT

10.1 (GM) CENTROC Tourism Plan

Executive Summary

The change period for regional tourism continues. To best manage this period and build on the success of Councils collaborating to support tourism, Central NSW Tourism asked the CENTROC Board to manage regional tourism operations.

Recommendation

That Council note the report and

1. Endorse the CENTROC Regional Tourism Plan; and
2. Seek to be invoiced for membership of the CENTROC Regional Tourism program for \$15,000

17 - 444 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

CARRIED

10.2 (GM) Council meeting dates and other key scheduling for 2018

Executive Summary

Council is required to determine its meeting schedule for 2018. Parkes Shire Council Ordinary meetings are currently held on the third Tuesday of each month.

On a rotational basis, two (2) meetings a year have historically been held in the Shire villages, usually in March and September.

Recommendation

1. That Ordinary meetings of the Parkes Shire Council be held on the third Tuesday of each month in Parkes at the Parkes Shire Council Offices, 2 Cecile Street, Parkes NSW 2870, commencing at 2.00pm, subject to the amendments below.
2. That the Ordinary Council meeting scheduled for 20 March 2018 be held in Bogan Gate at the Bogan Gate Memorial Hall Lachlan Street Bogan Gate 2876 and the Ordinary Council meeting scheduled for 18 September 2018 be held in at Tullamore at the Tullamore Bowling Club Haylock Street Tullamore 2874.
3. That the Council meeting scheduled for 19 June 2018 be rescheduled to 26 June 2018 to accommodate the Mayors attendance at the Australian Local Government Association National General Assembly.
4. That the Mayor (or nominee) and General Manager be authorised to attend the Australian Local Government Association's National General Assembly in Canberra from 18 - 20 June 2018.
5. That the Mayor (or nominee), General Manager and other interested Councillor/s be authorised to attend the Local Government NSW Annual Conference in Albury 21 - 23 October 2018.
6. That the Mayor (or nominee), General Manager and Economic & Business Development Manager be authorised to attend the Australian Logistics Council Forum 2017, in Sydney 6-8 March 2018.
7. That Councillor Committee meetings be normally held on the third Tuesday of each month from 9.00am to coincide with the Ordinary meeting of Council, and further that Committee meetings and the Parkes Delivery Plus Workshop required between meetings be held where practicable between 2.00pm and 6.00pm on the first Tuesday of the month (or at any other time by agreement).

17 - 445 Resolution

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor George Pratt.

CARRIED

10.3 (GM) Grant Funding Commitments

Executive Summary

As Council is aware the NSW Government have opened a number of grant funding streams, with funds generated from the leasing of the electricity network poles and wires. The Federal Government has also opened their "Building Better Regions" grants.

Many of the grants require significant co-contributions from Council, often 50%.

It is possible, although usually fortuitous, that a State grant can be used as the co-contribution (or part thereof) to a Federal grant and vice versa.

This report outlines the 50% Co-contribution approach to the proposed two (2) grants lodged under the Federal Building Better Regions Fund, being the "Parkes Main Street Revitalisation including Multipurpose Centre" and the "Parkes Shire Library Expansion".

Recommendation

1. That the funding approach be endorsed.

17 - 446 Resolution

That the recommendation be adopted.

Moved Councillor Neil Westcott, seconded Councillor George Pratt.

CARRIED

10.4 (GM) Policy Development and Review Program - Recycled Water Quality Policy

Executive Summary

An important component of Council's corporate governance responsibility is the progressive development and review of Council's policies.

Under the rolling policy development program a Recycled Water Quality Policy has been created

Recommendation

1. That the Recycled Water Quality Policy be adopted in in line with Council's Policy Review & Development Program

17 - 447 Resolution

That the recommendation be adopted.

Moved Councillor Louise O'Leary, seconded Councillor Neil Westcott.

CARRIED

11 DIRECTOR TECHNOLOGY AND CORPORATE SERVICES REPORT

11.1 (DTCS) Investment Report as at 30 November 2017

Executive Summary

The carrying value of Council's investments at 30 November 2017 was \$40,701,000.

Recommendation

1. That the information in relation to investments held at 30 November 2017 be received and noted.

17 - 448 Resolution

1. That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Bill Jayet.

CARRIED

11.2 (DTCS) Parkes Aero Club - Air Spectacular Celebrating 70th Anniversary

Executive Summary

The Parkes Aero Club will celebrate its 70th anniversary in 2018. The Club has planned an Air Spectacular public air show as part of the celebrations. The Club advises that the Air Spectacular is the subject of a grant application which is critical for the planning and funding of the event.

The Club requests that Council guarantees an amount equal to the grant and if the grant is not successful, any amounts expended will be returned to Council from the gate proceeds from the day.

Recommendation

1. That Council provide a facility of up to \$25,000 to be called upon by the Club should the need arise and that any monies utilised be repaid from either the grant funds if successful or from proceeds from the day.
2. That the Parkes Aero Club provides a copy of meeting minutes detailing that the Club agrees to repaying any funds so utilised under the arrangement.

17 - 449 Resolution

1. That Council provide a facility of up to \$25,000 to be called upon by the Club should the need arise and that any monies utilised be repaid from either the grant funds if successful or from proceeds from the day.
2. That the Parkes Aero Club be asked to provide a detailed income and expenditure budget for the event.
3. That Council suggest to the Aero Club that a plaque be unveiled to mark their 70th anniversary.
4. That Council continue to be represented by Councillor Alan Ward in the organisation of the air show.
5. That Council's Events & Marketing team and Facilities Manager continue to be involved in the organisation of the air show.

Moved Councillor Ken McGrath, seconded Councillor Alan Ward.

CARRIED

12 DIRECTOR PLANNING AND ENVIRONMENT'S REPORT

12.1 (DPE) Container Deposit Scheme

Executive Summary

The NSW Governments container deposit scheme, Return and Earn, commenced on 1 December, 2017. This means that from that date eligible drink containers can be returned at designated collection points for a 10c refund.

Recommendation

1. That the report be noted.

17 - 450 Resolution

1. That the information be received and noted.
2. That Council write to the State Governments indicating that the Parkes community would like to participate in this scheme.
3. That Council ask TOMRA Clean Away to make a presentation to NetWaste in relation to the delivery of their service on a regional basis.

Moved Councillor Alan Ward, seconded Councillor Bill Jayet.

CARRIED

12.2 (DPE) DA16130: Construction of Multi Dwelling Housing (4 x Manufactured home units)

Development Application Information**Application No:** DA16130**Applicant:** South Coast Retirement Unit**Property:** Lot 1 DP 377682, Lot 2 DP 377682, 408-410 Clarinda Street, Parkes**Proposal:** Construction of Multi Dwelling Housing**Executive Summary**

DA16130 proposes the installation of Multi Dwelling Housing (4 x Manufactured Home Units) and strata subdivision at 408-410 Clarinda Street, Parkes. The proposed units will front Rose Street and the development will include an articulated fence along the Clarinda Street frontage to provide privacy and noise attenuation.

The development is consistent with the Parkes Shire Local Environmental Plan 2012 and all relevant State Environmental Planning Policies. The proposal departs from Clause 5.12.3 Setbacks to Boundaries in the Parkes Development Control Plan 2013. The proposed development is seeking a 5.2 metre setback to Rose Street and 2.5 metre setback to the rear boundary in lieu of the required 6 metre and 4.5 metre setback for the primary and rear setbacks respectively. The proposed setbacks are supported given the proposed development will be setback in line with existing dwellings located along Rose Street, the design of the development will not lead to any overshadowing or overlooking on the adjoining lands and the development complies with the site density controls in the Parkes Development Control Plan 2013.

The proposed development was advertised and neighbour notified in accordance with the Parkes Shire Development Control Plan 2013. No objections or submissions were received during the notification period.

The development proposal is assessed to be an improved residential accommodation building at an existing residential site, and thereby provides positive impacts to the local economy and surrounding environment. Whilst the proposal is not suitable for all locations the use of colourbond cladding for external walls and roofing is assessed to be consistent with the external facades in the neighbourhood.

The Plans of the development proposal (prepared by SolarCert) are included in Attachment 1. The Statement of Environmental Effects in support of the development proposal is included in Attachment 2. A Development Assessment Report, dealing with all aspects of the proposal is included in Attachment 3.

Recommendation

That the application be approved subject to the conditions contained in the report.

Conditions

Approved Plans and Documentation

1. The development shall be carried out in accordance with:

- (i) the approved stamped plan(s) prepared by Solarcert, title Cover Sheet job number 4373 (drawing number 1, Revision A), dated 15 June 2017.
- (ii) the approved stamped plan(s) prepared by Solarcert, title Site Plan job number 3944 (drawing number 2, Revision E), dated 11 October 2017.
- (iii) the approved stamped plan(s) prepared by Solarcert, title Site Management Plan job number 3944 (drawing number 3, Revision A), dated 15 June 2017.
- (iv) the approved stamped plan(s) prepared by Solarcert, title Floor Plans – Unit 1,2 job number 3944 (drawing number 4, Revision B), dated 7 September 2017.
- (v) the approved stamped plan(s) prepared by Solarcert, title Floor Plans – Unit 3,4 job number 3944 (drawing number 5, Revision B), dated 7 September 2017.
- (vi) the approved stamped plan(s) prepared by Solarcert, title Elevations – Units 1,2 job number 4373 (drawing number 6, Revision B), dated 7 September 2017.
- (vii) the approved stamped plan(s) prepared by Solarcert, title Elevations – Units 3 job number 4373 (drawing number 7, Revision A), dated 17 August 2017.
- (viii) the approved stamped plan(s) prepared by Solarcert, title Elevations – Unit 4 job number 4373 (drawing number 8, Revision A), dated 17 August 2017.
- (ix) the approved stamped plan(s) prepared by Solarcert, title Section & Schedule job number 4373 (drawing number 9, Revision C), dated 11 October 2017.
- (x) the approved stamped plan(s) prepared by Solarcert, title Footings Plans, job number 3944 (drawing number 10, Revision A), dated 9 August 2017.
- (xi) the approved stamped plan(s) prepared by Solarcert, title Strata Plan, job number 3944 (drawing number 11, Revision E), dated 11 October 2017.
- (xii) the approved stamped Statement of Environmental Effects

except where amended in red or by any of the following conditions. A current and approved copy of the approved stamped by Parkes Shire Council is to be maintained on site for constructional and reference purposes.

Prior to the Commencement of Work

2. The Applicant is to obtain all relevant approvals to carry out sewerage work, stormwater drainage work and water supply work from Parkes Shire Council prior to commencing works and must comply with any conditions of that permit. All work shall be carried out by a licensed plumber and drainer and to the requirements of the Plumbing Code of Australia.
3. In accordance with Section 138 of the Roads Act 1993, any work on the footpath, or public road reserve will require a "Road Opening Permit" to be obtained from Council.

Note 1. The applicant must bear the cost of construction of a vehicular crossing(s) or reconstruction of the existing vehicle crossing and, where applicable, closure of all redundant crossings on each street frontage of the site. These works must form part of the Road Opening Permit.

4. The Applicant is to submit to Parkes Shire Council, at least two (2) days prior to the commencement of any works, the attached 'Notice of Commencement of Building or Subdivision Works and Appointment of Principal Certifying Authority'.
5. Pursuant to Section 94A of the Environmental Planning and Assessment Act 1979, the monetary contribution set out in the following table is to be paid to Parkes Shire Council prior to the issue of a Construction Certificate. The contribution is current as at the date of this consent and is levied in accordance with the Parkes Shire Section 94A Contributions Plan 2016, in force from 5 August 2016, which may be viewed during office hours at Council's Customer Service Centre, 2 Cecile Street, Parkes, or on Council's website www.parkes.nsw.gov.au. The contribution payable will be calculated in accordance with the contributions plan current at the time of payment, and will be adjusted at the time of payment in accordance with the Consumer Price Index (CPI) (All Groups Index for Sydney) published by the Australian Bureau of Statistic (ABS). Contribution amounts will be adjusted by Council each quarter.

Contribution Type	Proposed Cost of Development ¹	Levy %	Total Contribution	Contribution Rate remains current until
Section 94A Contribution	\$440,000.00	1% above \$200,000.00	\$2,400.00	Next CPI Quarterly Adjustment

Note 1: As shown on the Development Application / Complying Development Certificate Application Form.

6. Prior to the commencement of any works, the Applicant shall pay to the Council a bond for the protection of kerb and gutter and other Council owned utility services. The amount of the bond is prescribed in Parkes Shire Council's adopted Fees and Charges

Schedule. Photograph(s) indicating the current state of the footpath adjoining the development shall be submitted prior to the commencement of any works.

Note: The security deposit is taken to cover the cost of any damage to Council's assets (e.g. drainage systems, footpaths, kerb and guttering, etc.) arising from private development work. The deposit will be refunded should no damage be caused to Council's assets adjacent to the development site, as a result of the construction works.

7. Erosion and sedimentation controls must be in place prior to the commencement of site works and maintained throughout construction activities until the site is landscaped and/or suitably revegetated. The controls shall be in accordance with the details approved by Council and/or as directed by Council Officers. These requirements shall be in accordance with latest publication of Managing Urban Stormwater – Soils and Construction produced by Landcom.
8. The Applicant must provide a detailed stormwater management plan including full details of the method of discharging stormwater to Clarinda Street and Rose Street including the location and size of any stormwater surcharge pits and pipes to the satisfaction of Council's Director of Infrastructure prior to the commencement of works.

During Works

9. The manufactured homes and any associated structure must be designed, constructed and installed in accordance with the requirements of Subdivision 3 of Division 2 of Part 3 of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005.
10. Clearing of land, excavation and/or earthworks, building works, and the delivery of building materials shall be carried out between the following hours:
 - a) 7.00 am and 6.00 pm on weekdays,
 - b) 8.00 am and 1.00 pm on Saturdays, and
 - c) No work on Sundays or Public Holidays is permitted.
11. Any damage caused to footpaths, roadways, utility installations and the like by reason of demolition or construction operations shall be made good and repaired to a standard equivalent to that existing prior to commencement of work. The full cost of restoration/repairs of property or services damaged during the works shall be met by the Applicant.
12. Throughout the course of construction operations on the land, toilet facilities are to be provided, at or in the vicinity of the work site on which work involved in the erection or demolition of a building is being carried out. Toilet facilities are to be provided at a rate of one (1) toilet for every twenty (20) persons employed at the site.

13. Building and construction materials, plant, equipment and the like must not be stored nor construction work carried out on the road reserve, footpath or roadway, unless associated with a separate approval under the Road Act 1993.
14. All building and demolition rubbish and debris, including that which can be wind blown, shall be contained onsite in a suitable container for disposal at an approved Parkes Shire Council Waste Landfill Depot. The container shall be erected on the building site prior to work commencing and shall be maintained for the term of the construction to the completion of the project.
15. Any cutting and filling on the site shall be either battered at a maximum slope of one vertical to two horizontal (1V:2H) and revegetated or suitably retained by a retaining structure, designed and constructed to the appropriate engineering standards. All works are to be carried out within the boundaries of the property and without effecting the structural integrity of boundary fencing or neighbouring structures.
16. All plumbing and drainage work must be carried out by a licensed plumber and drainer in accordance with Australian Standard AS/NZS 3500:2003, the Plumbing Code of Australia and the following requirements:
 - a) All roof and impervious surfaces shall be properly drained and directed to Council's stormwater infrastructure in Clarinda Street and Rose Street.
 - b) The proposed stormwater pit and pipe connection to Clarinda Street must be constructed of trafficable materials.
 - c) Storm water disposal drains shall be connected to all roof gutter down pipes within fourteen (14) days of installation of the roof covering and/or the construction of hard standing areas, as may be appropriate, to discharge water in accordance with the approved stormwater management system.

Utilities

17. The Applicant must provide a suitably sized water service to the allotment and water meter to each dwelling in accordance with Parkes Shire Council's Development Control Plan 2013, AUS-SPEC#1/Parkes Shire Council and to the satisfaction of Council's Director of Engineering Services.

Car parking and Access

18. Provide on-site parking for a minimum of six (6) car parking spaces. Car parking facilities, including all internal parking and manoeuvring areas are to be designed in accordance with Australian Standard 2890.1 Off-Street Car Parking. All parking and vehicle manoeuvring areas shall be sealed in accordance with Council's Engineering Technical Specifications. Vehicle must enter and leave the site in a forward gear.
19. The visitor car parking spaces are to be appropriately separated from the landscaped areas by the use of a small kerb or the like prior to the occupation or use of any manufactured home.
20. All disused or redundant vehicle crossings and laybacks shall be replaced by standard

concrete kerb and gutter as specified by Council and the footpath area is to be restored to the satisfaction of Council's Director Engineering Services, prior to the occupation or use of any manufactured home. All works to be undertaken at no cost to Council.

21. A concrete/paved/sealed access is to be constructed from the subject lot to Rose Street in accordance with Council's technical engineering specifications. The access shall be a minimum width of three (3) metres and a maximum of 6 (six) metres. The access must be a minimum of 500 millimetres from any existing service pole or street tree.

Fencing

22. The applicant must replace the northern and western boundary fences with fencing construction comprised of new fencing materials and to a height of 1800mm.
23. The 1800mm high fence along Clarinda Street is to have a planting rebate a minimum of 360mm articulated into the fence at a maximum 2.5 metre centres to facilitate a small tree. The tree species is to be nominated on the landscaping plan as per Condition No. 32.
24. The courtyard fence adjacent to Unit 3 is to be a maximum of 1500mm high. 25% of the area above 900mm high is to be open and transparent. Any section below 900mm may be solid construction.

Prior to Occupation

25. The consent owner must give Council written notice within seven (7) days of the completed installation of each manufactured home in accordance with Clause 160 of the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005.
26. Prior to the occupation or use of each manufactured home an inspection is to be carried out by Council's Building Surveyor, verifying all relevant requirements of the Environmental Planning & Assessment Act and the Local Government Act have been satisfied.
27. Prior to the occupation or use of any manufactured home the Applicant is required to obtain written evidence from Parkes Shire Council, pursuant to Division 5 of Part 2 of Chapter 6 of the Water Management Act 2000, certifying that all charges associated with Section 64 of the Local Government Act 1993 have been paid in full for both water and sewer.

Note: Water ET's for the development have been calculated to be 0.4.

Note: Sewer ET's for the development have been calculated to be 1.

Note: \$11,930.00 is the current Section 64 water developer charge per ET set out in Council's published fees and charges for 2017/18. This charge is reviewed each financial year. The current contribution rate is to be

confirmed prior to payment.

Note: \$3,530.00 is the current Section 64 sewer developer charge per ET set out in Council's published fees and charges for 2017/18. These charges are reviewed each financial year. The current contribution rate is to be confirmed prior to payment.

28. Written evidence from Parkes Shire Council certifying that all works, fees and charges required in connection with the provision of water services to the development have been undertaken and complied with in full must be submitted to the Certifying Authority prior to the occupation or use of any manufactured home.

Note: All monetary contributions in relation to the connection of reticulated water must be paid in full before Parkes Shire Council will issue any written evidence.

Note: The internal water network will be owned and maintained by the owner of the development.

29. Each dwelling unit shall provide a minimum 7.5 metres of clothesline within their respective areas of private open space. Clotheslines are to be located and/or screened so as not to cause nuisance to adjoining properties or be visually prominent from any public place.
30. Mailboxes along street frontage of the property boundary must be installed in accordance with Australia Post Guidelines prior to occupation. Prominent street numbers are to be displayed, with a minimum lettering size of 150mm in height.

Operational Conditions

31. Visitor car parking must be permanently available, freely accessible and clearly marked or signposted. The visitor car parking spaces are not to be allocated to individual dwellings.
32. A landscaping plan detail plant species, locations and matured heights must be provided to the satisfaction of Council's Director Planning and Environment and must be established within two (2) months of occupation of the corresponding manufactured home and maintained in a healthy state, and in perpetuity by the existing or future owners and occupiers of the property. Planting must not obscure or obstruct casual surveillance of dwelling entries to and from the street and communal driveway.
33. The location and facilities for the collection, storage and disposal of waste generated within the premises must be in such a manner that the waste materials/storage bins areas are not visually prominent from any public place.
34. The development shall be carried out in such a manner so as to not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil or otherwise.

Prior to the Issue of a Subdivision Certificate

35. The Applicant is to obtain from Parkes Shire Council a Subdivision Certificate prior to its lodgement with Land and Property Information Services NSW. The final survey plan and six (6) paper copies are to be submitted to Parkes Shire Council along with the application for the Subdivision Certificate.
36. The final survey plan shall show easements over all utility services, including water and sewer, facilities in favour of Parkes Shire Council.
37. The final survey plan must show all services within common property, or notify on title that any services outside common property will be deemed common property.

Prescribed Conditions

38. The work must be carried out in accordance with the requirements of the *Building Code of Australia*.
39. The commitments listed in any relevant BASIX Certificate for this development must be fulfilled in accordance with the BASIX Certificate Report, Development Consent and the approved plans and specifications.
40. 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 site is prohibited.

Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.

41. In the case of residential building work for which the *Home Building Act 1989* requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance must be entered into and be in force before any building work authorised to be carried out by the certificate commences.
42. Residential building work within the meaning of the *Home Building Act 1989* must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
 - a) in the case of work for which a principal contractor is required to be appointed:
 - (i) the name and licence number of the principal contractor, and

- (ii) the name of the insurer by which the work is insured under Part 6 of that Act,
- b) in the case of work to be done by an owner-builder:
 - (i) the name of the owner-builder, and
 - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.

If arrangements for doing residential building work are changed while the work is in progress such that the information submitted to Council in accordance with this conditions is out of date, work must cease and no further work may be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council), has given the Council written notice of the updated information.

43. Where development involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the certificate must at the person's own expense:
- a) protect and support the adjoining premises from possible damage from the excavation, and
 - b) where necessary, underpin the adjoining premises to prevent any such damage.

17 - 451 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

CARRIED

There was a unanimous show of hands by all Councillors.

For - Cr Ken Keith, Cr Pat Smith, Cr Wally Biles, Cr Bill Jayet, Cr Louise O'Leary, Cr Barbara Newton, Cr Neil Westcott, Cr Alan Ward, Cr George Pratt and Cr Kenny McGrath

Against - Nil

12.3 (DPE) DA2017/0111: Proposed Community Facility at 18 Rose Street, Parkes

Development Application Information**Application No:** DA2017/0111**Applicant:** Parkes Shire Council**Property:** Lot 133 & 163 DP 750152, 18 Rose Street, Parkes**Proposal:** Alterations and Additions to Community Facility**Executive Summary**

DA2017/0111 proposes alterations and additions to Community Facility at 18 Rose Street, Parkes. The proposed development will utilise the existing brick building in the south east corner of the former hospital site.

The development is consistent with the Parkes Shire Local Environmental Plan 2012, Parkes Development Control Plan 2013 and all relevant State Environmental Planning Policies. The proposal is reported to Council for determination as the application was lodged and assessed by Council. To avoid any potential conflicts of interest the proposal has been reviewed by an independent third party.

The proposed development was advertised and neighbour notified in accordance with the Parkes Shire Development Control Plan 2013. No objections to the proposal were received during the notification period.

The Plans of the development proposal are included in Attachment 1. The Statement of Environmental Effects in support of the development proposal (prepared by Active Planning Consultants) is included in Attachment 2. A Development Assessment Report reviewed by an independent consultant, dealing with all aspects of the proposal is included in Attachment 3.

Recommendation

It is recommended that the application be approved subject to the conditions contained in Annexure A of the Development Assessment Report.

17 - 452 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

CARRIED

There was a unanimous show of hands by all Councillors.

For - Cr Ken Keith, Cr Pat Smith, Cr Wally Biles, Cr Bill Jayet, Cr Louise O'Leary, Cr Barbara Newton, Cr Neil Westcott, Cr Alan Ward, Cr George Pratt and Cr Kenny McGrath

Against - Nil

12.4 (DPE) Rangers Quarterly Report July to September 2018

Executive Summary

A summary of Ranger activities for the quarter ending September 2017 is provided for Council's information.

Recommendation

1. That the information be noted.

17 - 453 Resolution

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Louise O'Leary.

CARRIED

The meeting adjourned for afternoon tea at 3.46pm. The meeting resumed at 4.10pm

12.5 (DPE) Waste Report

Executive Summary

The Waste Facilities Committee guides the actions of the Parkes Shire Waste Management Strategy 2015. The Committee resolved at its meeting on Tuesday, 15 August, 2017, to limit the use of Alectown Waste Facility to local Alectown residents as soon as possible.

Recommendation

1. That the information be received and noted.
2. That Council write to Mr Darcy Emmanuel in relation to his comments in a recent newspaper article and suggest that he has erred in his judgement in relation to accessing the waste facility at Alectown.

17 - 454 Resolution

That the information be received and noted.

Moved Councillor Bill Jayet, seconded Councillor Louise O'Leary.

CARRIED

13 DIRECTOR ENGINEERING SERVICES REPORT

13.1 (DWS) Road Safety and Injury Prevention Officer Report - July to September 2017

Executive Summary

The attached reports outline the quarterly activities and programs of the Lachlan, Parkes, Forbes Road Safety and Injury Prevention Officer (RSIPO) for the months of July to September 2017. This is the report finalising the third quarter period.

Recommendation

1. The information be received and noted.

17 - 455 Resolution

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

CARRIED

13.2 (DWS) Unconstructed Council Road Closures Curumbenya and Bumbery

Executive Summary

Council has been contacted by The Department of Primary Industries requesting Council's consent to close unconstructed Council roads. The first road traverses through Lot 40 DP 750153 and the second road through Lots 56, 57, 75, 38, 50, 47 & 29 DP 750142 and Lot 4 DP 1026744.

Recommendation

1. That Council give consent to the proposed road closure of the unformed road traversing through Lots 56, 57, 75, 38, 50, 47 & 29 DP 750142 and Lot 4 DP 1026744, and that the land be vested in the Crown.

17 - 456 Resolution

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor George Pratt.

CARRIED

14 DIRECTOR INFRASTRUCTURE REPORT

14.1 (DI) Annual Water and Sewer TBL report

Executive Summary

Council has received the Annual Water and Sewer Triple Bottom Line (TBL) report for Council's Water and Sewer businesses from the NSW DPI Water. Council has performed very well, based on Benchmarked metrics taken from each Regional Utility in NSW.

Recommendation

1. That the information in the report be noted

17 - 457 Resolution

That the information be received and noted.

Moved Councillor Neil Westcott, seconded Councillor Wally Biles.

CARRIED

15 CONSIDERATION OF COMMITTEE MINUTES

15.1 Committee Minutes - Parkes Elvis Festival Committee Meeting 6 December 2017

Prepared By: Economic & Business Development Manager

Executive Summary

Meetings of the Elvis Festival Committee were held at the Parkes Shire Council on 6 December 2017. The Minutes are attached for Council's endorsement.

Recommendation

1. That the Minutes of the Elvis Festival Committee meetings held on 6 December 2017 be noted and the recommendations of the Committee be endorsed by Council.

17 - 458 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

CARRIED

15.2 Committee Minutes - Parkes Sports Council Meeting 12 December 2017

Executive Summary

The Minutes of the Parkes Sports Council Meeting held on 12 December 2017 are presented for the information of Council.

Recommendation

1. That the minutes of the Parkes Sports Council meeting held on 12 December 2017 are received and noted.

17 - 459 Resolution

That the recommendation be adopted.

Moved Councillor Louise O'Leary, seconded Councillor Barbara Newton.

CARRIED

16 QUESTIONS AND MATTERS OF URGENCY

Q&M from Councillor Ward:

In the past few months the main street of Parkes has experienced large flood events which has entered shops and caused significant disruption. This has also been experienced in other locations. Can we urgently have a presentation on what our intended action will be to try and rectify the flooding issues?

Response from Director of Infrastructure Andrew Francis will be presented during the Council meeting on 19 December 2017.

17 - 460 Resolution:

1. That the Director Infrastructure give a presentation to Council early in 2018 in the Parkes Delivery Plus Workshop, with regards to short term and long term options on stormwater infrastructure in Parkes.

Moved Cr Alan Ward, seconded Cr Neil Westcott

CARRIED

17 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

17.1 (DTCS) Economic Development Committee - Parkes Airport Development

Prepared By: Director Technology & Corporate Services

Executive Summary

Council has received a development enquiry for the establishment of a freight related business at the Parkes Airport. The proponent is interested in advancing discussions to the next stage and would like to enter into a Memorandum of Understanding (MOU).

Recommendation

1. That Council enter into the MOU subject to the alterations suggested by Council's legal advisors.

17 - 461 Resolution

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor Ken McGrath.

CARRIED

17.2 (DTCS) Henry Parkes Centre - Commercial Interest for Displays

Prepared By: Director Technology & Corporate Service

Executive Summary

The Henry Parkes Visitors Centre houses various collections as part of Council's Destination Management Planning. An approach has been made in relation to one of the collections.

Recommendation

1. For the decision of Council.

17 - 462 Resolution

1. That Council enter into discussions with the proponent for the acquisition of suitable items that would be fitting for the displays in Parkes.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

CARRIED

17.3 (DWS) Minutes of the Plant Procurement Meeting 22 November 2017

Prepared By: Director Works and Services

Executive Summary

Council's 20 year plant replacement program is reviewed annually to align with budget constraints operational requirements, new technologies and plant utilisation. The 2017/2018 review, has involved a number of Council's staff, including Operational staff, and as a consequence major plant items have been recommended for replacement.

Recommendation

1. That the recommendations of the Plant Procurement Committee be adopted.

17 - 463 Resolution

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Neil Westcott.

CARRIED

At this stage being 5.27pm, the Closed meeting concluded and the Mayor re-opened the Meeting to the public. The Mayor read aloud the resolutions of the Confidential Business items tabled in the Closed Meeting for the benefit of the public gallery.

There being no further business the Mayor declared the meeting closed at 5.30pm.