



**Date: 23 July 2015**

**To: Shire President  
All Councillors**

**Copy: Directors  
Staff**

## **ORDINARY COUNCIL MEETING NOTICE AND AGENDA**

**An Ordinary Council meeting of the Shire of Waroona will be held at the Waroona Shire Offices on 28 July 2015 at 4.00pm to consider and resolve the matters set out in the attached Agenda.**

A handwritten signature in black ink, which appears to read 'Ian Curley', is placed on a light-colored rectangular background.

**Ian Curley  
CHIEF EXECUTIVE OFFICER**

## **PUBLIC QUESTION TIME**

### **AND**

## **PUBLIC STATEMENT TIME**

1. The order of business allows for a Public Question time and a Public Statement time at the beginning of the Meeting. The Presiding Member will announce these times.
2. If you wish to ask a Question or make a Statement about an Agenda Item BEFORE it is considered then it should be made at the Public Question and Public Statement Time at Item 4 on the Agenda Notice Paper in accordance with Council's Procedures and Guidelines for Public Question Time and Receiving Public Statements.
3. The visual or vocal recording of Council meeting proceedings is expressly prohibited, unless the prior approval of the Council has been given.

## TABLE OF CONTENTS

1.	DECLARATION OF OPENING/ANNOUNCEMENTS .....	4
2.	RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED .....	4
3.	RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE .....	4
4.1	PUBLIC QUESTION TIME .....	4
4.2	PUBLIC STATEMENTS .....	4
5.	APPLICATIONS FOR LEAVE OF ABSENCE .....	4
6.	DISCLOSURES OF MEMBERS' & OFFICERS' INTERESTS.....	4
7.	PETITIONS/DEPUTATIONS/PRESENTATIONS .....	4
8.	CONFIRMATION OF MINUTES .....	4
8.1	ORDINARY COUNCIL MEETING – 23 JUNE 2015 .....	4
9.0	REPORTS OF OFFICERS AND COMMITTEES .....	4
9.1	DIRECTOR TECHNICAL SERVICES .....	4
9.2	DIRECTOR DEVELOPMENT SERVICES .....	5
9.2.1	DRAFT PERTH AND PEEL @ 3.5 MILLION STRATEGIC PLANNING FRAMEWORK AND DRAFT SOUTH METROPOLITAN PEEL SUB-REGIONAL PLANNING FRAMEWORK.....	5
9.2.2	LOTS 275, 341, 886, 2752, 2791 & 4065 CORONATION ROAD, WAGERUP– SUBDIVISION CONDITION TO BE PLACED ON CERTIFICATES OF TITLE (APPLICATION OF SHIRE OF WAROONA COMMON SEAL).....	14
9.2.3	LOT 251 (NO.14) MILLAR STREET, WAROONA - APPLICATION FOR PLANNING CONSENT FOR SIGNAGE .....	17
9.3	DEPUTY CEO/DIRECTOR CORPORATE SERVICES .....	25
9.3.1	ACCOUNTS FOR PAYMENT .....	25
9.3.2	MONTHLY STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD 1 JULY 2014 TO 30 JUNE 2015.....	26
9.3.3	APPLICATION TO KEEP THREE DOGS LOT 33 (No.40) JACKSON STREET WAROONA .....	27
9.3.4	WORKFORCE PLAN – REVISED VERSION [2015] .....	30
9.4	CHIEF EXECUTIVE OFFICER.....	32
10.	CONFIDENTIAL REPORTS .....	32
11.	ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN, OR FOR CONSIDERATION AT NEXT MEETING .....	32
12.	NEW BUSINESS OF AN URGENT NATURE/REPORTS & INFORMATION .....	32
12.1	ELECTED MEMBERS.....	32
12.2	OFFICERS .....	32
13.	CLOSURE OF MEETING .....	32

# **AGENDA**

1. **DECLARATION OF OPENING/ANNOUNCEMENTS**
2. **RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED**
3. **RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE**
- 4.1 **PUBLIC QUESTION TIME**
- 4.2 **PUBLIC STATEMENTS**
5. **APPLICATIONS FOR LEAVE OF ABSENCE**
6. **DISCLOSURES OF MEMBERS' & OFFICERS' INTERESTS**

(Disclosure of interest MUST ALSO be made by the member or officer immediately prior to a matter, for which an interest is being disclosed, is dealt with.)

7. **PETITIONS/DEPUTATIONS/PRESENTATIONS**
8. **CONFIRMATION OF MINUTES**
  - 8.1 **ORDINARY COUNCIL MEETING – 23 June 2015**

**OFFICER RECOMMENDATION**

**That the Minutes of the Ordinary Council Meeting held 23 June 2015 be confirmed as being a true and correct record of proceedings.**

- 9.0 **REPORTS OF OFFICERS AND COMMITTEES**
  - 9.1 **DIRECTOR TECHNICAL SERVICES**  
Nil

## 9.2 DIRECTOR DEVELOPMENT SERVICES

<b>9.2.1 DRAFT PERTH AND PEEL @ 3.5 MILLION STRATEGIC PLANNING FRAMEWORK AND DRAFT SOUTH METROPOLITAN PEEL SUB-REGIONAL PLANNING FRAMEWORK</b>	
Reporting Officer / Officer's Interest:	Louis Fouché - Director Development Services / Nil
Responsible Officer / Officer's Interest	Louis Fouché - Director Development Services / Nil
Proponent:	Western Australian Planning Commission
Landowner:	Various
Date of Report: 20 July 2015	File No.: 48/8
Previous Reference:	N/A
Policy Implications:	LPP 2.0 Lake Clifton Herron Structure Plan LPP 17.0 Waroona North Structure Plan LPP 27.0 Waroona East Hills Development
Statutory Implications:	Planning and Development Act 2005 Peel Region Scheme 2003 Shire of Waroona Town Planning Scheme No.7 1996
Strategic Implications:	State Planning Strategy 2050 Strategic Community Plan Local Planning Strategy 2009
Financial Implications:	See heading below
<b>LINKED TO STRATEGIC OBJECTIVE NUMBER (Strategic Community Plan-SCP): No. 3 "Land Use: Responsible Land Use Planning &amp; Protecting Rural Land"</b>	

### PROPOSAL SUMMARY

Council is requested to consider making a submission on the Western Australian Planning Commission's Draft Perth and Peel @ 3.5 Million Strategic Planning Framework and Draft South Metropolitan Peel Sub-Regional Planning Framework documents.

### BACKGROUND

Draft plans that will define the shape of Perth and Peel for the next 35 years have been released for public comment. The Perth and Peel regions are currently home to just over two million people and by 2050 it is anticipated that more than 3.5 million people will live in the Perth and Peel.

The Western Australian Planning Commission has developed the Draft Perth and Peel @ 3.5million strategic planning framework documents consisting of the Draft Perth and Peel @ 3.5million report (a snapshot of the region now where it is proposed to grow to in the future) and four draft sub-regional planning frameworks for the Central, North-West, North-East and South Metropolitan Peel. See **Appendix 9.2.1A** for the overall plan (Fig 6) of the Draft Framework and **Appendix 9.2.1B** for the plan (Plan 1) of the South Metropolitan Peel sub-region.

The documents indicate where future residential areas and employment opportunities should be located and where important environmental assets should be avoided and protected. Once finalised, the framework documents will become sub-regional



structure plans. The documents are proposed to be used by State Government agencies and local governments to guide residential and industrial development, and supporting infrastructure.

WALGA conducted workshops with members in June 2015 and is expected to submit a sector representative submission to the Commission.

The Department of Premier and Cabinet is also coordinating the drafting of an environmental planning framework document - the Strategic Assessment of the Perth and Peel Regions (SAPPR).

### **FURTHER COMMENTS**

The final South Metropolitan Peel Sub-Regional Structure Plan is likely to be released in early 2016 and will be the primary Strategic Plan to guide amendments to the PRS and TPS and facilitate growth and development in the Shire of Waroona. The structure plans will provide strategic guidance to government agencies and local governments regarding:

- the preparation of amendments to the Perth metropolitan and Peel region schemes, local planning strategies/schemes and district, local and activity centre structure plans; and
- the staging and sequencing of urban development to inform public investment in regional community, social and service infrastructure.

The following are the key principles of the Draft Framework:

- Avoid, protect and mitigate environmental attributes (with the emphasis on avoiding and protecting) when allocating proposed land uses.
- Develop a consolidated urban form that limits the identification of new greenfield areas to where they provide a logical extension to the urban form, and that places a greater emphasis on urban infill and increased residential density.
- Limited support for new rural residential development, with the emphasis on areas currently zoned for the purpose.
- Provide effective and sustainable management of water resources including drainage, nutrient management and water allocation to minimise environmental impacts, recognising a drying climate.
- Avoid areas that are at a high risk of bushfire to manage the potential impact on people, property and infrastructure.
- Promote shared infrastructure corridors for transport, community/social and service infrastructure (where appropriate).
- Maximise the use of existing infrastructure, including transport, community/social and service, where there is a concentration of urban and employment opportunities.
- Increase the number of people living close to where they work with the identification of suitable sites for employment within the sub-region, with a concentration on strategic employment.
- Protect employment land from other competing land uses that could limit its ability to be used for employment purposes.
- Integrate land use and public transport to contribute to maintaining air quality.

- Identify ultimate land uses for industrial and public purposes sites, while promoting access to finite basic raw materials, through the staging and sequencing of development.

The Officer's Comments in this report are predominantly focused on the Draft South Metropolitan Peel Sub-Regional Planning Framework.

## **POLICY IMPLICATIONS**

### **LPP 2.0 Lake Clifton Herron Structure Plan**

The Draft Framework is generally consistent with LPP 2.0, reflecting the Rural Residential zonings of existing lots and scheme amendments already approved in accordance with the Lake Clifton Herron Structure Plan.

There are however inconsistencies with the Structure Plan given that an area of 2,000 ha previously identified for Rural Residential subdivision (in the South Metropolitan Sub-Region) has been excluded from the Draft Framework. Reasons given for this decision include the potential impact of nutrient export on the Peel-Harvey Estuarine system, impacts on environmental values and the lack of demonstrated need for additional Rural Residential development. The Draft Framework document notes that 5,500 ha of land is available for of Rural Residential land in the Sub-Region.

### **LPP 17.0 Waroona North Structure Plan**

The Draft Framework is consistent with LPP 17.0, reflecting the proposed development earmarked in the Waroona North Structure Plan.

### **LPP 27.0 Waroona East Hills Development**

The Draft Framework is consistent with LPP 27.0. Although the majority of this area is earmarked for Rural purposes in the Draft Framework, it is understood that this indicates lots larger than 4 ha. LPP 27.0 reflects the Shire's Local Planning Strategy which earmarks a substantial portion of the policy area for Rural Residential and Hills Landscape Protection purposes with proposed minimum lot areas of 4 ha and 10 ha respectively.

## **FINANCIAL IMPLICATIONS**

The draft document has long term financial implications to the Shire in relation to the potential for lots to develop with the economic development implications associated with such development. These implications are however not quantifiable without detailed economic modelling.

## **STATUTORY IMPLICATIONS**

### **Planning and Development Act 2005**

The Act provides the head of power for the preparation of town planning schemes and scheme amendments.



### Peel Region Scheme 2003 (PRS)

Any amendments to the PRS are to consider the land use implications outlined in the Draft Strategic Document.

### Shire of Waroona Town Planning Scheme No.7 1996 (TPS)

Future amendments to the TPS will require the consideration of land use implications outlined in the Draft Strategic Framework Documents.

## **STRATEGIC IMPLICATIONS**

### State Planning Strategy 2050

The State Planning Strategy 2050 is an overarching strategic document that provides direction for all State, regional and local planning strategies, policies and approvals.

### Strategic Community Plan

Of the 6 objective areas outlined in Waroona's Strategic Community Plan, this item contributes towards achieving objective number 3 "Land Use: Responsible Land Use Planning and Protecting Rural Land".

### Local Planning Strategy 2009 (LPS)

The Draft Framework is considered to be generally consistent with the LPS, however there are areas of inconsistency particularly related to:

- Some areas (i.e. Lake Clifton) indicated for Rural Residential development in the LPS are proposed for Rural development in the draft document.
- The Preston Beach area indicated as "Area subject to Preston Beach Townsite Strategy" is not indicated for further development in the Draft Framework.

## **COMMUNITY CONSULTATION**

The draft document is made available by the WAPC and the general community can comment directly to the WAPC.

## **INTERNAL REFERRAL**

Comments received from the Director Technical Services have been included in the report.

## **OFFICER'S COMMENTS**

### General Planning Context

The Draft Framework refers to the *State Planning Strategy* (with a vision towards 2050) and *Directions 2031 and beyond* as well as the *Peel Region Scheme* and *Metropolitan Region Schemes*. Without this context, the impression of the documents





could be that development of the Perth and Peel Regions is embryonic / self-generating, which is not the case.

The Draft Framework is mostly silent on the relationship of the sub-region with specifically the Wheatbelt and South West regions. The documents do not demonstrate clear recognition of the relationship of adjoining regions. To some extent the planning context of the *State Planning Strategy* is lost in the Draft Framework with a somewhat inward focused modern day *Stephenson-Hepburn plan*.

### Urban Expansion and Infill

Urban expansion areas around Waroona predominantly to the north (as per the Waroona North structure Plan) have been noted on Plan 2 of the document. These proposals are consistent with the LPS. Some Urban Undeveloped areas are scattered throughout the town area and could be considered to be suitable for urban infill / consolidation purposes. See **Appendix 9.2.1C** for the Consolidated Urban Form (Plan 2) and **Appendix 9.2.1D** for the Urban Staging (Plan 9) of the sub-region.

It is noted that the Preston Beach Townsite Strategy area is not included in the documents as indicated in earlier advice received from the WAPC. The implementation of the documents is based on consolidated urban form, creating sustainable communities, promoting economic and employment opportunities with a wide range of community and social infrastructure. With the longer term (2050) focus of the Draft Framework it is not clear how these objectives will be achieved in Preston Beach unless the Townsite Strategy developed over the last decade is not acknowledged and the area at least be given Urban Investigation status to allow the merit of the townsite expansion to be tested by the public and government agency scrutiny provided by the Region Scheme Amendment process.

Appendix 2 – Consolidated Urban Form of the Draft sub-regional Framework indicates that Waroona's number of dwellings are predicted to increase from 1,878 to 7,480 and that the number of residents should increase from 3,720 to 18,231 between 2011 and 2050. The sub-regions number of dwellings are predicted to increase from 205, 493 to 507,670 and that the number of residents should increase from 523,406 to 1,264,416. See **Appendix 9.2.1E** (Table 2.1).

### Economy and Employment

The Waroona Town Centre has been included as a District Centre in the Draft Framework (which is the same classification as Pinjarra). It is noted that in the Shire of Murray, Ravenswood Riverfront is identified as a new Secondary Centre between Pinjarra and Mandurah. See **Appendix 9.2.1F** for the proposed Employment and Economic Network (Figure 5) and **Appendix 9.2.1G** for Employment Opportunities (Plan 3) in the Sub-region.

### Industrial Centres

The Alcoa Wagerup refinery is identified in the Draft Framework with an investigation area indicated for the potential expansion of the refinery operations.

The existing Industrial zones in the TPS along the South Western Highway, McLarty Street and Wagerup are acknowledged.



See **Appendices 9.2.1F** and **9.2.1G** as above.

### Regional Roads and Freight

The South Western Highway Deviation (Waroona Bypass) is noted under both headings with the deviation earmarked for investigation for possible inclusion beyond 2031.

The extension of the Tonkin Highway is proposed from Mundijong Road to the South Western Highway in a location south of Pinjarra.

See **Appendix H (Plan 5)** for the Regional Roads Plan of the sub-region.

### Aviation

The Draft Framework notes that existing general and civil aviation facilities may not be adequate to meet the future needs of the Perth and Peel regions and that planning studies to identify suitable locations for future general aviation and civil aviation airports are currently being undertaken.

An airport in the Peel region could have significant economic benefits for the region. See **Appendix 9.2.1F** for the Employment and Economic Network (Figure 5) of the sub-region.

### Public Transport

Transport Priority routes have been identified for West-Pinjarra – Mandurah post 2031 with passenger railway networks in the long term for West-Pinjarra-Bunbury. A Rail Station has been earmarked for West Pinjarra in the long-term. The railway station at Waroona has not been acknowledged and although the Perth-Bunbury passenger rail network is conceptually noted on Plan 7 of the Draft Framework, it is not clear how residents of Waroona will benefit from any of these initiatives. See **Appendix 9.2.1I** for the Public Transport plan (Plan 7) of the sub-region.

There is no mention of the Australind train service that runs through Waroona. Significantly, it is not clear how commuters from Waroona will be able to commute to and from employment and activity centres in the region or how commuters from outside Waroona will reach such centres in the Shire other than generally by non-priority transit routes. This is despite the document stating:

*“An effective and adaptable public transport network will be a key mechanism for achieving greater sustainability. Improved public transport will be required in order to meet the transportation needs arising from population growth, and to meet the need for increased accessibility to key employment nodes. Additionally, good public transport will be necessary to free up road capacity for transport functions reliant on the regional road system, especially freight movement.”*

### Service Infrastructure

In relation to Service Infrastructure the objective of the Draft Framework is to ensure the timely and efficient delivery of electricity, water, wastewater and other service infrastructure to the growth areas proposed in the sub-region and encourage the shared use of infrastructure corridors by the various service providers.

Although the document refers to the expansion of the Stirling Trunk Main, it is not clear how the increased water supply capacity will benefit development in the Shire. The water supply in Preston Beach is not considered to be of an adequate standard and the water pressure in areas of Waroona already causes difficulty in relation to fire suppression requirements. Infill sewer in Waroona as well as reticulated sewer in Preston Beach and Hamel townsites also remain unaddressed.

### Environment and Landscape

The Draft Framework proposes:

- “concentrating new urban areas in cleared pastureland rather than impacting on areas with regionally-significant conservation values;
- reservation of further land and waterways with conservation values of particular importance, for example portions along the Serpentine River including ‘Lowlands’;
- consolidation of Yalgorup National Park; and
- identification of ecological corridors where conservation values may be protected in ways incidental to the ongoing use of the land.”

The key environmental attributes of the sub-region are noted as the coastline, hills landscape and estuarine / riverine systems.

Given its sustainability platform, the environmental objectives of the Draft Framework are generally supported.

See **Appendix 9.2.1J** for the Environment and Natural Resources plan (Plan 8) of the sub-region.

### Natural Resources

Substantial areas of the Shire are earmarked as State Forest (predominantly the eastern scarp and Johnston Road locations).

Similarly large areas are earmarked for Open Space - Passive Recreation along the scarp as well as in the general areas of Lake Clifton, and Preston Beach areas. Proposed Open Space is noted north of Preston Beach (Mandurah) with a smaller area earmarked in Lake Clifton.

Waterway Catchment Protection areas reflecting existing PRS protection are also indicated on Plan 8.



### Basic Raw Materials

Plan 8 indicates key sources of basic raw materials, which includes the Lake Clifton area. The extractive industries associated with basic raw materials may impact upon the sub-region's environmental attributes, therefore the Strategic Assessment process needs to further investigate its impact on vegetation and habitat retention, consolidation and rehabilitation.

### **Summary**

The content of the Draft Framework is generally supported with the exception of issues raised under the following headings above:

- General Planning Context
- Urban Expansion and Infill
- Aviation
- Public Transport
- Service Infrastructure

<b>Appendices attached: Yes</b>
---------------------------------

<b>Appendices Numbers: 9.2.1A-J</b>
-------------------------------------

### **VOTING REQUIREMENTS**

Simple Majority

### **OFFICER RECOMMENDATION**

**That in relation to the Draft Perth and Peel @ 3.5 Million Strategic Planning Framework and Draft South Metropolitan Peel Sub-Regional Planning Framework Council resolves that a submission be made to the Western Australian Planning Commission, stating that Council generally supports the Draft Framework documents with the following notable exceptions:**

- 1. Despite reference to the State Planning Strategy 2050, the General Planning Context of the Draft Framework documents does not clearly address the interrelationship of surrounding regions (i.e. Wheatbelt and South West).**
- 2. In relation to Urban Expansion and Infill with specific reference to the Preston Beach Townsite Strategy developed over the last decade it is proposed that the area be given Urban Investigation status to allow the merit of the townsite expansion to be tested by the public and government agency scrutiny provided by the Region Scheme Amendment process.**
- 3. In relation to Aviation it is proposed that planning studies to identify suitable locations for future general aviation and civil aviation airports focus on the southern sections of the Peel Region that will not be affected by substantial urban development but are well connected with current and proposed transport networks.**

- 4. Despite the Draft Framework document stating that “Improved public transport will be required in order to meet the transportation needs arising from population growth”, the section dealing with Public Transport does not demonstrate how commuters from Waroona will be able to commute to and from employment and activity centres in the region or how commuters from outside Waroona will reach such centres / nodes in the Shire other than generally by non-priority transit routes.**
- 5. Given that in relation to Service Infrastructure the objective of the Draft Framework is to ensure the timely and efficient delivery of service infrastructure it is imperative that existing inadequate water and sewer services in the Waroona, Hamel and Preston Beach townsites be addressed and that the necessary priority be given by service agencies to the provision of all relevant services in proposed growth areas in the Shire with the implementation of the Framework.**

<b>9.2.2 LOTS 275, 341, 886, 2752, 2791 &amp; 4065 CORONATION ROAD, WAGERUP– SUBDIVISION CONDITION TO BE PLACED ON CERTIFICATES OF TITLE (APPLICATION OF SHIRE OF WAROONA COMMON SEAL)</b>	
Reporting Officer / Officer's Interest:	Jeremy Durston – Town Planner / Nil
Responsible Officer / Officer's Interest:	Louis Fouché – Director Development Services / Nil
Proponent:	Ausurv Pty Ltd Surveyors on behalf of Irvin Graham Muir
Landowner:	Irvin Graham Muir
Date of Report: 20 July 2015	File No.: SD150444
Previous Reference:	OCM14/09/110
Policy Implications:	Policy 1.26 - Application of Shire of Waroona Common Seal
Statutory Implications:	Transfer of Land Act 1893
Strategic Implications:	Shire of Waroona Strategic Community Plan 2014/15-2023/24
Financial Implications:	Nil
<b>LINKED TO STRATEGIC OBJECTIVE NUMBER (Strategic Community Plan-SCP):</b> <i>Theme number 3: Land Use – Responsible Land Use Planning and Protecting Rural Land</i>	

### **PROPOSAL SUMMARY**

The Western Australian Planning Commission, in accordance with Council's recommendation OCM14/09/110, approved the realignment of the boundaries of the subject lots and included a condition that the lots now require a fire management plan, and that a notification of such being placed on the certificates of title.

This report seeks approval for the application of the Shire of Waroona common seal to the Notification under Section 70A of the Western Australia Transfer of Land Act 1893 that is necessary to place notification of the fire management plan onto the certificates of title for Lots 275, 341, 2752, 2791 and 4065 Coronation Road, Wagerup.

The location plan can be seen in **Appendix 9.2.2A** and the deposited plan for the subdivision of lots in **Appendix 9.2.2B**.

### **BACKGROUND / INITIAL COMMENTS**

On 1 August 2014 the Shire received a referral from the Western Australian Planning Commission regarding a subdivision application to realign the boundaries of the six subject lots to allow access from Coronation Road to each lot individually. No additional lots were created by the subdivision, however the size of five of the lots (according to the original boundaries and proposed boundaries) did not meet the minimum required lot size of 80 Ha. The proposal, was considered at the Ordinary Council Meeting of 23<sup>rd</sup> September 2014, at which Council recommended the subdivision be approved.

The Western Australian Planning Commission (WAPC) subsequently approved the subdivision on 13 October 2014 with the following condition:



A notification, pursuant to section 70A of the *Transfer of Land Act 1893* is to be placed on the certificate(s) of title of the proposed lot(s). Notice of this notification is to be included on the diagram or plan of survey (deposited plan). The notification is to state as follows:

*'The lot(s) is/are subject to a fire management plan'*

The WAPC approval requires the Local Government to be responsible for the clearing of the condition when fulfilled by the proponent. The deposited plan provided by the applicant includes the required notice in the Interests and Notifications table.

In order to register the required notification on the certificates of title for the subject lots, the appropriate Notification under Section 70A form is required to be lodged for attestation by Council. The relevant form has been completed and lodged by the applicant, including notice of "the lots are subject to a Fire Management Plan", and the form now requires the Shire of Waroona common seal to be applied.

### **Previous Applications**

A search of Council electronic records revealed the only planning application for the subject lots is the subdivision application SD150444 approved by Council on 23 September 2014. No other planning consents or building permits have been issued.

### **STATUTORY ISSUES / ENVIRONMENT / IMPLICATIONS**

#### **Transfer of Land Act 1893**

Section 70A of the Transfer of Land Act 1893 deals with the notification of factors affecting the use and enjoyment of land. Where it is considered desirable for current and/or future land owners to be made aware of a factor affecting the use or enjoyment of the land, local government may require a notification to be included on the certificate of title. In order that such a notification occur, the approved form must be prepared and lodged for attestation by the local authority, and submitted to the Registrar for endorsement on the certificate of title.

### **PLANNING – STRATEGIC IMPLICATIONS**

#### **Shire of Waroona Strategic Community Plan 2014/15-2023/24**

This item contributes towards achieving Theme number 3: Land Use – Responsible Land Use Planning and Protecting Rural Land.

### **POLICY IMPLICATIONS**

#### **Shire of Waroona Policy 1.26 – Application of Shire of Waroona Common Seal**

The Notification under Section 70A form is to be stamped with the Shire of Waroona common seal in accordance with Policy 1.26 – Application of Shire of Waroona Common Seal.

### **COMMUNITY CONSULTATION**

Nil.



**INTERNAL REFERRAL**

No internal referrals are required as the subdivision has Council approval.

**FINANCIAL ISSUES / IMPLICATIONS**

Nil.

**OFFICER'S FINAL COMMENTS/CONCLUSIONS**

To finalise the subdivision of the subject lots, previously approved by Council, and in accordance with the required WAPC conditions, the necessary deposited plan has been lodged with the required Notification under Section 70A form.

The Notification under Section 70A form is now recommended to be stamped with the Shire of Waroona common seal in accordance with Policy 1.26 – Application of Shire of Waroona Common Seal and signed by the CEO / Deputy CEO and Shire President / Deputy Shire President.

<b>Appendices Attached:</b>	<b>Yes</b>	<b>Appendices Numbers: 9.2.2A &amp; B</b>
-----------------------------	------------	---

**VOTING REQUIREMENTS**

Simple Majority.

**OFFICER RECOMMENDATION:**

**That in relation to the application of the Shire of Waroona common seal to the Notification under Section 70A form for Lots 275, 341, 886, 2752, 2791 and 4065 Coronation Road, Waroona, Council resolves:**

- A. To authorise the Shire President / Deputy Shire President and the Chief Executive Officer / Deputy Chief Executive Officer to sign and seal the Section 70A Notification form, in accordance with Policy 1.26.**



<b>9.2.3 LOT 251 (NO.14) MILLAR STREET, WAROONA - APPLICATION FOR PLANNING CONSENT FOR SIGNAGE</b>	
Reporting Officer / Officer's Interest:	Jeremy Durston - Town Planner / Nil
Responsible Officer / Officer's Interest	Louis Fouché - Director Development Services / Nil
Proponent:	Saint Joseph's School
Landowner:	Catholic Diocese of Bunbury
Date of Report: 20 July 2015	File No.: TP1767
Previous Reference:	OCM07/005
Policy Implications:	<ul style="list-style-type: none"> <li>• Local Planning Policy 6.0 Advertising (Signage).</li> <li>• Municipal Heritage Inventory.</li> <li>• Main Roads Western Australia Guide to Roadside Advertising.</li> <li>• Main Roads Western Australia Policy and Application Guidelines for Advertising Signs Within and Beyond State Road Reserves.</li> </ul>
Statutory Implications:	<ul style="list-style-type: none"> <li>• Planning and Development Act 2005.</li> <li>• Peel Region Scheme 2003.</li> <li>• Shire of Waroona Town Planning Scheme No. 7.</li> <li>• Main Roads Act 1930.</li> <li>• Main Roads (Control of Advertising) Regulations 1996.</li> </ul>
Strategic Implications:	<ul style="list-style-type: none"> <li>• Shire of Waroona Local Planning Strategy 2009.</li> <li>• Shire of Waroona Strategic Community Plan 2014/15 – 2023/24</li> </ul>
Financial Implications:	Nil
<b>LINKED TO STRATEGIC OBJECTIVE NUMBER (Strategic Community Plan-SCP):</b>	
Theme 3: Land Use – Responsible Land Use Planning and Protecting Rural Land	

### **PROPOSAL SUMMARY**

The proposal is to install two advertising signs (not illuminated) on the existing fencing situated on the subject lot, facing the South Western Highway. The signs will be located approximately 12m and 15m from the Church building on the lot. The proposed signs will be identical in design and will feature the school emblem and information associated with St Joseph's School. The size of both signs will be 1,780mm in width and 1,200mm in height. The applicant also proposes to replace the existing sign currently situated at the School entrance on Millar Street. No planning consent is required for the replacement of the existing sign.

The location plan is included in **Appendix 9.2.3A** and the signage plan is included in **Appendix 9.2.3B**.

### **BACKGROUND / INITIAL COMMENTS**

The subject lot on the corner of South Western Highway and Millar Street is the site of St Patrick's Roman Catholic Church building. The two lots immediately to the east on Millar Street are also owned by the Catholic Diocese and are the site of St



Joseph's School. The northern section of the subject lot is an open grassed area with some shade trees, feature fencing and limestone retaining on the boundary with the South Western Highway.

In accordance with the Waroona Town Centre Strategy, Council contributed grant funding towards the boundary fencing and limestone retaining for the subject lot. The retaining and fencing on the boundary feature two indented sections that accommodate street seating. At these indented sections the fencing, retaining and street seating are situated on the subject lot.

The proposed advertising signage will be located on the existing fencing of the southern indented section. The signs will be located approximately 12m and 15m from the Church building.

### **Previous Applications**

A search of Council electronic records revealed the following previous town planning consent and building permit for the subject lot:

- Planning Consent for Church access ramp approved 18/06/2015.
- Building Permit for Church access ramp issued 23/06/2015.

### **STATUTORY IMPLICATIONS / ISSUES / ENVIRONMENT / IMPLICATIONS**

#### Planning and Development Act (2005)

The proposed works constitute development under the Planning and Development Act.

#### Peel Region Scheme (PRS) 2003

The subject lot is zoned Urban 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 (a) deals with the Urban zoning under the PRS;

“Urban — to provide for residential development and associated local employment, recreation and open space, shopping, schools and other community facilities.”

Clause 21 of the PRS in conjunction with Schedule 1 requires planning approval for development on zoned land abutting regional road reservations, including development with direct access or existing vehicular access to a regional road reservation.

The PRS Instrument of Delegation to Local Governments delegates the power to Local Government to issue planning consent for development on land abutting a regional road reservation where the Local Government accepts the advice and/or recommendations of Main Roads Western Australia.

#### Main Roads Act 1930

Section 33B Advertisements etc. near certain roads, regulations to control etc.



- (1) The Governor may, on the recommendation of the Commissioner, make regulations controlling and prohibiting the erection or construction of hoardings or other advertising structures, and to enforce the removal of hoardings and other advertising structures, on or in the vicinity of highways, main roads, and sections or part of a road subject to control of access, and for restricting, preventing or controlling the exhibition of advertisements and for the removal of advertisements on or in the vicinity of highways, main roads, and sections or part of a road subject to control of access where such hoardings or other advertising structures are considered to be hazardous to traffic safety or are aesthetically objectionable and in the case of such hoardings or other advertising structures erected on private property where the property owner refuses either to remove the sign or transfer it to another site acceptable to the Commissioner.

#### Main Roads (Control of Advertising) Regulations 1996

Regulation 5 Commissioner's approval required for certain advertisements and structures.

A person must not:

- a. erect or construct, or cause to be erected or constructed, a hoarding or other advertising structure; or
- b. exhibit, or cause to be exhibited, an advertisement,

on or in the vicinity of a highway or a main road without the Commissioner's approval to do so.

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

The subject lot is located within the 'Urban 1 – Town Centre' zone under the Shire of Waroona Town Planning Scheme No. 7 (TPS) and is therefore subject to Clause 4.5 of the Scheme, which relates specifically to that zoning.

Clause 4.5.1 states that Council's objective is to ensure that the zone develops as the Commercial and community activity centre for the Town and the District, and that the functional and visual qualities of the zone are commensurate with that status.

Council's policies will therefore include permitting a wide range of uses which will achieve this objective, while also requiring that development by its design, construction and materials contributes satisfactorily to the streetscape of the zone, particularly to the frontage of South Western Highway.

Clause 7.1 of the TPS deals with Heritage – Precincts and Places of Cultural Significance. Clause 7.1.2 specifies the heritage sites subject to Council's Heritage List and clause 7.1.4.1 requires that matters which may affect an individual entry on the Heritage List, including any application for planning consent, shall have regard to any heritage policy of the Council.

Clause 7.2 of the TPS deals with the Control of Advertisements. Clause 7.2.3.1 of the TPS states that without limiting the generality of the matters which may be taken into account when making a decision upon an application for consent to erect, place or display an advertisement, Council shall examine each such application in the light of the objectives of the TPS and with particular reference to the character and amenity of the locality within which it is to be displayed.

Clause 7.2.6.1 of the TPS states that where, in the opinion of the Council, an advertisement has been permitted to deteriorate to a point where it conflicts with the objectives of the Scheme or it ceases to be effective for the purpose for which it was erected or displayed, Council may by notice in writing require the advertiser to:

- (a) repair, repaint or otherwise restore the advertisement to a standard specified by Council in the notice; or
- (b) remove the advertisement.

## **PLANNING – STRATEGIC IMPLICATIONS**

### **Local Planning Strategy 1999 (LPS)**

The subject land is located within the Town Precinct under the LPS and identified as Town Centre. The objective of the Town Centre classification is to provide for a wide range of commercial, community and civic uses within a pedestrian friendly and attractive environment.

### **Waroona Town Centre Strategy**

The subject lot is located within the Main Street element of the Waroona Town Centre Strategy. The Main Street element focused on improving and maintaining the amenity and retail experience of the area, particularly for pedestrians.

The proposed signage should be assessed against its impact on the visual amenity of the feature fencing on the site, installed with grant funding to advance the objectives of the Local Planning Strategy for the Town Centre precinct.

### **Shire of Waroona Local Planning Policy 6.0 – Advertisements (Signage) (LPP6)**

It is a requirement of the Shire of Waroona Town Planning Scheme No. 7 for various signs to gain planning approval prior to erection, placement or display.

Council seeks to achieve a balance between the provision of legitimate and appropriate signage and to minimise the adverse impacts that signs may have on the amenity, appearance and character of an area and/or on the district.

Council supports the need for signage to promote a business or activity, but it also supports the need for signage that does not adversely impact the amenity and streetscapes of the district and remains compatible with the design, character and use of buildings and places.

Applicants need to clearly demonstrate the proposed sign meets all the requirements of section 7.6.1.3 of LPP6, the Signage performance criteria at section 7.3 as well as the Sign development standards detailed at section 7.5. Applicants also need to meet the requirements of relevant legislation (including the Shire's Town Planning Scheme and Local Laws), Local Planning Strategy and Planning Policies.

## **INTERNAL REFERRAL**

Upon referral to the Shire's Technical Services Directorate the Director Technical Services recommended that the proposal be referred to MRWA for comment.



## **EXTERNAL REFERRAL**

As the South Western Highway is controlled by Main Roads Western Australia (MRWA) the proposal was referred to MRWA for comment.

MRWA responded raising no objection to the proposed signage. The schedule of submissions can be found at **Appendix 9.2.3C**.

## **STRATEGIC COMMUNITY PLAN ISSUES/IMPLICATIONS**

### Shire of Waroona Strategic Community Plan 2014/15 – 2023/24

This item contributes towards achieving theme number 3: Land Use – Responsible Land Use Planning and Protecting Rural Land use in the Shire.

## **FINANCIAL ISSUES / IMPLICATIONS**

Application fee only.

## **OFFICER'S FINAL COMMENTS/CONCLUSIONS**

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

Clause 4.5.1 of the TPS lists the objectives and policies for the Urban 1 Town Centre zone and the proposed development can be assessed against the objectives of the zone.

Council's objective is to ensure that the zone develops as the Commercial and community activity centre for the Town and the District, and that the functional and visual qualities of the zone are commensurate with that status.

While listed on the Municipal Heritage Inventory, the subject lot is not listed on Council's Heritage List under clause 7.1.2 of the TPS. The proposal, therefore, is not required to be assessed against the requirements of heritage policies. The proposed signs are nevertheless not considered to adversely affect the integrity of the St Patrick's Catholic Church building.

According to clause 7.2.6.1 of the TPS an advice note is required to advise the applicant of the requirement for ongoing maintenance of signage.

### Local Planning Strategy (LPS)

The proposed development is not listed as a primary or discretionary use within the LPS, however signage for St Joseph's School is considered to be consistent with the objective of the Town Centre precinct.

### Waroona Town Centre Strategy

Waroona Town Centre Strategy Element 3 – Main Street provides for the enhancement of the South Western Highway frontage, including the provision of trees, furniture and new paving of verges.

While not specified in the Main Street element, the fencing on which the signage is to be placed was erected with Council funding to achieve the objectives of the Waroona Town Centre Strategy.

The portion of the fence that will be impacted is situated on the subject lot rather than on the boundary with the road reserve. The location and design of the proposed signage is not considered to be inconsistent with the Local Planning Strategy.

However, it should be noted that such signage may be inconsistent with the Waroona Town Centre Strategy should it be proposed to be situated on the fencing located on the boundary with the South Western Highway reserve. The sections of fencing on the boundary may conceivably be incorporated into the objectives to enhance the verge according to the Waroona Town Centre Strategy.

- LPP 6 - Advertising (Signage).

Under LPP 6 the proposed signage design is classified as a Horizontal Sign. The proposed signage meets the requirements of this classification, when attached to a fence, as follows:

- The height of 1.2m is within the maximum permitted height of 1.5m.
- The width of 3mm (i.e. of the aluminium plate) is within the maximum permitted width of 300mm.
- The length is 1.78m and is within the maximum permitted length of 5.0m.

The proposal also complies with the general principles of the policy in the following manner:

- Avoids clutter and ad-hoc signage along street frontages;
- The signage is in keeping with the form, scale and character of the locality;
- The signage is incorporated into the existing fence design;
- The signage is related to the approved use/s taking place at the land or building on which it is located;
- The signage does not cause a nuisance (e.g. light spillage or obstruction of views of significance); and
- The signage is not considered to create public safety concerns, cause driver distraction or confusion or obstruct sightlines or accesses for vehicles or pedestrians.

#### Main Roads (Control of Advertising) Regulations 1996

The combination of size and location of the proposed signage does not appear to be within any class of sign that is exempt from the requirement for approval from the Commissioner of Main Roads. An advice note is required to advise the applicant of their potential requirement to make the relevant application to Main Roads.

#### Internal Referral

In accordance with internal comments the proposal was referred to MRWA for comment.

#### External Referral

MRWA raised no objections to the proposal.



Conclusion

The proposed signage is considered to be generally in accordance with the requirements of the TPS, the PRS, the LPS, Waroona Town Centre Strategy and local planning policies. The proposal is recommended for approval subject to appropriate conditions and advice notes.

When approving the application under the Shire of Waroona Town Planning Scheme, Council also makes the decision to approve the application under the Peel Region Scheme in accordance with Clause 21 of the Peel Region Scheme and Instrument of Delegation DEL 2008/12 Powers of Local Governments (PRS).

<b>Appendices Attached:</b>	<b>Yes</b>	<b>Appendices Numbers:</b>	<b>9.2.3A,B &amp; C</b>
-----------------------------	------------	----------------------------	-------------------------

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION

**That, in relation to the proposed Signage at Lot 251 (No.14) Millar Street, Waroona Council Resolves to:**

- A. Approve the application subject to the following conditions and advice notes:**
- 1. The development shall occur in accordance with the approved plans and specifications submitted with the application and these shall not be altered or modified without prior written approval of the Shire of Waroona;**
  - 2. The signage shall be kept clean, maintained and free of dilapidation at all times to the satisfaction of the Shire of Waroona. (See advice note “a”).**
  - 3. The development approved is to be substantially commenced within two (2) years of 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 accordance with Clause 7.2.6.1 of the Shire of Waroona Town Planning Scheme No. 7 (1996) where, in the opinion of the Council, an advertisement deteriorated to a point where it conflicts with the objectives of the Town Planning Scheme or it ceases to be effective for the purpose for which it was erected or displayed, Council may by notice in writing require the advertiser to:**

- i) Repair, repaint or otherwise restore the advertisement to a standard specified by Council in the notice; or**
- ii) Remove the advertisement.**
  
- b. The applicant is advised that further approvals, including but not limited to, approvals under the Main Roads 1930 and the Main Road (Control of Advertisements Regulations) 1996, may be required prior to the installation of the signage.**
  
- c. The applicant is advised that this approval relates to the two signs to be located on the fencing adjacent to the South Western Highway. The proposed replacement of the sign located at the school entrance on Millar Street does not require Council approval.**
  
- d. When approving the application under the Shire of Waroona Town Planning Scheme, Council also approves the application under the Peel Region Scheme in accordance with Clause 21 of the Peel Region Scheme and Instrument of Delegation DEL 2008/12 Powers of Local Governments (PRS).**



**9.3 DEPUTY CEO/DIRECTOR CORPORATE SERVICES**

<b>9.3.1 ACCOUNTS FOR PAYMENT</b>	
Reporting Officer / Officer's Interest:	Kathy Simpson, 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: 21/7/15	File No.: 1/3
Previous Reference:	N/A
Policy Implications:	N/A
Statutory Implications:	N/A
Strategic Implications:	N/A
Financial Implications:	N/A
<b>LINKED TO STRATEGIC OBJECTIVE NUMBER (Strategic Community Plan-SCP): No. 6 "Active Civic Leadership, Good Governance, &amp; Excellence in Management"</b>	
<b>Voting Requirements</b>	<b>Simple Majority</b>

<b>Appendices Attached:</b>	<b>Yes</b>	<b>Appendices Numbers:</b>	<b>9.3.1</b>
-----------------------------	------------	----------------------------	--------------

<b><u>OFFICER RECOMMENDATION</u></b>		
<b>That Vouchers numbered:</b>		
<b><u>ACCOUNT</u></b>	<b><u>CHEQUE NOS.</u></b>	<b><u>TOTAL \$</u></b>
<b>Municipal</b>	<b>Cheques 8069 - 8083</b>	<b>\$21,506.04</b>
<b>Trust (Cheque/EFTs)</b>	<b>EFT 20619 Chqs: 11054</b>	<b>\$3,708.40</b>
<b>Electronic Transfers Municipal Fund</b>	<b>EFT 20604 to 20779</b>	<b>\$445,944.76</b>
<b>Direct Wages</b>	<b>01/6/2015 – 30/6/2015 inclusive</b>	<b>\$172,015.06</b>
<b>Direct Debits</b>	<b>1/6/15 – 30/6/15</b>	<b>\$1,663.53</b>
<b>GRAND TOTAL:</b>		<b><u>\$644,837.79</u></b>
<b>and attached at Appendix 9.3.1 be endorsed.</b>		



<b>9.3.2 MONTHLY STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD 1 JULY 2014 TO 30 JUNE 2015</b>	
Reporting Officer / Officer's Interest:	Ashleigh Nuttall – 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: 21/7/15	File No.: 1/1
Previous Reference:	N/A
Policy Implications:	N/A
Statutory Implications:	N/A
Strategic Implications:	N/A
Financial Implications:	N/A
<b>LINKED TO STRATEGIC OBJECTIVE NUMBER (Strategic Community Plan-SCP): No. 6 "Active Civic Leadership, Good Governance, &amp; Excellence in Management"</b>	
<b>Voting Requirements</b>	<b>Simple Majority</b>

<b>Appendices Attached:</b>	<b>Yes</b>	<b>Appendices Numbers:</b>	<b>9.3.2</b>
-----------------------------	------------	----------------------------	--------------

### **OFFICER RECOMMENDATION**

**That the Monthly Statements of Financial Activity for the period 1 July 2014 to 30 June 2015 be received and noted.**

<b>9.3.3 APPLICATION TO KEEP THREE DOGS LOT 33 (No.40) JACKSON STREET WAROONA</b>	
Reporting Officer / Officer's Interest:	Sarah Cope – Shire Ranger/Nil
Responsible Officer / Officer's Interest	Laurie Tilbrook – Deputy CEO/Director Corporate Services /Nil
Proponent:	Kevin Schmidt & Gypsy Thomas
Landowner:	Kevin Schmidt & Gypsy Thomas
Date of Report: 15/06/15	File No.: 45/2
Previous Reference:	N/A
Policy Implications:	Shire of Waroona Dogs Local Law
Statutory Implications:	Dog Act 1976 Dog Amendment Regulations 2014
Strategic Implications:	Nil
Financial Implications:	Nil
<b>LINKED TO STRATEGIC OBJECTIVE NUMBER: <i>THEME 6: GOOD GOVERNANCE</i></b>	

### **PROPOSAL SUMMARY**

An application has been made requesting the keeping of 3 dogs at 40 Jackson Street Waroona.

### **BACKGROUND/INITIAL COMMENTS**

Currently, 2 dogs are registered on the property, a male Mastiff Cross (“Sledge” – Registration 1500265), and a male Mastiff Cross (“Cage” – Registration 1500264). Neither of the registered dogs are sterilised.

The third dog is a female Staghound Cross (“Dash”), which is also not currently sterilised. The dogs are used as hunting dogs.

There are numerous complaints on file, including 10 individual complaints from 2013 for dogs barking. Shire Rangers investigated each complaint.

### **REFERRALS**

N/A

### **STRATEGIC COMMUNITY PLAN ISSUES/IMPLICATIONS**

One of the key strategies of the Strategic Community Plan (SCP) is THEME 6: GOOD GOVERNANCE. A core element of Council functioning is legislative compliance. Breaches of relevant dog legislation can consume considerable quantities of officer resources. By ensuring property owners take the necessary steps and actions to maintain compliance with legislation is necessary, to allow for good outcomes.

### **FINANCIAL ISSUES/IMPLICATIONS**

N/A

### **POLICY ISSUES/IMPLICATIONS**



There are no inherent policy implications with the proposal, Council Policy 2.21 allows for alleged breaches of the Dog Act 1976 to be investigated by authorised officers.

### **STATUTORY ISSUES/ENVIRONMENT/IMPLICATIONS**

Part 5 of the Dog Act 1976 states:

#### **Part V — The keeping of dogs**

##### 26. Limitation as to numbers

- (1) A local government may, by a local law under this Act —
  - (a) limit the number of dogs that have reached 3 months of age that can be kept in or at premises in the local government's district; or
  - (b) limit the number of dogs of a breed specified in the local law that can be kept in or at premises in the local government's district.
- (2) A local law mentioned in subsection (1) —
  - (a) may limit the number of dogs that can be kept in or at premises to 2, 3, 4, 5 or 6 only; and
  - (b) cannot prevent the keeping in or at premises of one or 2 dogs that have reached 3 months of age and any pup of either of those dogs under that age; and
  - (c) cannot apply to dogs kept at premises that are licensed under section 27 as an approved kennel establishment; and
  - (d) cannot apply to dangerous dogs (declared) or dangerous dogs (restricted breed).
- (3) Where by a local law under this Act a local government has placed a limit on the keeping of dogs in any specified area but the local government is satisfied in relation to any particular premises that the provisions of this Act relating to approved kennel establishments need not be applied in the circumstances, the local government may grant an exemption in respect of those premises but any such exemption —
  - (a) may be made subject to conditions, including a condition that it applies only to the dogs specified in the exemption; and
  - (b) cannot authorise the keeping in or at those premises of —
    - (i) more than 6 dogs that have reached 3 months of age; or
    - (ii) a dog under that age unless it is a pup of a dog whose keeping is authorised by the exemption; and
  - (c) may be revoked or varied at any time.
- (4) A person must not keep in or at any premises, not being licensed under section 27 as an approved kennel establishment —
  - (a) in the case of dogs that have reached 3 months of age, other than dangerous dogs (declared) or dangerous dogs (restricted breed), more than the number of dogs than the limit imposed under —
    - (i) a local law mentioned in subsection (1); or
    - (ii) an exemption granted under subsection (3); or
  - (b) more than —
    - (i) 2 dangerous dogs (declared); or
    - (ii) 2 dangerous dogs (restricted breed); or
    - (iii) one of each of those kinds of dangerous dogs,

that have reached 3 months of age; or

(c) any pup, of a dangerous dog (restricted breed), that is under 3 months of age.

**LEGAL ISSUES/IMPLICATIONS**

There are no inherent legal implications with this proposal.

**COMMUNITY CONSULTATION**

The Shire Ranger has doorknocked all 7 neighbouring properties with 1 objection being received.

**OFFICER’S FINAL COMMENTS/CONCLUSIONS**

The Shire Ranger inspection report detailed the property has a large yard, with inadequate fencing, and whilst generally the dogs are well behaved; the bark issue still arises primarily due to the dogs not being sterilised and residing in cages.

Shire Rangers contacted the dog owners on multiple occasions with the owners detailing they were going to sterilise the female dog and provide an adequate boundary fence system. To date, this has not eventuated.

Based on the above, it is considered by the Officer that the application be refused on the grounds that yard is not fully secure and a third dog on the property will continue to exacerbate the barking issues.

<b>Appendices Attached:</b>	<b>No</b>	<b>Appendices Numbers:</b>	<b>N/A</b>
-----------------------------	-----------	----------------------------	------------

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER RECOMMENDATION**

**Council resolve that the application to keep three (3) dogs at No.40 Jackson Street, Waroona be refused.**



<b>9.3.4 WORKFORCE PLAN – REVISED VERSION [2015]</b>	
Reporting Officer / Officer's Interest:	John Crothers, Co-Ordinator Corporate Planning; No Interest
Responsible Officer / Officer's Interest	Laurie Tilbrook, Deputy CEO; No Interest
Proponent:	Not Applicable
Landowner:	Not Applicable
Date of Report: 12 June 2014	File No.: 11/1
Previous Reference:	9.4.7 of 25 June 2013
Policy Implications:	See detailed note
Statutory Implications:	See detailed note
Strategic Implications:	See detailed note
Financial Implications:	See detailed note
<b>LINKED TO STRATEGIC OBJECTIVE NUMBER (Strategic Community Plan-SCP): No. 5</b> "Responsible Stewardship of Assets, <b>Effective Resources Supervision</b> , and pursuit of Best Practice Financial Management and Sustainability".	

### **PROPOSAL SUMMARY**

The Council is requested to endorse the revised "Shire of Waroona Workforce Plan", which forms part of the Integrated Planning and Reporting Framework.

### **BACKGROUND/INITIAL COMMENTS**

The original Workforce Plan [WFP] was adopted in November 2012, and a revised version was adopted in June 2014.

As a result of changes to the organisational structure, re-allocation of various duties, and out-sourcing of the Health Inspection and Ranger services, there has been a need to amend the Workforce Plan. This has also implications to the preparation and updates to the 10 year Long Term Financial Plan and the shorter 5 year Corporate Business Plan,

### **PLANNING – STRATEGIC IMPLICATIONS**

None Applicable

### **REFERRALS**

None Applicable

### **STRATEGIC COMMUNITY PLAN ISSUES/IMPLICATIONS**

The relevant Strategic Community Plan issue area is number 5 "Responsible Stewardship of Assets, **Effective Resources Supervision**, and pursuit of Best Practice Financial Management and Sustainability".

### **FINANCIAL ISSUES/IMPLICATIONS**

Some significant financial implications occurred in the 2014/15 financial year, following the changes to the internal structure of the organisation, the re-allocation of various duties, and the out-sourcing of the Health Inspection and Ranger services.



Further, it now appears as though the propose large developments at Preston Beach will now not go ahead, and therefore the need for extra staffing in the later years will now probably not be needed.

### **POLICY ISSUES/IMPLICATIONS**

There are no Policy implications associated with the adoption of this latest version of the Workforce Plan.

### **STATUTORY ISSUES/ENVIRONMENT/IMPLICATIONS**

The workforce plan forms part of the Councils Integrated Planning and Reporting Framework as an “informing strategy”, and should be reviewed each year.

### **LEGAL ISSUES/IMPLICATIONS**

There are no Legal implications associated with the adoption of this latest version of the Workforce Plan.

### **COMMUNITY CONSULTATION**

No direct community consultation was carried out when compiling this latest version of the Workforce Plan.

The WFP document is reflective of the community’s sentiment that the Council achieves the six objectives outlined in the Strategic Community Plan.

### **OFFICER’S FINAL COMMENTS/CONCLUSIONS**

The reviewed and revised plan contains a number of minor amendments to some text and statistical information, in addition to the following:

- ✓ Update of the organisational structure
- ✓ Review of predicted staffing levels (page 11)

It should be noted that the attached Workforce Plan includes figures as at 30 June 2015, and the Ranger services had not been changed over at that point.

The amendments to the Workforce Plan have now been updated to the latest Corporate Business Plan and Long Term Financial Plan.

<b>Appendices Attached:</b>	<b>Yes</b>	<b>Appendices Numbers:</b>	<b>9.3.4</b>
-----------------------------	------------	----------------------------	--------------

### **VOTING REQUIREMENTS**

Absolute Majority

### **OFFICER RECOMMENDATION**

**That the reviewed and revised Workforce Plan for Shire of Waroona for the period 2015/16 – 2024/25 as attached at APPENDIX 9.3.4 be adopted.**



**9.4 CHIEF EXECUTIVE OFFICER**

Nil

**10. CONFIDENTIAL REPORTS**

Nil

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

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

**12.1 ELECTED MEMBERS**

**12.2 OFFICERS**

**13. CLOSURE OF MEETING**