



# 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 20 MARCH 2018

Minutes of the Ordinary Meeting of Parkes Shire Council held at the Bogan Gate Memorial Hall, 26 Lachlan Street, Bogan Gate, commencing at 1.30 pm for the purpose of considering the items included on the Agenda.

**GENERAL MANAGER:** Kent Boyd



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## Ordinary Meeting

**Minutes of the Ordinary Meeting held in the Bogan Gate Memorial Hall, 26 Lachlan Street, Bogan Gate on Tuesday 20 March 2018 at 1.30pm.**

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### PRESENT

Councillor K J Keith OAM, (in the Chair)  
Councillor W J Biles  
Councillor K M McGrath  
Councillor G W Pratt  
Councillor NC Westcott

Councillor B F Newton  
Councillor W P Jayet  
Councillor L A O'Leary  
Councillor P J Smith

### IN ATTENDANCE

General Manager - K Boyd  
Director Technology and Corporate Services - L Finn  
Director Planning and Environment - S Campbell  
Director Works & 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 1.30pm.

## **17 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS**

The meeting of the Ordinary Council meeting was closed to the public at 1.30pm.

The Mayor asked the Meeting whether it agreed that the items listed by the General Manager appeared to be items which should be discussed in closed session for the reasons given.

The General Manager advised that there were no written representations from the public on the proposed closure of the Council Meeting.

### **18 - 60 Resolution**

That the meeting be closed for consideration of the listed items as they involve: information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, personnel matters concerning particular individuals (other than Councillors) and commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

Moved Councillor Neil Westcott, seconded Councillor Barbara Newton

## **17.1 (DPE) Legal Advice On Property Enforcement**

**Prepared By: Steven Campbell**

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### **Executive Summary**

Preliminary legal advice and a fee estimate has been obtained regarding action to address issues created by hoarding on properties. Council needs to decide on commencement of proceedings and making of provision for costs involved in the budget.

### **Recommendation**

1. That the process to issue required Notices and Orders on the property as referred to in the report to rectify the issues being created by the circumstances on the property be commenced.
2. That funds be allocated as necessary for legal advice and action, staff activities and clean up costs.

## **18 - 61 Resolution**

1. That the process to issue required Notices and Orders on the property as referred to in the report to rectify the issues being created by the circumstances on the property be commenced.
2. That funds be allocated as necessary for legal advice and action, staff activities and clean up costs.
3. The Council make representations to LGNSW at the Annual Conference so that LGNSW requests the NSW Government to carry out a review of the local government orders and cost recovery powers to create a new system of guidelines, powers and cost recovery mechanisms that provides Councils with a simplified ability to resolve overgrown, unsafe and unhealthy properties in line with community expectations in a less costly way with simplified cost recovery mechanisms linked to the property rating debt recovery process.

Moved Councillor Barbara Newton, seconded Councillor Bill Jayet.

**CARRIED**

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## **17.2 Committee Minutes - EDC Sub-Committee Airport Development Committee Meeting 20 February 2018**

**Prepared By: Economic & Business Development Manager**

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### **Executive Summary**

Minutes of the EDC Sub-Committee Airport Development Committee Meeting held on Tuesday 20 February 2018 are attached for Council's consideration.

### **Recommendation**

1. That the minutes of the EDC Sub-Committee Airport Development Committee Meeting held on Tuesday 20 February 2018 be noted and the recommendations be adopted.

### **18 - 62 Resolution**

That the recommendation be adopted.

Moved Councillor Bill Jayet, seconded Councillor George Pratt.

**CARRIED**

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### **17.3 Committee Minutes - Economic Development Committee meeting 6 March 2018**

**Prepared By: Economic & Business Development Manager**

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#### **Executive Summary**

Minutes of the Economic Development Committee Meeting held on Tuesday 6 March 2018 are attached for Council's consideration.

#### **Recommendation**

1. That the minutes of the Economic Development Committee held on 6 March 2018 be noted and the recommendations be adopted.

#### **18 – 63 Resolution**

That the recommendation be adopted.

Moved Councillor Bill Jayet, seconded Councillor Pat Smith.

**CARRIED**

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#### **17.4 Committee Minutes - EDC Sub-Committee CBD Precinct Vibrancy Committee meeting 6 March 2018**

**Prepared By: Economic & Business Development Manager**

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#### **Executive Summary**

Minutes of the EDC Sub-Committee CBD Precinct Vibrancy Committee meeting held on Tuesday 6 March 2018 are attached for Council's consideration.

#### **Recommendation**

1. That the minutes of the EDC Sub-Committee CBD Precinct Vibrancy Committee Meeting held on Tuesday 6 March 2018 be noted and the recommendations be adopted.

#### **18 – 64 Resolution**

That the recommendation be adopted.

Moved Councillor Bill Jayet, seconded Councillor Pat Smith.

**CARRIED**

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## **17.5 Committee Minutes - Parkes Elvis Festival Committee Meeting 14 February 2018**

**Prepared By: Economic & Business Development Manager**

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### **Executive Summary**

Meetings of the Elvis Festival Committee were held at the Parkes Shire Council on 14 February 2018. The Minutes are attached for Council's endorsement.

### **Recommendation**

1. That the Minutes of the Elvis Festival Committee meetings held on 14 February 2018 be noted and the recommendations of the Committee be endorsed by Council.

### **18 – 65 Resolution**

That the recommendation be adopted.

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

**CARRIED**

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## **17.6 (GM) Request to Purchase Industrial Land**

**Prepared By: General Manager**

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### **Executive Summary**

Council has been approached by an investor interested in purchasing a large amount of land in the Parkes Industrial Estate.

Council has engaged an independent consultant to recommend a fair market value for the land. The value takes into consideration that the land is un-serviced (attributing to 2/3 of the costs of developed Industrial land) and has constraints such as a power easement. The site will also require a storm water retention basin.

### **Recommendation**

1. That the Mayor and General Manager be authorised to negotiate a 12 month option agreement at the agreed fair market price to allow further investigations and negotiations regarding the development to continue
2. That substantial work (i.e. DA approval, Construction Certificate issued, clearing of block, fencing and slag/ frame) must be carried out within 12 months of the exercise of the option, failing which the land will revert back to Council.

## **18 – 66 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Neil Westcott.

**CARRIED**

There being no further confidential business, the Mayor declared the Closed section of the meeting closed at 2.20pm.

The meeting resumed at 2.25pm.

The Mayor welcomed all present in the gallery to the meeting.

## **1 PRAYER**

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

## **2 APOLOGIES**

### **18 -67 Resolution**

That

Councillor Alan Ward be granted leave of absence (REASON: Work commitments).

Moved Councillor Barbara Newton, seconded Councillor Louise O'Leary

**CARRIED**

## **3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

### **18 - 68 Resolution**

That the Minutes of the Ordinary Meeting of Parkes Shire Council held on Tuesday 20 February 2018 copies of which have been forwarded to Councillors, be confirmed.

Moved Councillor George Pratt, seconded Councillor Ken McGrath.

**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.

### **18 - 69 Resolution**

That Late Item/s 16.1 and 17.6 be considered at this Council meeting.

Moved Councillor Neil Westcott, seconded Councillor Barbara Newton.

**CARRIED**

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## **7 MAYORAL MINUTES**

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

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#### **Executive Summary**

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

#### **Recommendation**

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

#### **18 - 70 Resolution**

That the information be received and noted.

Moved Councillor Bill Jayet, seconded Councillor Ken McGrath.

**CARRIED**

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

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### **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.

### **18 - 71 Resolution**

That the information be received and noted.

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

**CARRIED**

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### **7.3 Mayoral Minute - Vale Yvonne Hutton OAM**

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#### **Executive Summary**

Yvonne Patricia Hutton OAM, late of Kookaburra Street, Parkes was a Councillor of the Parkes Shire Council for 18 years. Yvonne passed away peacefully surrounded by her loving family on Sunday 4 March, 2018 at the age of 85 years.

#### **Recommendation**

1. That this report be received and noted.
2. That Council observe one (1) minutes silence in recognition of Yvonne Hutton OAM.

#### **18 - 72 Resolution**

That the recommendation be adopted.

Moved Councillor Neil Westcott, seconded Councillor Ken McGrath.

**CARRIED**

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## **7.4 Mayoral Minute - Official Opening of Middle Trundle Road Second Stage Upgrades**

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### **Executive Summary**

Parliamentary Secretary for Western NSW Rick Colless announced the completion of the second stage of works to Middle Trundle Road on 28 February 2018.

### **Recommendation**

1. That this report be received and noted.

### **18 – 73 Resolution**

That the information be received and noted.

Moved Councillor Barbara Newton, seconded Councillor Bill Jayet.

**CARRIED**

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## **7.5 Mayoral Minute - Stronger Country Communities (Round 1) Funding Announcement**

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### **Executive Summary**

On Monday 12 March 2018, Parliamentary Secretary for Western NSW Rick Colless announced funding for three projects in the Parkes totalling \$726,060 as follows:

Refurbish Parkes Community Hall (old hospital site)	\$265,911
Parkes Active Movement Plan - Stage 2	\$298,149
Parkes Little Theatre seating upgrade and refurbishment	\$162,000

### **Recommendation**

1. That this report be received and noted.

### **18 - 74 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

**CARRIED**

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## **7.6 Mayoral Minute - LGNSW Annual Tourism Conference 2018**

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### **Executive Summary**

More than 200 tourism professionals have descended on the Elvis capital of Australia and home of the much-loved CSIRO "Dish", to attend the 2018 Local Government NSW (LGNSW) Annual Tourism Conference in the central NSW town of Parkes.

Council staff supported LGNSW deliver this Conference.

### **Recommendation**

1. That this report be received and noted.
2. That LGNSW be commended for organising the Annual Tourism Conference 2018.
3. That Council staff who ably assisted in the running of the conference be commended.

### **18 - 75 Resolution**

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor Bill Jayet.

**CARRIED**

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## **8 COUNCILLORS' REPORTS**

Nil

## **9 INWARDS CORRESPONDENCE**

### **9.1 (ICR) Letters of Appreciation**

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#### **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 Baroness Trixie Gardner and Para Marcia.

#### **Recommendation**

1. That the information be received and noted.

#### **18 - 76 Resolution**

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Neil Westcott.

**CARRIED**

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

### **10.1 (GM) Change in Council meeting date in July 2018**

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#### **Executive Summary**

Council is aware that various groups will be visiting Parkes in the days prior to the inaugural Inland Rail Joint Industry Conference on 18 and 19 July 2018, which may require venues such as the Council Chamber and Council Officer involvement including the Mayor and General Manager. As this conflicts with the Ordinary Council meeting, a new date is suggested.

#### **Recommendation**

1. That the Council meeting scheduled for 17 July 2018 be rescheduled to either:
  - a) 31 July 2018 as a first preference; or to
  - b) 24 July 2018 as second preference

#### **18 - 77 Resolution**

1. That the Council meeting scheduled for 17 July 2018 be rescheduled to 31 July 2018.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

**CARRIED**

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## **10.2 (GM) Australian Local Government Association - Call for Motions - 2018 National General Assembly**

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### **Executive Summary**

The Australian Local Government Association (ALGA) is calling for motions from Councils for discussion at the National General Assembly (NGA) scheduled to be held in Canberra 17 - 20 June 2018.

The theme for the 2018 National General Assembly is "*Australia's Future: Make it Local*" focusing on how Councils can work in partnership with the Australian Government in particular to meet the current and future needs of local communities.

### **Recommendation**

1. That motions be considered for submittal to the 2018 National General Assembly

### **18 - 78 Resolution**

That the recommendation be adopted.

Moved Councillor George Pratt, seconded Councillor Pat Smith

**CARRIED**

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## **10.3 (GM) Union Picnic Day 2018**

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### **Executive Summary**

The Parkes Branch of the United Services Union has applied for Tuesday 24 April 2018 to be allocated as the annual Union Picnic Holiday.

### **Recommendation**

1. That Tuesday 24 April 2018 be approved as the annual Union Picnic Holiday as requested by the Parkes Branch of the United Services Union.

### **18 - 79 Resolution**

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor Neil Westcott.

**CARRIED**

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## **10.4 (GM) Draft 2018-19 Operational Budget**

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### **Executive Summary**

The draft operational budget for 2018/19 incorporating the operational expenses, capital works Program, fees, and charges for 2018/19 is presented for consideration and adoption for the purposes of public exhibition

### **Recommendation**

1. That pursuant to Sections 405 and 406 of the Local Government Act, 1993, the Operational Budget 2018/19, incorporating the Operational Budget, Capital Works Program, and Fees and Charges for 2018/19 be endorsed and placed on public exhibition for a period of 28 days.
2. That a further report be presented to Council following the exhibition period including a review of any submissions received

### **18 - 80 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Barbara Newton.

**CARRIED**

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## **10.5 (GM) 2017-18 Operational Plan - 6 Monthly Status Update**

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### **Executive Summary**

A requirement of the Integrated Planning and Reporting provisions of the Local Government Act requires that the General Manager report on the progress of the current Delivery Program on a six monthly basis.

Council has carried out a 6 monthly review of the Operational Plan and has provided a detailed report on its progress. A supporting document 6 Monthly Status Update - Executive Summary has been developed to provide a quick summary of the activities for each strategic objective formed to set the goals in the Community Strategic Plan during the twelve month reporting period.

### **Recommendation**

1. That the information be received and noted.

### **18 - 81 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

**CARRIED**

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## **11 DIRECTOR TECHNOLOGY AND CORPORATE SERVICES REPORT**

### **11.1 (DTCS) Investments as at 28 February 2018**

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#### **Executive Summary**

The carrying value of Council's investments at 28 February 2018 was \$35,206,297.

#### **Recommendation**

1. That the information in relation to investments held at 28 February 2018 be received and noted.

#### **18 - 82 Resolution**

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Wally Biles.

**CARRIED**

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## **11.2 (DTCS) Offer to Purchase Land – 55A Station Street Bogan Gate**

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### **Executive Summary**

An offer of \$1,000.00 has been received from Christopher & Vicki Rousell to purchase 55A Station Street, Bogan Gate being Lot 1 DP 117486 & Lot 1 DP 132615.

### **Recommendation**

1. That Council accepts the offer of \$1,000.00 from Christopher & Vicki Rousell to purchase 55A Station Street, Bogan Gate.
2. That Council grants authority to the General Manager and Director Technology and Corporate Services to execute contracts as required under Council Seal.

### **18 - 83 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Neil Westcott.

**CARRIED**

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## **11.3 (DTCS) ANZAC Day 2018**

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### **Executive Summary**

The Returned and Services League of Australia NSW Sub-Branches with the support of Parkes Shire Council will host the Dawn Services, Marches and Commemorative Services across the Shire on Wednesday 25 April 2018.

### **Recommendation**

1. That Council provide access to Memorial Hill, Parkes including power, lights and Shrine of Remembrance from 4am on 25 April 2018 for the Dawn Service;
2. That Council permit the use of Cooke Park, Parkes from 9am-10am on 25 April 2018 for the Commemorative Service;
3. That Council provide and cover the cost of the PA system at the Dawn Service in Parkes from approximately 4am-6am on 25 April 2018, estimated to be \$100 per hour;
4. That Council coordinate, design and professionally print 400 copies of the Parkes ANZAC Day Booklet, estimated to cost \$500;
5. That Council coordinate the ordering of five wreaths from florist at \$60 per wreath;
6. That Council endorse these events providing relevant Sub-Branches and Committees submit appropriate approvals for event activities as well as meet conditions of the Traffic Committee;
7. That the Road Closure recommendations made by the Traffic Committee Meetings held on February 2018 and November 2017 for Parkes, Bogan Gate, Trundle and Peak Hill be adhered to;
8. That Council provide further assistance or provision of equipment including signs and setup for the road closures in Parkes, Bogan Gate, Trundle and Peak Hill estimated to cost \$6,000;
9. That the Mayor and/or representative Councillors attend the Dawn Services and Commemorative Services in each Township on 25 April 2018 to lay a wreath and/or speak, if available;
10. That in exchange for the provision of this support, Council seeks appropriate acknowledgement from Organisers of the event.

## 18 - 84 Resolution

1. That Council provide access to Memorial Hill, Parkes including power, lights and Shrine of Remembrance from 4am on 25 April 2018 for the Dawn Service;
2. That Council permit the use of Cooke Park, Parkes from 9am-10am on 25 April 2018 for the Commemorative Service;
3. That Council provide and cover the cost of the PA system at the Dawn Service in Parkes from approximately 4am-6am on 25 April 2018, estimated to be \$100 per hour;
4. That Council coordinate, design and professionally print 400 copies of the Parkes ANZAC Day Booklet, estimated to cost \$500;
5. That Council coordinate the ordering of five wreaths from florist at \$60 per wreath;
6. That Council endorse these events providing relevant Sub-Branches and Committees submit appropriate approvals for event activities as well as meet conditions of the Traffic Committee;
7. That the Road Closure recommendations made by the Traffic Committee Meetings held on February 2018 and November 2017 for Parkes, Bogan Gate, Trundle and Peak Hill be adhered to;
8. That Council provide further assistance or provision of equipment including signs and setup for the road closures in Parkes, Bogan Gate, Trundle and Peak Hill estimated to cost \$6,000;
9. That the Mayor and/or representative Councillors attend the Dawn Services and Commemorative Services in each Township on 25 April 2018 to lay a wreath and/or speak, if available;
10. That in exchange for the provision of this support, Council seeks appropriate acknowledgement from Organisers of the event.
11. That roads needs to remain closed in Peak Hill during the ANZAC Day service

Moved Councillor George Pratt, seconded Councillor Louise O'Leary

**CARRIED**

## **11.4 (DTCS) Parkes Aero Spectacular 2018**

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### **Executive Summary**

The Parkes Aero Club will celebrate 70 years of flying with the Parkes Aero Spectacular on Saturday 14 April from 10am to 4pm. The day will feature an aerobatic display presented by Paul Bennet, HARS multi-engine aircraft demonstration and a performance by the RAAF Roulettes. Parkes Aero Club anticipate that the event could attract in the vicinity of 3,000 people.

### **Recommendation**

1. That Council endorse this event providing Parkes Aero Club event organisers submit appropriate approvals for event activities and inclusions as well as meet conditions of the February 2018 Traffic Committee;
  2. That the road closure recommendations made by the Traffic Committee Meeting held in February 2018 be adhered to;
  3. That a Risk Assessment for the event be completed by Parkes Aero Club to the satisfaction of Council;
  4. That Parkes Aero Club show evidence of sufficient public liability insurance for the activities proposed;
  5. That the public amenities in the Parkes Regional Airport Terminal are cleaned before and serviced during the event;
  6. That 10 wheelie bins be provided by Council for use at the Airport and Council provide bin emptying services after the event with the provision that the facility is restored to its usual state by Monday 16 April 2018;
  7. That Council provide bunting and star pickets to be used at the event;
  8. That Council provide its stage to the Event Organisers and set up for the Airshow before it commences and dismantle after the event;
  9. That two portable grand stands are provided to the Event Organisers free and set up for the Airshow before it commences and removed after the event;
  10. That Council's Parks and Gardens team provide for a high level of presentation at the Parkes Regional Airport for the event;
  11. That Council's Facilities Manager coordinates the slashing and preparation of the western paddock for use as a temporary carpark for the event, including the installation of double gates;
  12. That Council's Visitor Destination team continue to work with the event organisers to promote the event, provide marketing support including development of an Event Marketing Plan, social media strategy and Event Management Plan, and look at ways to leverage the event for the Shire and greater region;
  13. That Council's Events Destination team support Parkes Aero Club in acquitting the requirements for the funding received;
  14. That the Mayor or a representative Councillor be present to open the Parkes Aero Spectacular.
  15. That the Mayor and/or Councillors accept the invitation to attend the Parkes Aero Spectacular on Saturday 14 April, if calendar permits.
  16. That in exchange for the provision of this support, Council seeks platinum sponsorship recognition and acknowledgement from Organisers of the event.
  17. That the estimated in-kind value of the above support taken as a platinum sponsorship totalling \$20,000 be assigned to the previously resolved facility.
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18. That Council approve requests for conducting adventure joy flights, normal flights and an aerobatic display on 14 April 2018 by the respective qualified entities subject to the operating requirements defined by the Facilities Manager being adhered to and that letters of support be provided where necessary under the Air navigation (Aircraft Noise) Regulation 1984.
19. That the various air display operators provide evidence of their public liability Insurance coverage (minimum \$20million) which shall hold Council harmless.
20. That all relevant approvals from the Civil Aviation Safety Authority and the Department of Infrastructure, Regional Development and Cities be provided to Council prior to the event.
21. That the retained organisers provide evidence to the Facilities Manager of the accreditation and experience of field marshals and Display Coordinator (Air Boss) to be used on the day.

### **18 - 85 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Neil Westcott.

**CARRIED**

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## **11.5 (DTCS) Parkes Open Gardens 2018**

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### **Executive Summary**

The Parkes Open Gardens returns on Sunday 15 April 2018. Hosted by Parkes Garden Club, the Open Gardens showcases seven autumn gardens in Parkes to approximately 350 guests.

### **Recommendation**

1. That Council hire and provide three individual port-a-loos inclusive of toilet paper to be delivered to two of the gardens including delivery, pick up and pump out;
2. That Council design and print the brochure highlighting the Open Gardens;
3. That the Mayor and/or representative Councillor accept the invitation to attend the Open Gardens on Sunday 15 April between 10am and 4pm, if calendar permits;
4. That in exchange for the provision of this support, Council seeks appropriate sponsorship recognition and acknowledgement from Organisers of the event.

### **18 - 86 Resolution**

That the recommendation be adopted.

Moved Councillor Barbara Newton, seconded Councillor Wally Biles.

**CARRIED**

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## **11.6 (DTCS) Trundle ABBA Festival 2018**

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### **Executive Summary**

Trundle ABBA Festival has requested assistance by way of resources for their upcoming 7th Festival, to be held on Friday 4 and Saturday 5 May 2018. It is anticipated that the Trundle ABBA Festival will continue to grow on last year's attendance, this year reaching 5,000-6,000 visitors to Trundle.

### **Recommendation**

1. That Council provide the requested number of portable toilets for the Festival attendees and campers at the Showground Racecourse and on the streets on the way to the train;
  2. That Council's Tourism Unit assist the Event Organisers by providing staff to conduct surveys of Festival attendees on Saturday 5 May to support the ongoing market research of the event and destination;
  3. That Council's Tourism staff supply an unmanned pop-up destination information stand incorporated in ABBA Central and a presence at the Showground;
  4. That Council endorse the staging of this event providing Trundle ABBA Festival event organisers submit appropriate approvals for event activities and inclusions;
  5. That the road closure recommendations made by the Traffic Committee Meeting held in February 2018 be adhered to, including the wet weather contingency plan;
  6. That Council provide further assistance or provision of equipment including signs, VMS and setup as required for the road closure estimated to cost \$2,000;
  7. That a Risk Assessment for the event be completed to the satisfaction of Council;
  8. That the Festival Organisers show evidence of sufficient public liability insurance for the activities proposed;
  9. That the existing toilet block at Berryman Oval is cleaned before and serviced throughout the event;
  10. That two lighting towers be provided by Council for pedestrian safety, toilet lighting and train access safety;
  11. That 10 wheelie bins be provided by Council for Berryman Oval and Council provide bin emptying services;
  12. That Council provide additional ground crew to help keep Trundle tidy on Saturday 5 May;
  13. That the Council owned stage is loaned to the Event Organisers free of charge and set up for the Festival before it commences on 4 May and dismantled and removed after the Festival;
  14. That Council's Parks and Gardens team provide a high level of presentation in Trundle;
  15. That Council determine a reasonable approach to ensure the quality of the ground is maintained in the lead up to the Festival and returned after the Festival;
  16. That Council's Destination team continue to work with the event organisers to promote the event, provide community engagement support and leverage the event for the Shire;
  17. That Council engage a photographer to take on-brand images of the Festival;
  18. That the Mayor or a representative Councillor be present to open the 7th Trundle ABBA Festival if calendar permits;
  19. That the Mayor and/or representative Councillors accept the invitation to attend the Trundle ABBA Festival on Saturday 5 May, calendar permits.
  20. That in exchange for the provision of this support, Council seeks appropriate sponsorship recognition and acknowledgement from Organisers of the event.
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## **18 - 87 Resolution**

That the recommendation be adopted.

Moved Councillor Bill Jayet, seconded Councillor Barbara Newton.

**CARRIED**

The meeting adjourned for afternoon tea at 3.45pm. Councillor Patrica Smith left the meeting at 4.04pm on leave of absence.

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## 12 DIRECTOR PLANNING AND ENVIRONMENT'S REPORT

### 12.1 (DPE) DA2017/0105 – Proposed Alterations and Additions to Service Station at Lot 2 DP 551028, 46-50 Clarinda Street, Parkes

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#### Development Application Information

**Application No:** DA2017/0105

**Applicant:** TFA Project Group

**Property:** Lot 2 DP 551028, 46-50 Clarinda Street, Parkes

**Proposal:** Alterations & Additions to Service Station

#### Executive Summary

DA2017/0105 proposes the removal of 5 underground petroleum storage system (UPSS), installation of 2 new UPSS's, replacement of the existing signage and a range of associated landscaping works at 46-50 Clarinda Street, Parkes. The refurbishment of the service station is to update old infrastructure and ensure the longevity of the business.

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 proposed development was exhibited in the local paper and notified to neighboring land owners from 12 October 2017 to 26 October 2017 and re-notified/exhibited as a result of minor changes to the proposal from in accordance with the Parkes Shire Development Control Plan 2013. During the notification period, two (2) submissions was received to the proposal raising concerns with noise, light glare, hours of operation, parking impacts, traffic access and safety and potential increases in litter disposal.

The proposed development is supported in the circumstances, given the development is for the replacement of existing infrastructure, lighting will be controlled via conditions regarding compliance with the relevant Australian Standards, hours of operation will remain as existing and the site has the capacity for vehicles to enter and exit the site without crossing the Clarinda Street centreline.

The assessment of the development proposal (see Attachment 3) concludes the proposed development fits in the locality and there are no constraints on the site or posed by adjacent developments. There are no reasons warranting the refusal of the application and it is recommended that the development application be approved, subject to appropriate conditions.

The Plans of the development proposal 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**

It is recommended 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) titled Site Layout, prepared by TFA Project Group, numbered 17072-DA03 (Revision K), dated 2 February 2018.
  - ii. The approved stamped plan(s) titled Shop Elevations, prepared by TFA Project Group, numbered 17072-DA04 (Revision H), dated 18 September 2017.
  - iii. The approved stamped plan(s) titled Site Signage, prepared by TFA Project Group, numbered 17072-DA05 (Revision J), dated 2 February 2018.
  - iv. The approved stamped plan(s) titled Erosion and Sediment Control Plan, prepared by TFA Project Group, numbered 17072-DA06 (Revision G), dated 2 February 2018.
  - v. The approved stamped plan(s) titled Conceptual Stormwater Management Plan, prepared by TFA Project Group, numbered 17072-DA07 (Revision R), dated 1 February 2018.
  - vi. The approved stamped plan(s) titled Delivery Tanker Path, prepared by TFA Project Group, numbered 17072-DA09 (Revision C), dated 2 February 2018.
  - vii. The approved stamped Statement of Environmental Effects prepared by TFA project Group, numbered 17072, dated 22 September 2017.

A current and approved copy of the approved stamped plan(s) by Parkes Shire Council is to be maintained on site for constructional and reference purposes.

### **Prior to Commencement of Works**

2. The Applicant is to obtain a Construction Certificate from either Council or an Accredited Certifying Authority, certifying that the proposed works are in accordance with the Building Code of Australia and applicable Council Development and Engineering Standards prior to any building and or subdivision works commencing.

Note. No building, engineering or excavation work is to be carried out in relation to this development until the necessary construction certificates have been obtained.

Note. It is the responsibility of the Applicant to ensure that the development complies with the Building Code of Australia and applicable Development and engineering standards in the case of building work and the applicable Council Engineering Standards in the case of subdivision works. This may entail alterations to the proposal so that it complies with these standards.

3. The applicant is to submit to Parkes Shire Council, at least two (2) days prior to the commencement of any works, a 'Notice of Commencement of Building or Subdivision Works' and 'Appointment of Principal Certifying Authority'.

4. The Applicant is to obtain all relevant approvals to carry out stormwater drainage work or water supply work from Parkes Shire Council prior to commencing works to and comply with any conditions of that permit. All work shall be carried out by a licensed plumber and drainer in accordance with Australian Standard AS/NZS 3500:2003, the Plumbing Code of Australia.
5. 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 latest publication of Managing Urban Stormwater – Soils and Construction produced by Landcom.
6. Prior to commencement of demolition 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 Fees and Charges Schedule.

Note: The security deposit is taken to cover the cost of any damage to Council's assets (eg: 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. Prior to the commencement of any demolition work on the site the Applicant is to submit to Parkes Shire Council for approval by Parkes Shire Council's Director Planning and Environment, full details of the proposed methods of disposing of all demolition wastes, including those materials that will be recycled or disposed of at an approved waste management centre.

#### **During Works**

8. A temporary construction site fence must be erected between the work site and adjoining lands before the works begin and must be kept in place until after the completion of works if the works:
  - (a) could cause a danger, obstruction or inconvenience to pedestrian or vehicular traffic, or
  - (b) could cause damage to adjoining lands by falling objects, or
  - (c) involve the enclosure of a public place or part of a public place

Note: See the entry in the General Exempt Development Code for scaffolding, hoardings and temporary construction site fences.

9. The development must be carried out in accordance with:
  - (i) AS 2601—2001, The demolition of structures.
  - (ii) Protection of Environment Operations (Underground Petroleum Storage Systems) Regulation 2008
  - (ii) Workcover NSW and the Work Health and Safety Regulation 2011
10. Documentary evidence is to be provided to Council that the existing underground steel fuel tanks have been removed by an approved contractor and disposed of all recycled in accordance with the relevant Australian standards

11. Demolition materials and waste materials must be disposed of at a waste management facility. The work site must be left clear of waste and debris at the completion of the works.
12. Demolition works, building activities and excavation work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 6.00 pm on weekdays and 8.00 am and 1.00 pm on Saturdays. No work on Sundays or Public Holidays is permitted.
13. All loading, unloading and storage of goods, equipment, tools and building materials, or the carrying out of building operations related to the development proposal shall be carried out within the confines of the property. No loading, unloading and storage of goods, equipment, tools and building materials, or the carrying out of building operations related to the development proposal shall be carried out on the nature strip, footpath or public roadway system.
14. Throughout the course of building 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 toilet for every 20 persons or part of 20 persons employed at the site.
15. All building rubbish and debris, including that which can be wind blown, shall be contained on site 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.
16. Any damage caused to footpaths, roadways, utility installations and the like by reason of construction operations shall be made good and repaired to a standard equivalent to that existing prior to commencement of construction. The full cost of restoration/repairs of property or services damaged during the works shall be met by the Applicant.
17. All works required in carrying out the development are to be in accordance with any relevant requirements of the NSW WorkCover Authority.
18. In accordance with the *Environmental Planning and Assessment Regulation 2000*, the existing premise is to be provided with the following to satisfy the relevant performance requirements of the Building Code of Australia (BCA):
  - (a) Required exits from the building are to satisfy the applicable performance requirements of Section D of the BCA, and;
  - (b) Portable fire extinguishers are to be provided throughout the building to satisfy performance requirement EP1.2 of Section E of the BCA.Details demonstrating compliance are to be provided to the certifying authority with Construction Certificate documentation.
19. All roofed and paved areas shall be drained to Council's stormwater infrastructure in Clarinda Street as per the approved plans(s) so that water from those areas is properly conveyed away from buildings in accordance with the Plumbing Code of Australia. Storm water disposal drains shall be connected to all roof gutter down pipes within 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 an approved stormwater management system.

20. Provide on-site car parking for a minimum of five (5) car parking spaces plus an additional one (1) disabled car parking space in accordance with the approved plans.
21. Car parking facilities, including all 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.
22. Pave/seal and line mark all access ways, parking, pedestrian, loading and manoeuvring areas in accordance with AUS-SPEC#1/Parkes Shire Council. Trafficable areas shall be maintained in good order and kept clear and available at all times for such purposes.

### **Prior to Occupation**

23. Prior to the occupation or use, an Occupation Certificate must be obtained from the Principal Certifying Authority for the development.
24. A statement shall be provided from a suitably qualified professional that the fuel tanks have been installed in accordance with Australian Standard 1940-2004 - The storage and handling of flammable and combustible liquids. Details demonstrating compliance are to be submitted to the Certifying Authority prior to the issue of an Occupation Certificate.
25. A Fire Safety Certificate shall be furnished to the Principle Certifying Authority for all the Essential Fire or Other Safety Measures forming part of this approval prior to the issue of any Occupation Certificate. A copy of the Fire Safety certificate must be submitted to Council by the PCA with the Occupation Certificate. An electronic copy of the Final Fire Safety Certificate (together with a copy of the current Fire Safety Schedule) shall also be forwarded to the Fire Commissioner via the following dedicated email address: [afss@fire.nsw.gov](mailto:afss@fire.nsw.gov).

### **Operational Conditions**

26. Landscaping in accordance with the approved plans must be established within two (2) months of occupation 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.
27. The level of illumination and/or lighting intensity used to illuminate the signage is to be minimised and the design is to be such to ensure that excessive light spill or nuisance is not caused to any nearby premises. Any wiring to approved signage must be concealed within the fabric of the building or contained behind the sign and must not be visible on the facade of the building.
28. Signage is not to flash, move, be objectionably glaring or luminous.
29. An Annual Fire Safety Statement shall be furnished to the Principal Certifying Authority for all the Essential Fire or Other Safety Measures forming part of this approval within twelve (12) months after the Fire Safety Certificate was issued. A copy of the Annual Fire Safety Statement must be submitted to Council. An electronic copy of the Annual Fire Safety Statement shall also be forwarded to the Fire Commissioner via the following dedicated email address: [afss@fire.nsw.gov](mailto:afss@fire.nsw.gov).
30. All vehicles must enter and exit the site in a forward direction. No reversing of vehicles onto the public roadway system. All vehicles must be parked legally and no vehicles are permitted to be parked over the public footpath.

31. 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 or refuse areas are not visible from any public place.
32. All loading and unloading of delivery vehicles, is to take place off-street and must not inhibit the free flow of vehicles accessing the site or other premises in the area. Loading facilities, internal docks or goods handling areas are to be maintained free of obstruction for the sole use of delivery vehicles.
33. Any external lights shall be operated and maintained in accordance with the Australian Standard AS4282 - Control of the Obtrusive Effects of Outdoor Lighting so as not to cause a nuisance or adverse impact on the surrounding area or to motorists on nearby roads.
34. Any chemicals and other liquids must be stored in suitable receptacles in an area that is bunded or has a spill containment system that will minimise the risk of pollution from liquid spills/leaks. Any bund walls and floors shall be constructed of impervious materials and shall be of sufficient size to contain 110% of the total volume of the stored products. Where applicable the construction of bunds must comply with the requirements of Australian Standards AS1940/2004: The storage and Handling of Flammable and Combustible Liquids, AS4452 B1997: The storage and Handling of Toxic Substances, and The Dangerous goods Act 1975.
35. There must be no interference with the amenity of the area by reason of the emission of any "offensive noise" as defined in the *Protection of the Environment Operations Act 1997*, vibration, smell, fumes, smoke, vapour, steam, soot, ash or dust, or otherwise as a result of the development.
36. The oil/water separator is to be regularly maintained to ensure it's ongoing proper functionality.

#### **Prescribed conditions**

37. The work must be carried out in accordance with the requirements of the Building Code of Australia.
38. 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.

39. 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.

## **18 - 88 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor George Pratt.

**CARRIED**

There was a unanimous show of hands by all Councillors.

For – Cr Ken Keith, Cr Wally Biles, Cr Bill Jayet, Cr Louise O'Leary, Cr Barbara Newton, Cr Neil Westcott, Cr George Pratt and Cr Kenny McGrath

Against – Nil

Did not vote – Cr Alan Ward (REASON: Work commitments) and Cr Patrica Smith (REASONS: Leave of absence)

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## **12.2 (DPE) DA2018/0018: Proposed Subdivision at Lot 2 DP 586308, 27 Wentworth Street, Parkes**

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### **Development Application Information**

**Application No:** DA2018/0018

**Applicant:** Leonard Charles Farrugia

**Property:** Lot 2 DP 586308, 27 Wentworth Street, Parkes

**Proposal:** Subdivision

### **Executive Summary**

DA2018/0018 proposes a one into two lot subdivision of 22 Wentworth Street, Parkes, to divide an existing dual occupancy development into separate Torrens Title Lots.

The application is reported to Council as the subdivision seeks a variation to the minimum lot size required under Clause 4.1 of the Parkes Local Environmental Plan 2012 (LEP). The applicant proposes subdivision into 2 x 406m<sup>2</sup> lots which is below the minimum 450m<sup>2</sup> minimum allotment size stipulated in the LEP.

Clause 4.6 Exceptions to development standards permits Council to approve minor variations to the LEP where the applicant can demonstrate compliance is unreasonable or unnecessary and there are sufficient planning grounds to justify the variation.

The development is consistent with all relevant State Environmental Planning Policies and the Parkes Shire Development Control Plan 2013.

The proposed development was 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 adequately demonstrate how compliance with the development standard is unreasonable and that there are sufficient environmental planning grounds to justify contravening the development standard. It is also assessed that development is consistent with the zone objectives and will be in the public interest.

The Plans of the development proposal (prepared by Karl Lupis Registered Surveyor) are included in Attachment 1. The Statement of Environmental Effects in support of the development proposal (prepared by iPlan Projects Planning and Development Solutions) is included in Attachment 2. A Development Assessment Report, 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 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 Karl Lupis Registered Surveyor, numbered 17-226, dated 21 December 2017.
  - II. The approved stamped Statement of Environmental Effects prepared by iPlan Projects Planning and Development Solutions, dated 7 February 2018.

A current and approved copy of the approved stamped plan(s) by Parkes Shire Council is to be maintained on site for constructional and reference purposes.

### **Prior to the issue of the Subdivision Certificate**

2. 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.
3. In association with the plan of subdivision, any section 88B instrument used to create required easements, rights-of-carriageway, positive covenants, restrictions-on-use or any other burdens/benefits, including the creation of a stormwater easement, must be prepared and submitted in original form. Parkes Shire Council must be prescribed in the 88B instrument as an authority whose consent is required to release, vary or modify the burden/benefits.
4. The final survey plan shall show any easements required over all utility services, including water, sewer, and stormwater drainage facilities in favour of the relevant service authority.
5. The new allotments shall be numbered as follows:-
  - (a) Lot 45: 27A Wentworth Street, Parkes
  - (b) Lot 46: 27 Wentworth Street, Parkes

Numbering of the properties shall be conspicuously displayed at the front of the property, on the appropriate mailbox and shall be maintained in accordance with Australia Post Guidelines prior to the issue a Subdivision Certificate.

The approved numbering system must be included in the final plans of strata subdivision

### **Prescribed conditions**

6. The work must be carried out in accordance with the requirements of the Building Code of Australia.

## **18 - 89 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Barbara Newton.

**CARRIED**

There was a unanimous show of hands by all Councillors.

For – Cr Ken Keith, Cr Wally Biles, Cr Bill Jayet, Cr Louise O'Leary, Cr Barbara Newton, Cr Neil Westcott, Cr George Pratt and Cr Kenny McGrath

Against – Nil

Did not vote – Cr Alan Ward (REASON: Work commitments) and Cr Patrica Smith (REASONS: Leave of absence)

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## **12.3 (DPE) February 2018 Building Statistics**

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### **Executive Summary**

During the month of February 2018 there were eight (8) Development Applications received totalling \$16,835,124.00 and nine (9) consents were issued. Six (6) Complying Development Certificates were received totalling \$1,169,042.00 and two (2) consents were issued.

### **Recommendation**

1. That the information be received and noted.

### **18 - 90 Resolution**

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Barbara Newton.

**CARRIED**

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## **12.4 (DPE) Rangers Quarterly Report October to December 2017**

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### **Executive Summary**

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

### **Recommendation**

1. That the information be noted.

### **18 – 91 Resolution**

That the information be received and noted.

Moved Councillor Bill Jayet, seconded Councillor Neil Westcott.

**CARRIED**

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## **13 DIRECTOR WORKS & SERVICES REPORT**

### **13.1 (DWS) Bridges Renewal Programme, Round Two – Completion of Kadina Bridge**

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#### **Executive Summary**

Council has recently completed the construction of the Kadina Bridge on the Bogan Way, MR350N. The construction of the project commenced in October 2017. The Bogan Way was reopened to traffic on Wednesday 14<sup>th</sup> March.

#### **Recommendation**

1. That the information be received and noted.

#### **18 – 92 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

**CARRIED**

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## **13.2 (DWS) 5 Star Water Safety Partner Accreditation**

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### **Executive Summary**

Council's Swimming Pools at Parkes, Peak Hill, Trundle and Tullamore have been audited by Royal Life Saving Society Australia (RLSSA) for Aquatic Facility Safety Assessments and Five (5) Star Water Safety Partner Accreditation. Parkes, Trundle and Peak Hill Pools have all been awarded 5 stars. There are no other five (5) star facilities in the region.

### **Recommendation**

1. That the Parkes Pool Co-ordinator, Peak Hill Pool Operator and Trundle Pool Operator be congratulated on achieving 5 star accreditation.

### **18 – 93 Resolution**

That the information be received and noted.

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

**CARRIED**

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## **14 DIRECTOR INFRASTRUCTURE REPORT**

### **14.1 (DI) CENTROC Condition Assessment of Gravity Sewer Mains using CCTV**

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#### **Executive Summary**

This report seeks Council's resolve to participate in a regional procurement process for the Condition Assessment of Gravity Sewer Mains Using CCTV through the CENTROC Water Utilities Alliance (CWUA) and CENTROC's Compliance and Cost Savings Program.

Council has participated in CENTROC's regional contract for the Condition Assessment of Gravity Sewer Mains Using CCTV for the past 3 years and councils continued support is requested for the next contract which is expected to commence on 1 September 2018.

The following report provides more background advice regarding both CENTROC's Compliance and Cost Savings Program and the regional procurement process for Condition Assessment of Gravity Sewer Mains Using CCTV.

#### **Recommendation**

1. Council agree to participate in a regional contract for the Condition Assessment of Gravity Sewer Mains Using CCTV, and
2. Council to advise CENTROC of its decision.

#### **18 - 94 Resolution**

That the recommendation be adopted.

Moved Councillor Neil Westcott, seconded Councillor George Pratt.

**CARRIED**

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## **15 CONSIDERATION OF COMMITTEE MINUTES**

### **15.1 Committee Minutes - Road Naming Committee meeting 19 December 2017**

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#### **Executive Summary**

A Parkes Shire Council Road Naming Committee meeting was held on Tuesday 19 December 2017.

#### **Recommendation**

1. That the recommendations contained in the Minutes of the Parkes Shire Council Road Naming Committee held 19 December 2017 be endorsed and adopted.

#### **18 - 95 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Bill Jayet.

**CARRIED**

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## **15.2 Committee Minutes - Sporting Facilities Development Committee meeting 20 February 2018**

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### **Executive Summary**

The Minutes of the Sporting Facilities Development Committee held on 20 February 2018 are presented for the information of Council.

### **Recommendation**

1. That the minutes of the Sports Facilities Development Committee are received and noted.

### **18 - 96 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Louise O'Leary.

**CARRIED**

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### **15.3 Committee Minutes - Waste Facilities Committee meeting 20 February 2018**

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#### **Executive Summary**

A meeting of the Parke Shire Council Waste Facilities Committee will be held at 9:00am prior to the Council meeting scheduled for Tuesday, 6 June 2017. The Minutes of the meeting will be tabled at the Council meeting.

#### **Recommendation**

1. That the Minutes of the Waste Facilities meeting held on 20 February 2018 be received and noted.

#### **18 - 97 Resolution**

That the recommendation be adopted.

Moved Councillor George Pratt, seconded Councillor Wally Biles.

**CARRIED**

## **16 QUESTIONS AND MATTERS OF URGENCY**

### **16.1 Q&M from Councillor Newton – Rezoning of Tullamore commercial area**

Is it possible to rezone the Tullamore commercial area?

Points are \*limited commercial space

\* Already to be occupied residentially.

\*one current owner has expressed ambition to move into his property.

For Tullamore to have any chance of an appropriate 'shopping area' it really needs to be only a commercial area.

The challenge is, the commercial areas of Tullamore can be purchased for about \$20k so some people are buying them and living in them. However, the townsfolk want these areas preserved for commercial activity only.

#### **Response from Director Planning & Environment:**

The larger part of the township of Tullamore, including the eastern side of Cardigan Street containing shop area, is zoned RU5 Village under the Parkes Local Environmental Plan 2012. This zoning is consistent with small town zonings throughout the shire. The zone is intended to provide for a range of land uses, services and facilities that are associated with a rural small town.

To allow this range and flexibility a wide range of uses are permitted with Consent of Council. The only uses prohibited in the zone are:

Agriculture; Air transport facilities; Airstrips; Animal boarding or training establishments; Cellar door premises; Crematoria; Electricity generating works; Extractive industries; Farm buildings; Farm stay accommodation; Forestry; Heavy industrial storage establishments; Heavy industries; Home occupations (sex services); Marinas; Mooring pens; Moorings; Open cut mining; Rural workers' dwellings; Waste disposal facilities.

Council has commenced a review of the Parks Shire Land Use Strategy and Parkes Local Environmental Plan 2012 to ensure our current planning controls are relevant and reflect current development trends, statistics and community desires.

The Local Environment Plan review process can be lengthy due to the consultation requirements with community and State Government agencies.

Rezoning to further restrict the uses allowable in an area reduces potential for building use and may have a limiting rather than enabling effect causing buildings to remain empty rather than have the opposite effect of promoting commercial land use.

There are provisions within the NSW planning legislation that allow for premises to be continually used for residential purpose even if the land is rezoned to prohibit residential development.

Uses that have no approval (and have no existing use right under legislation) become an enforcement issue. The property zoning does not stop people conducting an unapproved use on the land/in the building nor does it provide a fast track of enforcement provisions contained in legislation.

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**Recommendation:**

1. That Council inspect the relevant properties for Approved use compliance.
2. That Council consider the strategic purchase of certain properties in the commercial area in Tullamore.

**18 - 98 Resolution**

That the recommendation be adopted.

Moved by Councillor Barbara Newton, seconded by Councillor George Pratt

**CARRIED**

At this stage being 4.54pm, the Mayor thanked the Bogan Gate community for allowing Council to conduct the meeting at the Bogan Gate Memorial Hall. The Mayor then invited the gallery to address Council on any issues they would like to bring to Council's attention.

Graham Davis mentioned that vehicles were accessing the Bogan Gate tip at odd hours. It was suggested by Council that a swipe card system be investigated to see if viable in Bogan Gate, similar to what has been installed in Alectown.

Don McKeowen, Dick Rawson and Graham Davis raised the matter of hoarding in Bogan Gate. The Mayor advised that Council was seeking legal advice on this issue.

Stewart Woods mentioned that an itinerant person is living or camping on the land at the rear of his property without any amenities. Council would look into this matter.

Dick Rawson and Ron Umbers inquired about the old plaque from Kadina Bridge. Council would retain the old plaque and also fasten a new plaque when Kadina Bridge is officially opened.

Graham Davis brought to Council's attention a big tree near the bridge at the Shire boundary which blocks visibility. Council would investigate and if appropriate, remove this big tree.

There being no further business the Mayor declared the meeting closed at 5.15pm.