



MINUTES

ORDINARY COUNCIL MEETING

TUESDAY 18 DECEMBER 2012

(Held at the Waroona Shire – Council Chambers)

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1. DECLARATION OF OPENING/ANNOUNCEMENTS

The Shire President declared the meeting open at 4.05 pm and welcomed Councillors and Staff present.

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED

Cr Noel Dew	Shire President
Cr Larry Scott	Deputy Shire President
Cr John Salerian	Councillor
Cr Trish Witney	Councillor
Cr Lina Look	Councillor
Cr John Mason	Councillor
Mr Ian Curley	Chief Executive Officer
Mr Laurie Tilbrook	Deputy Chief Executive Officer
Mr Louis Fouché	Director Planning Services
Mr Steve Cleaver	Director Community & Strategy
Mr Jason Robertson	Manager Environmental Health & Building Services
Mrs Sue Cicolari	Executive Support Officer

APOLOGIES

There was 1 member of the public present at the commencement of the meeting.

LEAVE OF ABSENCE PREVIOUSLY APPROVED

Cr Christine Germain	Councillor
Cr Craig Wright	Councillor

3. RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

4.1 PUBLIC QUESTION TIME

Mr Ken Landwehr – PO Box 107, Waroona

Questions relating to Item 9.5.1– Alcoa Waroona Sustainability Fund

1. When is the next \$200,000 payment by Alcoa due?

The Shire President advised that the payment is due 30 days after the Deed is signed.

2. Is the original community committee still in place and when was the date of the last Committee meeting?

The CEO advised that the Committee was now defunct. Original members were given 2 year appointments which have now expired. The last meeting was held on 29 March 2010.

3. Please describe the intent of the wording “much greater flexibility” in what can be funded. How much has the original charter altered?



Can projects that benefit the whole community be included and not just for certain not for profit organisations?

The CEO advised that the context of the agreement has not changed, however the difference was there were no tax implications and funding, under the new agreement, will not be restricted to charitable organisations.

4. Type of investments in “trust” to maximise income streams and risk assessment policy.

The CEO advised that the Council will invest the funds as per Council policy which is investing only in cash deposits in the major banks.

4.2 PUBLIC STATEMENTS

Mr Ken Landwehr - Relating To Item 9.5.1 – Alcoa Waroona Sustainability Fund

Made a statement that he would like to see greater open communication and accountability to the working committee now that delicate negotiations are ready to be signed off after nearly 2 years.

5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

6. DISCLOSURES OF MEMBERS’ & OFFICERS’ INTERESTS

Cr Witney declared an interest affecting impartiality in Item 10.2 as she is employed by the Waroona Community Health & Resource Centre which is the lead agency in the Emergency Relief Group, and Chairperson of Waroona St John’s Ambulance.

Cr Look declared an interest affecting impartiality in Item 10.2 as she is employed by the Waroona Community Health & Resource Centre which is the lead agency in the Emergency Relief Group.

7. PETITIONS/DEPUTATIONS/PRESENTATIONS

Nil.

8. CONFIRMATION OF MINUTES

8.1 ORDINARY COUNCIL MEETING – 27 NOVEMBER 2012

COUNCIL RESOLUTION

OCM 12/12/147

MOVED: Cr Witney

SECONDED: Cr Look

That the Minutes of the Ordinary Council Meeting held 27 November 2012 be confirmed as being a true and correct record of proceedings.

CARRIED 6/0



9.0 REPORTS OF OFFICERS AND COMMITTEES

9.1 DIRECTOR TECHNICAL SERVICES

Nil.

9.2 DIRECTOR COMMUNITY & STRATEGY

9.2.1 APPLICATION TO KEEP THREE DOGS – 29 LYON’S ROAD, WAROONA.	
Reporting Officer / Officer's Interest:	Sarah Cope, Ranger / Nil
Responsible Officer / Officer's Interest	Steve Cleaver, Director Community and Strategy / Nil
Proponent:	Anthony Ticehurst
Landowner:	Anthony Ticehurst
Date of Report: 3rd December 2012	File No.: 45/2
Previous Reference:	Nil
Statutory/Policy Implications:	Shire of Waroona Dog Local Laws
Strategic Implications:	Waroona’s Strategic Community Plan (SCP)
Financial Implications:	Nil
Asset Mgt. & LCC Implications:	Nil
Workforce Implications:	HR requirements will be provided by current staff
Voting Requirements	Simple majority
LINKED TO STRATEGIC OBJECTIVE NUMBER (<i>Strategic Community Plan-SCP</i>):	
<input type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input type="checkbox"/> 2 PROTECT RURAL LAND USE	<input type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input checked="" type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

PROPOSAL

To allow the keeping of three dogs at 29 Lyons Road, Waroona.

BACKGROUND

A letter has been received (**APPENDIX 9.2.1**) requesting a third dog at 29 Lyons Road, Waroona. The owner states that the dogs are: a 12yr old Male u/sterilised Brown Labrador named Harley: a 10yr old Male Brown Sterilised Labrador named Buzz and an 18month old Male Sterilised Black Labrador named Diesel.

Shire records reveal that two dogs are currently registered: Harley - Tag #1300353 and Buzz -Tag #1300354. Diesel is waiting to be registered pending the outcome of the application. The older dog Harley is clearly unwell and does not move well with Buzz being dependant on him.

There are no previous complaints, the property is well maintained and the fencing is more than adequate. There has been no barking or wandering issues with the dog’s to date.

FINANCIAL IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Shire of Waroona Dog Local Laws



STRATEGIC IMPLICATIONS

The Department of Local Government (DLG) in WA has regulated that all Integrated Planning & Reporting Frameworks (IP&RF) be compliant with the standards outlined in the DLG's IP&RF 'Advisory Standards' and "all activities /services" delivered by Council connect to the "community's vision aspirations and objectives" (p.4). Of the 6 objectives outlined in Waroona's *Strategic Community Plan (SCP)*, this item contributes towards achieving objective number 6.

COMMUNITY CONSULTATION

The Shire Ranger has door knocked three neighbouring properties with No objections being received from any neighbour.

OFFICER'S COMMENTS

The subject property yard is secure, the animals are well cared for and no complaints have been received in regards to barking or wandering.

Council resolved at the August 2012 meeting (resolution 12/08/091) to allow a 3 dog application at a property in Allowrie Street. Prior to this, at the July 2012 meeting (resolution 12/07/081) Council resolved to allow a 3 dog application at a property in Waltham Court.

If Council intends that this application be granted, the following conditions are recommended:

1. All dogs at the property to be registered;
2. Permission applies only to the dogs specified;
3. A review being conducted after each 12 month period; and
4. The Council retaining the right to revoke or vary the permit at any time.
5. Barking is to be abated

COUNCIL RESOLUTION

OCM 12/12/148

MOVED: Cr Look

SECONDED: Cr Mason

That Council resolve that the application to keep three (3) dogs at 29 Lyon's Road, Waroona, be approved, subject to the following conditions:

- 1. All dogs at the property to be registered;**
- 2. Permission applies only to the dogs specified;**
- 3. A review being conducted after each 12 month period; and**
- 4. The Council retaining the right to revoke or vary the permit at any time.**
- 5. Barking is to be abated**

CARRIED 6/0



9.3 DIRECTOR PLANNING SERVICES

9.3.1 LOT 1 (147) CORONATION ROAD, WAROONA - APPLICATION FOR PLANNING CONSENT FOR TELECOMMUNICATIONS FACILITY	
Reporting Officer / Officer's Interest:	Greg Delahunty – Town Planner / Nil
Responsible Officer / Officer's Interest	Louis Fouché – Director Planning Services / Nil
Proponent:	Daly International for NBN Co Ltd
Landowner:	Tony Ciccotosto
Date of Report:	4 December 2012 File No.: TP1521
Previous Reference:	Nil
Statutory/Policy Implications:	Planning and Development Act 2005 Telecommunications Act 1997 Peel Region Scheme 2003 State Planning Policy 5.2 – Telecommunications Infrastructure Shire of Waroona Town Planning Scheme No. 7 Local Planning Strategy 2009 Local Planning Policy 19 – Telecommunications Infrastructure
Strategic Implications:	Shire of Waroona Strategic Community Plan 2012
Financial Implications:	Application fee (\$640.00)
Asset Mgt. & LCC Implications:	Nil
Workforce Implications:	Application assessment by current Shire staff.
Voting Requirements	Absolute Majority
LINKED TO STRATEGIC OBJECTIVE NUMBER (SCP):	
<input checked="" type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input checked="" type="checkbox"/> 2 PROTECT RURAL LAND USE	<input type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

PROPOSAL

An application was received for a Telecommunications Facility at Lot 1 Coronation Road, Waroona. The facility is proposed to be a fixed wireless component of the National Broadband Network (NBN). See site location plan at **APPENDIX 9.3.1A** and site plan and elevations at **APPENDIX 9.3.1B**.

The installation will include a 96m² compound enclosed by a 2.4m high chain link fence, the construction of a 40m monopole tower, with three (3) panel antennas, one (1) parabolic antenna, two (2) outdoor units at ground level and ancillary equipment associated with the operation of the facility including cable trays, cabling, access route, bird proofing, earthing, electrical works and air conditioning equipment. Materials and colour schemes have not been provided.

BACKGROUND

The applicant has stated that, based on radio frequency objectives, planning and environmental issues, potential community sensitive uses and engineering criteria, a preferred nominated site was selected for the proposed facility. The subject lot was considered the preferred option and was selected as the NBN Co's proposal site.



The 42.6615 Ha site is located at the corner of Coronation and Fawcett Roads. A single residential dwelling, three (3) sheds and a rainwater tank are located on the subject site. The topography of the lot is generally flat and cleared of vegetation. The lot is currently used for general farming purposes.

NBN Co is a Government Business Enterprise and is a wholly Federal Government owned company established to design, build and operate the National Broadband Network (NBN). NBN Co plans to deploy a fixed wireless network in Waroona to service premises and businesses that will not receive a fibre or satellite service.

STATUTORY IMPLICATIONS

The Telecommunications Act 1997

The Telecommunications (Low-impact Facilities) Determination of 1997 made under the Telecommunications Act 1997 requires local government planning consent for a development not defined as low impact. The Telecommunications (Low-Impact Facilities) Determination 1997 authorises the installation of radio-communications dishes within Industrial and Rural land use zones which are not considered to be of environmental significance, and which comply with outlined specifications.

The proposed facility is not classified as low impact under the definitions contained within the legislation.

Peel Region Scheme (PRS) 2003

The subject lot is zoned rural under the PRS. Clause 5 (b) of the PRS states that it is the purpose of the PRS to provide for the zoning of land for living, working and rural land uses.

Clause 12 (e) deals with the Rural zoning under the PRS;

“Rural – to provide for the sustainable use of land for agriculture, assist in the conservation and wise use of natural resources including water, flora, fauna and minerals, provide a distinctive rural landscape setting for the urban areas and accommodate carefully planned rural living developments.”

Town Planning Scheme No. 7 (TPS) 1996

Clause 6.1.1 of the TPS states that any development on land zoned or reserved under Town Planning Scheme No. 7 shall require approval unless specifically exempt under clause 6.1.2 of the Scheme.

As the use is not specifically mentioned in the Zoning Table, the use needs to be determined in terms of Clause 4.2.5.

4.2.1 The Zoning Table (Table 1) indicates, subject to the provisions of the Scheme, the several uses permitted in the Scheme area in the various zones, such uses being determined by cross reference between the list of use classes on the left hand side of the zoning table and the list of zones at the top of the zoning table.

4.2.5 If a person proposes to carry out on land any use that is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the type, class or genus of activity of any other use category the Council may -



- (a) Determine that the use is consistent with the objectives of the particular zone and is therefore permitted;
- (b) Determine that the use may be consistent with the objectives of the particular zone and thereafter follow the “SA” procedures of clause 8.2 in considering an application for planning approval; or
- (c) Determine that the use is not consistent with the objectives of the particular zone and is therefore not permitted.

The subject lot is zoned Rural 1 – General Farming. Rural zones are dealt with under clause 4.14 of the TPS. Clause 4.14.1 states that Council’s objective is to preserve the rural character of the District’s farming lands and to ensure that they continue to contribute materially to the District’s economy, whilst recognising that changes in land use practices will affect land management and the landscape generally.

- Council’s objective will therefore be to permit land uses consistent with achieving this objective.

8.2.1 Where an application is made for Planning Consent to commence or carry out development which involves “SA” use, the Council shall not grant consent to that application unless notice of the application is first given in accordance with the provisions of this clause.

8.2.3 Where the Council is required or decides to give notice of an application for Planning Consent, the Council shall cause one or more of the following to be carried out:

- (a) notice of the proposed development to be served on the owners and occupiers of the land within an area determined by the Council as likely to be affected by the granting of Planning Consent stating that submissions may be made to the Council within twenty-one days from the publication thereof;
- (b) Notice of the proposed development to be published in a newspaper circulating in the Scheme Area stating that submissions may be made to the Council within twenty-one days from the publication thereof;
- (c) A sign displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) of this clause.

8.2.4 If notices have been given, after expiration of twenty-one days from the publication of the notice, the erection of the notice or the posting of the notice to the owners and occupiers, whichever is the latter, the Council shall consider and determine the application.

2.4.3 A Town Planning Scheme Policy shall not bind the Council in respect of any application for Planning Consent, but the Council shall take into account the provisions of the Policy and objectives which the Policy was designed to achieve before making its decision.

STRATEGIC IMPLICATIONS

Shire of Waroona Community Strategic Plan (2012)

Strategy 1 – Manage the Shire of Waroona's future growth

It is an aim of the plan to manage moderate growth in the Shire of Waroona to protect the community's lifestyle by continuing to upgrade local facilities.

Strategy 2 – Protect Rural Land use

It is an aim of the plan to ensure the rural feel of the Shire of Waroona is protected and acknowledge changes in demographics and farming practices.

STRATEGIC PLANNING IMPLICATIONS

State Planning Policy 5.2 – Telecommunications Infrastructure

The objectives of this Policy are to:

- Facilitate the provision of telecommunications infrastructure in an efficient, cost-effective and environmentally responsible manner to meet community needs;
- Facilitate the development of an effective state-wide telecommunications network in a manner consistent with the economic, environmental and social objectives of planning in Western Australia as set out in the Planning and Development Act 2005 and the State Planning Strategy;
- Assist community understanding of the issues involved in the design and installation of telecommunications infrastructure and provide opportunities for community input to decision making;
- Promote a consistent approach in the preparation, assessment and determination of applications for planning approval of telecommunications infrastructure;
- Minimise disturbance to the environment and loss of amenity in the provision of telecommunications infrastructure; and Ensure compliance with all relevant health and safety standards in the provision of telecommunications infrastructure.
- Ensure compliance with all relevant health and safety standards in the provision of telecommunications infrastructure.

This Policy also provides Guiding Principles for the Location, Siting and Design of Telecommunications Infrastructure.

Telecommunications facilities should be designed and sited to minimise any potential adverse visual impact on the character and amenity of the local environment, in particular, impacts on prominent landscape features, general views in the locality and individual significant views.

Unless it is impractical to do so telecommunications towers should be located within commercial, business, industrial and rural areas and areas outside identified conservation areas.

Planning Bulletin No.64 – Applications for Telecommunications Infrastructure

This Planning Bulletin lists the considerations which should be taken into account in considering applications for the development of telecommunications facilities.

These considerations include:

- The social and economic benefits of affordable and convenient access to modern telecommunications based services for people and businesses throughout the State.
- Continuity of supply of telecommunication services.
- Protection of the environment.
- Safeguarding visual amenity.

Australian Radiation Protection and Nuclear Safety Agency (ARPANSA) Fact Sheet 10 -National Broadband Network Fixed Wireless Base Stations and Health

The NBN makes use of fixed wireless communications links to provide high-speed broadband in areas beyond the reach of the fibre network. Typically, this is where residential blocks are large and widely spaced.

National Broadband Network (NBN) base stations use electromagnetic radiation to provide high speed broadband services to the community. The highest values of the radiofrequency electromagnetic energy (RF EME) that the public would be exposed to from the NBN base stations that are currently planned are less than 1/100 of the Australian public exposure limit. This means that the highest exposures are well below the levels at which any harmful effects are known to occur.

Local Planning Strategy (LPS) 2009

The subject land is located within the Agricultural Precinct under the LPS and identified as Priority Agriculture. The objective of the priority agriculture classification of the LPS in the agricultural precinct is to protect from lifestyle subdivision and other non-compatible development an area which has, or is capable of having, irrigation infrastructure to allow for a range of diverse agricultural uses.

Shire of Waroona Town Planning Policy Planning Policy 1.0 Community Consultation

The objective of this policy is to ensure that an appropriate level of community notification is undertaken to keep any potentially affected ratepayer aware of a development proposal and to allow them ample opportunity to make a submission to allow their concerns to be considered by Council prior to making a decision on the subject proposal.

In the case of Telecommunications infrastructure the minimum extent of consultation required include:

- Written notice to owners and occupiers of affected neighbour properties.
- Sign on Site.
- Notice placed in local newspaper.

Shire of Waroona Town Planning Policy 19 – Telecommunications Infrastructure

Local Planning Policy 19 is largely derived from State Planning Policy 5.2 – *Telecommunications Infrastructure*. Guidance is provided in relation to appropriate sites and general matters to be considered in the assessment of application for new infrastructure.

COMMUNITY CONSULTATION

Where an undefined use is deemed to be consistent with the objectives of the zone no public consultation is required.

Where it is deemed that an undefined use may be consistent with the objectives of the zone, public consultation is required to be undertaken in accordance with Clause 8.2 of Town Planning Scheme No. 7.

Internal Referral

Upon referral to the Shires Building department the Shires Building Surveyor stated that a Building Permit is required prior to the commencement of development.

Upon referral to the Shires Technical Directorate the Shires consulting Engineer made the following comments:

- The identified access, while suitable for annual maintenance access, is not suitable for access during the construction phase of the tower.
- If proposed access point is to be used during the construction phase it is required to be upgraded to the satisfaction of the Director of Technical Services.
- Alternatively another point of access can be used for the construction access. This must be agreed in writing with the Shires Director of Technical Services
- The proposed NBN access to be designed and constructed such that vehicles approach Fawcett Road at right angles so that sight distances are maximised.

OFFICER'S COMMENTS

TPS

Applications for a use not listed are dealt with under Clause 4.2.5 of the Scheme. In summary Clause 4.2.5 states that in order to determine a use not listed under the Scheme, Council must consider the objectives of the particular zone in which the use is proposed.

Clause 4.14.1 of the Town Planning Scheme lists the objectives and Policies for all rural zones and the proposed land use can be assessed against the objectives of the zone.

In essence Council's objective is to preserve the rural character of the District's farming lands and to ensure that they continue to contribute materially to the District's economy, whilst recognising that changes in land use practices will affect land management and the landscape generally.

The proposed development will not detract from the district farming lands as its siting will not prevent the balance of the land from being utilised for productive agricultural



purposes. The proposed facility will be contained within in a 8m x 12m (96m²) fenced area within the 42.6615 Ha lot. The remainder of the lot can be utilised for agricultural production therefore the sustainable use of land for agriculture will not be conflicted. The proposal will not prevent the conservation and wise use of natural resources including water, flora, fauna and minerals.

Also the Shire of Waroona policy 19.0 emphasises the importance of any new telecommunications infrastructure being located in rural areas among others. Clause 2.4.3 of the Scheme states that Council shall take into account the provisions of the Policy and objectives which the Policy was designed to achieve before making its decision.

In accordance with Clause 4.2.5 (b) and taking into consideration the objectives of the Scheme for the 'Rural 1 General Farming' zone, it can be determine that the use may be consistent with the objectives of the Rural 1 zone and thereafter follow the "SA" procedures of clause 8.2 in considering an application for planning approval.

Visual Impact

Further to this, the impact on the rural character can also be assessed in terms of the potential impact on the amenity due to the visual intrusion that may be caused by the proposed development. In order to ameliorate these concerns the development is proposed to be set back approximately 900m from Coronation Road (identified as a Major Road under the TPS). In addition to this a condition of approval will be added ensuring that the proposed facility shall be constructed of materials which blend with the natural landscape. This will further safeguard the amenity in which it is to be proposed.

Town Planning Policy 19.0 / State Policy 5.2 / Planning Bulletin No.64

The proposed development is consistent with the intent of the Shire's and the States Policies in the following manner:

- The development will facilitate the provision of telecommunications infrastructure in an efficient, cost-effective and environmentally sound manner to meet community needs.
- The proposal will also cause minimal disturbance to the environment and loss of amenity.
- The proposed facility will provide an effective and efficient wireless telecommunications network that has been located and designed to meet the communication needs of the community.
- It is located in a rural location, well removed from residential dwellings.
- The proposed facility has been designed and sited to minimise any potential adverse visual impact on the character and amenity of the surrounding area.
- The telecommunications tower has also been designed to minimise adverse effects on the natural environment and the amenity of users or occupiers of adjacent property, and complies with the health and safety standards.

Safety Concerns

The applicant has submitted a report calculated in accordance with the Australian Radiation Protection and Nuclear Safety Agency (ARPANSA) prediction methodology and report format and an environmental Electro Magnetic Exposure (EME) report for the site.



This report advises that there are strict regulations in place that guide the permitted Electromagnetic Emissions (EME) relating to such towers. The regulations are regulated by the Australian Communications and Media Authority (ACMA) and all towers are required to perform below the maximum allowable EME. The proposed tower has a predicted EME maximum of 0.017% within a radius of 300 to 400m. Beyond the 400m radius, the EME levels decrease further. The predicted EME levels are well within operational standards set by ACMA.

Community Consultation

Community consultation in accordance with Local Planning Policy 1.0 and Clause 8.2 of the TPS will be followed.

Conclusion

It should be noted that the Health Department of Western Australia considers there is currently no health basis for restricting either the siting of telecommunications facilities or ground level access to them. The proposed fixed wireless tower will provide an additional public service by providing upgraded and competitive broadband services within the Shire.

The proposed tower will provide the general Shire population with more market choice in relation to broadband services. The improved and new coverage would allow for the formation of a population with access to technology not previously experienced in most areas of the Shire. This has the potential to making the Shire a more attractive place to live.

In accordance with Clause 4.2.5 (b) and taking into consideration the objectives of the Scheme for the 'Rural 1 General Farming' zone, it can be determined that the use may be consistent with the objectives of the Rural 1 zone and thereafter follow the "SA" procedures of clause 8.2 in considering an application for planning approval.

The proposal is not considered to be incompatible with the objectives of the Rural 1 Zone in that the rural setting will not be unacceptably compromised and this critical telecommunications infrastructure with significant public benefit will contribute to the locality.

Given that any potential health risks associated with the proposed tower are considered to be minimal, and the positive social and economic benefits that could be gained from the tower, it is recommended that Council determine that the proposed use is consistent with the objectives of the rural zone and delegate powers of decision making to the Chief Executive Officer subject to no adverse submissions being received during the specified advertising period.

(Should the delegation to the Chief Executive Officer not be granted, a report will have be referred back to Council to determine the application, subsequent to the closure of the advertising period. Should adverse submissions be received, the application will be determined by Council regardless.)

COUNCIL RESOLUTION**OCM 12/12/149****MOVED: Cr Mason****SECONDED: Cr Scott**

That Council, with respect to the application for Planning Consent for Telecommunication Infrastructure at Lot 1 (147) Coronation Road, Waroona resolves to:

- 1. Determine in accordance with Clause 4.2.5 of the Shire of Waroona Town Planning Scheme No. 7 1996, that the use may be consistent with the objectives of the Rural 1 – General Farming zone.**
- 2. Advertise the proposal in accordance with the Shire of Waroona Local Planning Policy 1.0 and follow the ‘SA’ procedures in accordance with Clause 8.2 of the Shire of Waroona Town Planning Scheme no. 7. 1996, in considering an application for planning approval.**
- 3. Delegate powers of decision making in relation to the application to the Chief Executive Officer provided no adverse submissions are received during the specified advertising period, subject to the following conditions:**
 - i. The development shall occur in accordance with the plans and specifications submitted with the application and these shall not be altered or modified without the prior written approval of the Director Planning Services.**
 - ii. Building materials used for tower, antennas, equipment shelter and fencing are to be of a standard and colour scheme complementing and blending in with the amenity of the area to the satisfaction of the Director Planning Services. (See Advice Note A).**
 - iii. All stormwater and drainage run-off to be contained on site or connected to a Council stormwater legal point of discharge to the specification and satisfaction of the Director Technical Services.**
 - iv. The design and construction of the access for construction purposes as well as the permanent site access shall comply with the requirements of the Director Technical Services. The necessary approvals shall be sought from and must be agreed to by the Director of Technical Services prior to the commencement of construction.**

- v. The development approved is to be substantially commenced within two (2) years after the date of this determination. The approval lapses if the development has not substantially commenced before the expiry of that period.**

ADVICE TO APPLICANT:

- A. In relation to Condition 2, no highly reflective or white material is to be used for the equipment shelters. Colour schemes are to be of muted tones that will blend in with the natural environment.**
- B. The applicant is advised that no site works shall commence until a Building Permit has been issued by the Shire of Waroona. This planning approval does not grant consent to commence building works. Furthermore, the proposed development is to comply with the National Construction Code of Australia 2012.**
- C. In relation to condition 4, the applicant is advised to consult with the Shire’s Director of Technical Services in order to determine a suitable access point to the subject lot. Permanent access is to be designed and constructed to enable vehicles approaching Fawcett Road at right angles in order to maximise safe sight distances.**

CARRIED BY ABSOLUTE MAJORITY 6/0

9.3.2 2012 WAGERUP LONG TERM RESIDUE MANAGEMENT STRATEGY.	
Reporting Officer / Officer's Interest:	Greg Delahunty - Town planner / Nil
Responsible Officer / Officer's Interest	Louis Fouché – Director Planning Services / Nil
Proponent:	Alcoa of Australia Ltd.
Landowner:	Alcoa of Australia Ltd.
Date of Report:	4 December 2012 File No.: 50/4
Previous Reference:	None
Statutory/Policy Implications:	Planning and Development Act (2005) Environmental Protection Act (1986) Alumina Refinery (Wagerup) Agreement and Acts Amendment Act (1978) Peel Region Scheme (2003) Shire of Waroona Town Planning Scheme No. 7 (1996) Local Planning Strategy (2009)
Strategic Implications:	Shire of Waroona Strategic Community Plan 2012
Financial Implications:	Nil
Asset Mgt. & LCC Implications:	Nil
Workforce Implications:	Review by current Shire Officers.
Voting Requirements	Simple majority
LINKED TO STRATEGIC OBJECTIVE NUMBER (SCP):	
<input checked="" type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input checked="" type="checkbox"/> 2 PROTECT RURAL LAND USE	<input checked="" type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input checked="" type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

PROPOSAL

Alcoa has referred its draft '2012 Wagerup Long Term Residue Management Strategy' (LTRMS) to the Shire for comment. The LTRMS document is designed to inform both the local and state government and the community of Wagerup Refinery's long term residue management strategy and associated commitments. The Strategy also outlines the principles established by the Stakeholders Reference Group which guided Alcoa in the review of the Strategy.

A copy of the Executive Summary and Guiding Principles sections of the Strategy are contained in **Appendix 9.3.2A**.

BACKGROUND

The LTRMS was initially developed in 1995 to meet Ministerial Conditions associated with the Wagerup Unit Two Expansion. Alcoa made commitments to develop long term and closure management plans for residue deposits in consultation with relevant State agencies. The Strategy is now required to be reviewed every 5 years. This LTRMS represents the fourth published strategy for Alcoa's Wagerup refinery.

Once completed, the plan is considered by the Residue Planning Liaison Group (a review committee chaired by the Department of Industry and Resources whose membership is principally state government agencies but includes a representative from the Shire of Waroona) before being approved by the Minister for State Development.



Commencing in March 2012, Alcoa consulted with a Stakeholder Reference Group (SRG) formed specifically to consider the review. The SRG consisted of representatives from Alcoa, Department of State Development, Department of Environment and Conservation, Department of Planning, the Shires of Waroona and Harvey as well as the community. The Shire was represented on the SGR by both an elected and a staff member. Through a series of meetings the ERG developed a set of guiding principles. These guiding principles, along with a response from Alcoa, are incorporated into the Strategy document.

Alcoa is currently in the process of updating the management plan for the medium term (25 years) and life of current lease (2045) residue operation as well as finalising the short term (5-7 year) Residue Management Plan for 2012-2018. These plans are developed giving consideration to the guidance provided through the LTRMS SRG process.

PREVIOUS COUNCIL RESOLUTION

At its ordinary meeting held 25 September 2007 Council resolved the following (OCM 07/154):

“That Council resolves, with respect to the draft ‘Wagerup Long Term Residue Management Strategy’ as follows:

- A. *Advise Alcoa by way of comment on the plan that it supports the intent of the document except in the following areas:*
1. *Council is opposed to Alcoa’s request to move the residue footprint to the north and increase the height to 60 metres. Rather, it supports the Working Group guiding principle No.22.*
 2. *Figures 8-3 and 7-23 need legends to enable them to be clearly understood.*
 3. *The statement on page 8-8 under section 8.4 to be clarified that the Working Group gave consideration to expansion of the residue to the north during the process but ultimately rejected it as an option.*
 4. *Under section 8.4.1.3 on page 8-9 it makes reference to the Working Group’s preference being “to the west, or to the north and west...”. This is incorrect, as Guiding Principle No.22 makes clear - the preference was for the west, or the north-west, but not the north and west as now proposed by Alcoa.*
 5. *In the Executive Summary (page ES 7) it is not only the local neighbours who raised concerns about dust and visual amenity impacts and have preference for maximum 40m high residue, but also other community and government stakeholders, including the Shire of Waroona. The Executive Summary should accurately record that all members of the Working Group preferred a height limit of 40 metres and expansion only in the western direction.*
- B. *In the event that Alcoa does not incorporate the modifications requested above, that the Shire’s delegate to the Residue Planning Liaison Group take forward on behalf of the Shire and the Working Group its opposition to those aspects of the Strategy.”*

STATUTORY IMPLICATIONS

Alumina Refinery (Wagerup) Agreement and Acts Amendment Act (1978)

This Act served to ratify an Agreement between the State of Western Australia and Alcoa of Australia Limited for the purpose of the establishment of an alumina refinery at Wagerup.

Environmental Protection Act 1986

The purpose of this Act to provide for an Environmental Protection Authority, for the prevention, control and abatement of pollution and environmental harm, for the conservation, preservation, protection, enhancement and management of the environment and for matters incidental to or connected with the foregoing.

The Department of Environment and Conservation apply this act in the assessment of Alcoa applications for works approvals.

Peel Region Scheme 2003

It is the purpose of the Peel Region Scheme is to identify and protect land having strategic importance for industrial and future urban use.

Clause 6 (e) states that the aim of the scheme is to provide for industrial development in planned estates where land use conflicts and environmental impacts will be minimised and efficient production facilitated.

Clause 6 (h) states that the aim of the scheme is to provide for the efficient and timely extraction of minerals and raw materials and subsequent rehabilitation of affected land.

The Peel Region Scheme also classifies land into zones. The subject lot is zoned industrial under the Peel Region Scheme:

(d) Industrial – to provide for manufacturing industry, the storage and distribution of goods and associated uses.

Future expansion in line with the LTRMS will require rezoning of the PRS from Rural to Industrial land.

Town Planning Scheme No. 7 (1996) (TPS)

Alcoa's operation are located on land zoned 'Special Industry' under the Town Planning Scheme No.7.

Clause 4.17.1 states that land use and development of any Special Industry Zone shall be restricted to the operations of the industry identified on the Scheme Map. Wagerup Alumina Refinery is identified on the Scheme Map.

Clause 4.17.3 states that land included in the Special Industry Zone for buffer purposes may continue to be used for rural activities.

Clause 4.17.3 states that nothing in the Scheme shall be construed to limit the operation of the Alumina Refinery (Wagerup) Agreement and Acts Amendment, 1978 as amended.

Future expansion in line with the LTRMS will require rezoning of the TPS from Rural to Industrial land.

STRATEGIC IMPLICATIONS

Shire of Waroona Community Strategic Plan 2012

Strategy 1 – Manage the Shire of Waroona’s future growth

It is an aim of the plan to manage moderate growth in the Shire of Waroona to protect the community’s lifestyle;

Strategy 2 – Protect Rural Land use

It is an aim of the plan to ensure the rural feel of the Shire of Waroona is protected and acknowledge changes in demographics and farming practices

Strategy 5 – Encourage a Dynamic Local Economy

It is an aim of the plan to encourage a thriving, dynamic economy by acknowledging the importance of the growth of local industries.

Strategy 6 – Achieve Active Civic Leadership

It is an aim of the plan to ensure that the Shire continue to be partners in local initiatives with local community groups.

STRATEGIC PLANNING IMPLICATIONS

Shire of Local Planning Strategy (2009)

14.2 Minerals and Basic Raw Materials Strategy

The LPS refers to Bauxite being mined in State Forest in the Darling Range and conveyed to the Wagerup refinery. The mining is carried out under a State Agreement Act. It is the aims of the Local Planning Strategy to:

”... encourage the operators of the bauxite mines to minimise the amenity impacts on surrounding landowners.”

15 Special land use controls

There are eight Special Control Areas (SCAs) identified on the Local Planning Strategy Map. These SCAs are subject to specific land use controls that are used to protect industry in the area from incompatible development and subdivision.

Alcoa’s operations fall within SCA 1 Wagerup Alumina Refinery. The purpose of this SCA is to restrict the encroachment of sensitive land uses and development.



Industrial Precinct

Alcoa's operations are located within the Industrial Precinct of the Local Planning Strategy.

Alcoa's operations fall within land designated as Special Industry within the Industrial Precinct of the Local Planning Strategy. It is the objective of the Shire to provide land for the operations of the Wagerup Alumina refinery.

The Wagerup Alumina Refinery, Residue Storage Areas and associated operations are designated land uses within this sub precinct.

RSAs are to be progressively planted and rehabilitated to control dust emissions and improve visual amenity.

COMMUNITY CONSULTATION

Alcoa has undertaken consultation via the SRG, the community consultative network and a letter to surrounding landowners.

INTERNAL REFERRAL

The Director Community Services advised as follows:

“As the ALCOA residue disposal area operates under a Department of Environment Licence legal responsibility for the site in relation to Health and Environment is the responsibility of that government department.”

Upon referral to the Shire's Environmental Health Department the Shire's Environmental Health Officer stated no concerns with the draft strategy.

OFFICER'S ASSESSMENT

The LTRMS has been influenced by the input of the community and relevant stakeholders via the SRG process. The SRG participated in extensive discussion of residue management and planning issues, enabling the group to develop informed guiding principles for consideration by Alcoa.

On the whole, the 29 guiding principles developed by the SRG have been responded to in a positive manner by Alcoa. Alcoa has committed to the continued investigation and management of the following issues:

- Provision of ongoing reports on the progress of the guiding principles.
- Investigation into residue reuse.
- Dust Management.
- Identification of odour and VOC emission.
- Employee and community health.
- Oxalate Management
- Efficiency of water use
- Groundwater monitoring and protection
- Visual amenity
- Residue rehabilitation
- Separation distances from private property and
- Closure strategies

Out of a total 29 guiding principles outlined by the SRG there are only two responses of Alcoa's to the SRG's guiding principles that can be classed as major conflicts. The first discrepancy between the SRG's guiding principles and Alcoa's response arose from the issue of the future footprint and height of the storage area. The SRG's guiding principle recommended that residue expansion into the future will be in a westerly direction at 40 metres above natural ground level.

The response from Alcoa's can be summarised as follows:

Alcoa has stated the intention to build part of the residue area up to a height of approximately 45 metres above the natural ground level. This is identified to occur as part of the short term plan within the next five (5) years. The area planned to be developed up to this height will be a maximum of 10 hectares. Alcoa also noted that in the 2007 LTRMS a committed to not increase the height of the residue stack above 40 metres above natural ground level was met. (The current height of the residue area is 29 metres above natural ground level).

Alcoa has committed that the midterm (25 year) residue footprint plans will be developed to height of 60 metres above natural ground level. This has been sustained from the 2007 LTRMS. (Alcoa has noted that the other WA Alcoa sites have 25 year life of mine footprints based on residue heights of 80 metres).

Alcoa has outlined stack heights that will be the most sustainable option in terms of environmental, social and economic outcomes, and is in line with a number of other guiding principles developed by the SRG, such as:

- Residue Odour and VOC Emissions – An increased stack height will result in a reduced surface area from which odour and VOC emissions can potentially be produced;
- Groundwater – An increased stack height reduces the residue footprint and reduces the potential for groundwater contamination;
- Separation Distance – An increased stack height will allow Alcoa to maximise the separation distance between the residue stacks and privately owned property; and
- Closure – An increased stack height reduces the footprint of land occupied by residue at closure, and reduces the surface area that will capture water that will require treatment and disposal post closure of the residue areas.

The second departure from the SRG's guiding principles came in relation to separation distances from private property. In the previous review of the LTRMS, Alcoa did not commit to a recommended separation distance of 2 kilometres from private property however this recommendation was once again outlined as a guiding principle by the SRG.

Alcoa has not committed to this guiding principle and noted that the extent of the midterm drying area footprint is a function of a number of variables including:

- The height that the residue stacks are built to;
- The production rate and commissioning timeframe for the expanded refinery;
- The possible need to realign the Alinta owned power lines along Kubank Road;
- The requirement to maintain an adequate separation distance to near neighbours; Zoning approval for the 25 year footprint; and
- Ownership of land, and hence

- Separation achieved to near neighbours, and o
- Land available for residue storage.

Alcoa has also stated that it intends to implement its existing Land Management Strategy

Appendix 9.3.2A contains Figure 1-1 from the LTRMS which indicates the proposed footprint for residue. The green line represents land currently zoned industrial under the Peel Region Scheme and the Local Planning Scheme. The red line identifies Alcoa's current 25 year footprint for storage areas.

It is significant that Alcoa identifies that the footprint be expanded to the North and the West. The SRG members favoured a Western expansion. The outlined footprint would bring the footprint just over one km (approx. 1 042 metres) from the closest northern neighbour and within 1.4 kilometres from the Hamel townsite. There are numerous existing dwellings along Fawcett, Roberts and Burney Roads between 1 and 1.4 kilometres from this expanded northern footprint.

It is recommended that Council oppose Alcoa's request to move the residue footprint to the north and increase the height to 60 metres. Rather, it is recommended that Council support the Working Group guiding principles relating to these matters. This should be related back to Alcoa as comment on the Strategy and should form the basis of the Shire's representations when the matter is considered by the RPLG. It is also noted that the footprint requested by Alcoa is outside the area zoned 'Industrial' under the Peel Region Scheme and the Shire's Town Planning Scheme No.7. The amendment to the Shire's Scheme can only be initiated by the Shire. Further, development approval is required from the Shire prior to any works occurring on the RDAs.

COUNCIL RESOLUTION

OCM 12/12/150

MOVED: Cr Scott

SECONDED: Cr Mason

That in relation to the Draft 2012 Wagerup Long Term Residue Management Strategy, Council:

- 1. Advise Alcoa that the intent of the document is generally supported except in the following areas:**
 - a. The moving of the residue footprint to the north.**
 - b. The increase in the residue stack height to 60 metres.**
- 2. Advise Alcoa that the Stakeholder Reference Group guiding principles relating to footprint and height is supported. i.e.**
 - a. The movement of the residue footprint to the west.**
 - b. The stack height not to exceed 40m above natural ground level.**

- 3. Advise the Residue Planning Liaison Group as well as the Ministers for Environment and State Development in writing of the Shire's position noted in A and B above.**

CARRIED 6/0

9.4 DEPUTY CEO/DIRECTOR CORPORATE SERVICES

9.4.1 ACCOUNTS FOR PAYMENT	
Reporting Officer / Officer's Interest:	Joe Dineley – Senior Finance Officer / Nil
Responsible Officer / Officer's Interest	Laurie Tilbrook – Deputy CEO/Director Corporate Services / Nil
Proponent:	N/A
Landowner:	N/A
Date of Report: 10/12/2012	File No.: 1/3
Previous Reference:	N/A
Statutory/Policy Implications:	N/A
Strategic Implications:	N/A
Financial Implications:	N/A
Asset Mgt. & LCC Implications:	N/A
Workforce Implications:	N/A
Voting Requirements	Simple Majority
LINKED TO STRATEGIC OBJECTIVE NUMBER (SCP):	
<input type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input type="checkbox"/> 2 PROTECT RURAL LAND USE	<input type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

APPENDIX 9.4.1

<u>COUNCIL RESOLUTION</u>		
OCM 12/12/151		
MOVED: Cr Witney		
SECONDED: Cr Look		
That Vouchers numbered:		
<u>ACCOUNT</u>	<u>CHEQUE NOS.</u>	<u>TOTAL \$</u>
Municipal	Cheques 7079 – 7131	\$36,981.55
Trust (Cheque/EFTs)	EFT 11006 & 15474	\$7,818.75
Electronic Transfers Municipal Fund	EFT 15321 – 15553	\$522,620.70
Direct Wages	01/11/2012 – 30/11/2012 inclusive	\$166,947.40
GRAND TOTAL:		<u>\$734,368.40</u>
and attached at Appendix 9.4.1 be endorsed.		
CARRIED 6/0		



9.4.2 MONTHLY STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD 1 JULY 2012 TO 30 NOVEMBER 2012	
Reporting Officer / Officer's Interest:	Tamara Olsson – Manager Financial Services / Nil
Responsible Officer / Officer's Interest	Laurie Tilbrook – Deputy CEO/Director Corporate Services / Nil
Proponent:	N/A
Landowner:	N/A
Date of Report: 10/12/2012	File No.: 1/1
Previous Reference:	N/A
Statutory/Policy Implications:	N/A
Strategic Implications:	N/A
Financial Implications:	N/A
Asset Mgt. & LCC Implications:	N/A
Workforce Implications:	N/A
Voting Requirements	Simple Majority
LINKED TO STRATEGIC OBJECTIVE NUMBER (SCP):	
<input type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input type="checkbox"/> 2 PROTECT RURAL LAND USE	<input type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

APPENDIX 9.4.2**COUNCIL RESOLUTION****OCM 12/12/152****MOVED: Cr Witney****SECONDED: Cr Mason**

That the Monthly Statements of Financial Activity for the period 1 July 2012 to 30 November 2012 Appendix 9.4.2 be received and noted.

CARRIED 6/0

9.5 CHIEF EXECUTIVE OFFICER

9.5.1 ALCOA WAROONA SUSTAINABILITY FUND	
Responsible Officer / Officer's Interest	Ian Curley, Chief Executive Officer / Nil
Proponent:	Alcoa of Australia Ltd
Landowner:	N/A
Date of Report: 11 December 2012	File No.:
Previous Reference:	
Statutory/Policy Implications:	N/A
Financial Implications:	Nil – funds will be community owned
Asset Mgt. & LCC Implications:	N/A
Workforce Implications:	Minor administration required
Voting Requirements	Simple Majority
LINKED TO STRATEGIC OBJECTIVE NUMBER (SCP):	
<input checked="" type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input type="checkbox"/> 2 PROTECT RURAL LAND USE	<input type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

PROPOSAL

To endorse an agreement between the Shire of Waroona and Alcoa of Australia Ltd for the creation of the “Alcoa Waroona Sustainability Fund” as a replacement for the “Wagerup Sustainability Fund” created by Alcoa in 2006.

BACKGROUND

In January 2007 the Shire and Alcoa signed a memorandum of understanding which detailed ex-gratia funding arrangements between the two organisations and funding to the Waroona communities via the establishment of the Wagerup Sustainability Fund (WSF). Through the WSF Alcoa were to contribute \$200,000 per annum into the fund for future community facilities and programs. Each year the funds were lodged with and managed by the Western Australian Community Foundation (WACF). The WSF was replicated in the Shire of Harvey with identical conditions.

In September 2010 WACF went into voluntary receivership under Price Copper Waterhouse. Following the liquidation process the remaining funds were then lodged with The Trust Company which is where the funds remain as at this date. The (Waroona) fund balance at 30.09.2012 was \$610,900.

COMMUNITY CONSULTATION

Alcoa undertook extensive consultation during the Wagerup 3 application process. A committee, comprising representatives of both Harvey and Waroona Shires, Alcoa and Harvey and Waroona community members was formed 2005 which analysed and dealt with creating the fund.

OFFICER'S COMMENTS

Following notification of the demise of the WACF the Shire Presidents and CEOs of Harvey and Waroona petitioned Alcoa to create a new fund and have the funds



lodge, on behalf of the respective communities, with the local Shire's Trust Fund so the funds could be managed locally. After nearly 2 years of negotiation a final "deed of agreement" has been agreed to by all parties. The new agreement contains all the attributes of the original agreement but provides much greater flexibility in what can be funded.

The new fund is called "Alcoa Waroona Sustainability Fund" (Alcoa Harvey Sustainability Fund in the Shire of Harvey) and is now recommended for endorsement and signing by both parties.

COUNCIL RESOLUTION

OCM 12/12/153

MOVED: Cr Salerian

SECONDED: Cr Scott

That Council endorse, sign and apply the common seal to the deed of agreement, as attached at Appendix 9.5.2, which formally creates the Alcoa Waroona Sustainability Fund, a funding agreement between Alcoa Australia Ltd and the Shire of Waroona.

CARRIED 6/0

COUNCIL RESOLUTION

OCM12/12/154

MOVED: Cr Mason

SECONDED: Cr Look

That the meeting be closed to members of the public in accordance with Section 5.23(2)(d) of the Local Government Act 1995 to discuss an item of a confidential nature relating to a planning matter and the Australia Day and Meritorious Community Service Awards, the time being 4.41 pm.

CARRIED 6/0



10. CONFIDENTIAL REPORTS

10.1 CONFIDENTIAL REPORT - PERON NATURALISTE PARTNERSHIP	
Reporting Officer / Officer's Interest:	Louis Fouché, Director Planning Services / Nil
Responsible Officer / Officer's Interest	Ian Curley, Chief Executive Officer / Nil
Proponent:	Peron Naturaliste Partnership
Landowner:	Various
Date of Report:	3 December 2012 File No.: 48/7
Previous Reference:	NA
Statutory/Policy Implications:	Local Government Act 1995 Planning and Development Act 2005 State Planning Policy 2.6 - State Coastal Planning Policy
Strategic Implications:	Strategic Community Plan 2012
Financial Implications:	Current: Existing officer time (budgeted) and annual PNP contribution of \$2200. Project Grant funding received by PNP: \$471 000. Longer Term: To be determined. (See report).
Asset Mgt. & LCC Implications:	No immediate implications. Longer term implications to be determined.
Workforce Implications:	HR requirements will be provided by current Shire of Waroona and City of Mandurah staff (PNP Officers). Consultants were appointed as required.
Voting Requirements	Simple Majority.
LINKED TO STRATEGIC OBJECTIVE NUMBER (Strategic Community Plan-SCP):	
<input type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input checked="" type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input type="checkbox"/> 2 PROTECT RURAL LAND USE	<input type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

COUNCIL RESOLUTION**OCM12/12/155****MOVED: Cr Mason****SECONDED: Cr Look****That Council:**

- 1. Agree that PNP should participate in a delegation to the Premier and/or the appropriate State Minister(s) to present the report, seek formal acknowledgement of the report and ask what the state's role will be in relation to this matter. Specific requests will include;**
 - a. repository / central database of current reports, data and modelling should be established and made available to local governments;**
 - b. ownership of coastal protection assets to be clarified; and**
 - c. request funding to address limitations highlighted in report.**

- 2. Agree to PNP reconvening in February 2013 to further discuss individual Council responses to the report, and prepare for the delegation to the Premier and/or respective State Minister(s);**
- 3. Agree to continue as a signatory to the Peron Naturaliste Partnership given its obvious value to the region recognising that there are many other projects that the group could develop which would benefit the nine communities represented;**
- 4. Support Officers investigating ‘incorporating’ the PNP and updating the Memorandum of Understanding and Business Plan.**

CARRIED 6/0

Cr Witney and Cr Look both declared an interest affecting impartiality in Item 10.2 as staff members of the Waroona Community Health & Resource Centre, a lead agency in the Emergency Relief Group, which had been nominated. Cr Witney also declared an interest affecting impartiality as Chairperson of the Waroona St John's Ambulance.

10.2 CONFIDENTIAL REPORT - SHIRE OF WAROONA 2013 AUSTRALIA DAY AND MERITORIOUS COMMUNITY SERVICE AWARDS	
Reporting Officer / Officer's Interest:	Sian Gair – Community Development Officer / Nil
Responsible Officer / Officer's Interest	Steve Cleaver – Director Community Services / Nil
Proponent:	Shire of Waroona
Landowner:	N/A
Date of Report: 17 December 2012	File No.: 58/1
Previous Reference:	
Statutory/Policy Implications:	Nil
Strategic Implications:	Nil
Financial Implications:	Nil
Asset Mgt. & LCC Implications:	Nil
Workforce Implications:	Nil
Voting Requirements	Simple Majority
LINKED TO STRATEGIC OBJECTIVE NUMBER (SCP):	
<input type="checkbox"/> 1 MANAGE FUTURE GROWTH	<input type="checkbox"/> 4 CONSERVE SENSITIVE ENVIRONMENTAL ASSETS
<input type="checkbox"/> 2 PROTECT RURAL LAND USE	<input type="checkbox"/> 5 ENCOURAGE A DYNAMIC LOCAL ECONOMY
<input type="checkbox"/> 3 MAINTAIN A STRONG SENSE OF COMMUNITY	<input checked="" type="checkbox"/> 6 ACHIEVE ACTIVE CIVIC LEADERSHIP

COUNCIL RESOLUTION

OCM12/12/156

MOVED: Cr Witney

SECONDED: Cr Scott

That the Council approves the recipients of the 2013 Premier's Australia Day Active Citizenship Awards and Meritorious Community Service Awards as follows:

- 1. Elaine Platell as the recipient of the 2013 Premier's Australia Day Active Citizenship Award over 25 years category.**
- 2. Matthew Vitale is the recipient of the 2013 Premier's Australia Day Active Citizenship Award under 25 years category**
- 3. Just Cruisin Street Machiners Club as the recipient of the 2013 Premiers Australia Day Active Citizenship Award for a Community Group or Event.**
- 4. That the Council approves Andrew Templeman Twells, Sheila Panton and Dianne Schupp as the recipients of the 2013 Shire of Waroona Meritorious Community Service Awards.**

CARRIED 6/0



COUNCIL RESOLUTION

OCM12/12/157

MOVED: Cr Witney

SECONDED: Cr Scott

That the meeting resume in public, the time being 5.02 pm.

CARRIED 6/0

11. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN, OR FOR CONSIDERATION AT NEXT MEETING

Nil

12. NEW BUSINESS OF AN URGENT NATURE/REPORTS & INFORMATION

Nil

12.1 ELECTED MEMBERS

Nil

12.2 OFFICERS

Nil

13. CLOSURE OF MEETING

There being no further business the Chairperson closed the meeting the time being 5.16pm.

I CERTIFY THAT THESE MINUTES WERE CONFIRMED AT THE ORDINARY COUNCIL MEETING HELD 19 FEBRUARY 2013 AS BEING A TRUE AND CORRECT RECORD OF PROCEEDINGS.

.....
PRESIDING MEMBER

.....
DATE

