



INVERELL  
SHIRE COUNCIL



*The Inverell Multi Cultural Festival was held on Saturday, 7 May at Victoria Park. This image of some of the entertainment on the day was taken by Peter Caddey.*

Business Paper  
Ordinary Meeting of Council  
Wednesday, 25 May 2022

**INVERELL SHIRE COUNCIL****NOTICE OF ORDINARY MEETING OF COUNCIL**

19 May, 2022

An Ordinary Meeting of Council will be held in the Council Chambers, Administrative Centre, 144 Otho Street, Inverell on Wednesday, 25 May, 2022, commencing at **3.00pm**.

Your attendance at this Ordinary Meeting of Council would be appreciated.

Please Note: Under the provisions of the Code of Meeting Practice the proceedings of this meeting (including presentations, deputations and debate) will be recorded. The audio recording of the meeting will be uploaded on the Council's website at a later time. Your attendance at this meeting is taken as consent to the possibility that your voice may be recorded and broadcast to the public.

**I would like to remind those present that an audio recording of the meeting will be uploaded on the Council's website at a later time and participants should be mindful not to make any defamatory or offensive statements.**

**P J HENRY PSM**

**GENERAL MANAGER**

**Agenda**

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## Recording of Council Meetings

Council meetings are recorded. By entering the Chambers during an open session of Council, you consent to your attendance and participation being recorded.

The recording will be archived. All care is taken to maintain your privacy; however as a visitor of the public gallery, your presence may be recorded.

## Ethical Decision Making and Conflicts of Interest

A guiding checklist for Councillors, officers and community committees

### Ethical decision making

- Is the decision or conduct legal?
- Is it consistent with Government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Do you stand to gain personally at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

### Conflict of interest

A conflict of interest is a clash between private interest and public duty. There are two types of conflict:

- **Pecuniary** – regulated by the Code of Conduct and Office of Local Government
- **Non-pecuniary** – regulated by Code of Conduct and policy. ICAC, Ombudsman, Office of Local Government (advice only). If declaring a Non-Pecuniary Conflict of Interest, Councillors can choose to either disclose and vote, disclose and not vote or leave the Chamber.

### The test for conflict of interest

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closely tied to the layperson's definition of 'corruption' – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest.

### Identifying problems

**1st** Do I have private interests affected by a matter I am officially involved in?

**2nd** Is my official role one of influence or perceived influence over the matter?

**3rd** Do my private interests conflict with my official role?

### Code of Conduct

For more detailed definitions refer to Council's and Model Code of Conduct, Part 4 – Pecuniary Interests and Part 5 – Non – Pecuniary Conflicts of Interest.

### Disclosure of pecuniary interests / non-pecuniary interests

Under the provisions of Part 4 of the Model Code of Conduct prescribed by the Local Government (Discipline) Regulation (conflict of interests) it is necessary for you to disclose the nature of the interest when making a disclosure of a pecuniary interest or a non-pecuniary conflict of interest at a meeting.

**A Declaration form should be completed and handed to the General Manager** as soon as practicable once the interest is identified. Declarations are made at Item 3 of the Agenda: Declarations - Pecuniary, Non-Pecuniary and Political Donation Disclosures, and prior to each Item being discussed: The Declaration Form can be downloaded at [Disclosure of Pecuniary Interests form](#) or [Non-Pecuniary Interests form](#)

## Quick Reference Guide

Below is a legend that is common between the:

- Inverell Shire Council Strategic Plan;
- Inverell Shire Council Delivery Plan; and
- Inverell Shire Council Operational Plan.





# MEETING CALENDAR

October 2021 – September 2022

## Ordinary Meetings:

Time: 3.00 pm

Venue: Council Chambers

OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT
Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed
26	23	14	No Meeting	23	23	27	25	^22	27	24	28

## Major Committee Meetings:

Civil and Environmental Services - 9.00 am

Economic and Community Sustainability - 10.30 am

Venue: Committee Room

OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT
Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed	Wed
12	9	No Meeting	No Meeting	9	9	13	11	8	13	10	14

Members of the public are invited to observe meetings of the Council.

Should you wish to address Council, please contact the Office of the General Manager on 6728 8206.

^ Meeting at which the Management Plan for 2022/2023 is adopted.



# INTERNAL CALENDAR

## June 2022

SUN	MON	TUE	WED	THU	FRI	SAT
				Lego Club @ Inverell Library		
			1.	2.	3.	4.
Sapphire City Markets		Lego Club @ Inverell Library	9.00am Civil & Environmental Committee Meeting  10.30am Economic & Community Sustainability Committee Meeting			
5.	6.	7.	8.	9.	10.	11.
	Queen's Birthday Public Holiday	Reports due for Ordinary Council Meeting by 4.30pm				
12.	13.	14.	15.	16.	17.	18.
Sapphire City Markets		Lego Club @ Inverell Library	3.00pm Ordinary Council Meeting	Lego Club @ Inverell Library		
19.	20.	21.	22.	23.	24.	25.
		Lego Club @ Inverell Library		Lego Club @ Inverell Library		
26.	27.	28.	29.	30.		

 Council office closed

## 1 APOLOGIES

Please note Cr Baker has submitted an apology that she will be unable to attend the June Council meeting for personal reasons (travelling overseas). Cr Baker has requested leave of absence from that meeting.

## 2 CONFIRMATION OF MINUTES

**RECOMMENDATION:**

*That the Minutes of the Ordinary Meeting of Council held on 27 April, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.*



**MINUTES OF INVERELL SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, ADMINISTRATIVE CENTRE, 144 OTHO STREET,  
INVERELL  
ON WEDNESDAY, 27 APRIL 2022 AT 3.00PM**

**PRESENT:** Cr Paul Harmon (Mayor), Cr Jo Williams, Cr Di Baker, Cr Stewart Berryman, Cr Kate Dight, Cr Paul King OAM, Cr Jacko Ross, Cr Wendy Wilks and Cr Nicky Lavender.

**IN ATTENDANCE:** Paul Henry (General Manager), Brett McInnes (Director Civil and Environmental Services) and Sharon Stafford (Executive Assistant).

**1 APOLOGIES**

Nil

**2 CONFIRMATION OF MINUTES**

**RESOLUTION 2022/60**

Moved: Cr Paul King OAM

Seconded: Cr Di Baker

*That the Minutes of the Ordinary Meeting of Council held on 23 March, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.*

**CARRIED**

**3 DISCLOSURE OF INTERESTS / PECUNIARY AND NON-PECUNIARY INTERESTS**

Cr Dight declared a Pecuniary Interest in Item #12.2 of the minutes of the March Council Meeting. The nature of the interest is that Cr Dight is the owner of land that will be impacted by the Border Rivers Regional Water Strategy.

**4 PUBLIC FORUM**

At this juncture, the time being 3.03pm, the Mayor welcomed the members of the public and opened the Public Forum Session by inviting members of the public to speak.

Mr Mick Schofield, an employee of Brighter Access, highlighted a number of areas where accessibility is an issue on the path network in Inverell. Mr Schofield noted in particular that the southern approach to the Tingha Bridge is particularly challenging and requested that Council consider redesigning this path.

**5 ADVOCACY REPORTS**

Nil

## 6 NOTICES OF BUSINESS

### 6.1 NOTICE OF BUSINESS - REQUEST PERMISSION TO ATTEND THE ALGWA NSW ANNUAL CONFERENCE IN FAIRFIELD 2022 S13.5.3

#### RESOLUTION 2022/61

Moved: Cr Di Baker

Seconded: Cr Jo Williams

- A. *That three (3) delegates be authorised to attend the 2022 Conference of ALGWA, and that these delegates be Crs Baker, Williams and Wilks.*
- B. *That the attendance cost of the 3<sup>rd</sup> delegate be funded equally from the annual training allocation for Crs Baker, Williams and Wilks.*

**CARRIED**

### 6.2 NOTICE OF BUSINESS - NO SMOKING IN THE CBD S13.5.3

#### MOTION

Moved: Cr Paul King OAM

Seconded: Cr Nicky Lavender

That Inverell Shire Council prohibit smoking in the 24 designated seating areas in the Core CBD which is Australian Cafe in Otho Street to Byron Street, Coles to the Tatts Hotel in Byron Street. This is a trial to be actioned for 6 months then return to Council for consideration of feedback.

#### AMENDMENT 2022/62

Moved: Cr Stewart Berryman

Seconded: Cr Di Baker

*That a report be brought back to the May round of Committee meetings for the Committee to consider fully consulting with the Inverell Community with the view of imposing a Smoking Prohibition Policy for the core CBD.*

*The Amendment on being put to the meeting was carried. It then became the motion.*

*The motion on being put to the meeting was carried.*

**CARRIED**

## 7 QUESTIONS WITH NOTICE

### 7.1 FLOOD PREPARATION - ADVICE TO PROPERTY OWNERS S18.6.14

#### RESOLUTION 2022/63

Moved: Cr Stewart Berryman

Seconded: Cr Kate Dight

*That:*

- a) *The report be received and noted; and*

- b) A report be brought back to Committees for information on the advice which was provided to Cr Wilks in relation to flood preparation for property owners.*

**CARRIED**

## **8 COMMITTEE REPORTS**

### **8.1 CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MINUTES - 13 APRIL 2022**

#### **RESOLUTION 2022/64**

Moved: Cr Stewart Berryman

Seconded: Cr Di Baker

- i. That the Minutes of the Civil and Environmental Services Committee held on Wednesday, 13 April, 2022, be received and noted; and*
- ii. The following recommendations of the Civil and Environmental Services Committee be adopted by Council.*

**CARRIED**

#### **8.1.1 Request to Name Crown Lane within Village of Wandera**

##### **RECOMMENDATION:**

*That:*

- 1. The lane, between Broad Street and Campbell Street, within the village of Wandera be named "Sanctuary Lane"; and*
- 2. The appropriate steps to formally name "Sanctuary Lane" be completed once the lane has been upgraded in accordance with DA-195/2005.*

#### **8.1.2 Residential Land Review**

##### **RECOMMENDATION:**

*That staff continue to monitor and report annually on residential land supply and demand in Inverell.*

#### **8.1.3 Information Reports**

##### **RECOMMENDATION:**

*That the information reports be received and noted.*

Cr Di Baker declared a Pecuniary Interest in Item #10 of the minutes of the April Economic and Community Sustainability Meeting. The nature of the interest is Cr Baker is a member of the Regional Planning Panel which may be required to evaluate the Development Application for the redevelopment of the Inverell Aquatic Centre.

**8.2 ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MINUTES - 13 APRIL 2022****RESOLUTION 2022/65**

Moved: Cr Paul King OAM

Seconded: Cr Kate Dight

- i. *That the Minutes of the Economic and Community Sustainability Committee held on Wednesday, 13 April, 2022, be received and noted; and*
- ii. *The following recommendations of the Economic and Community Sustainability Committee be adopted by Council with the exception of Item 8.2.2.*

**CARRIED****8.2.1 Donation Request - Inverell Anglers' Association****RECOMMENDATION:**

*That Council donate \$500 to the Inverell Anglers' Association to assist with costs associated with restocking trout in the Macintyre River Catchment.*

**8.2.3 2022/2023 Draft Estimates and Operational Plan, and Long-Term Financial Plan****RECOMMENDATION:**

*That:*

1. *Council authorise the General Manager to submit a permanent Additional Special Variation (ASV) under section 508(2) of the Local Government Act 1993 of 1.3% increase in General Rates Revenue which will generate additional revenue of \$191,179;*
2. *Council proceed with a permanent Additional Special Variation application for the purpose of maintaining financial sustainability and to maintain essential community infrastructure assets including Council's road network; and*
3. *Council has considered the impact of the ASV on ratepayers and the community and considers the increases in general rates to be reasonable.*

**4 2022/2023 Draft Estimates and Operational Plan, and Long Term Financial Plan****RECOMMENDATION:**

1. *That the following works be funded from the Urban Works Vote and be included in the 2022/2023 Budget:*
  - i) *Inverell and Villages - Urban Renewal and Upgrade General Fund, Water Fund*

		General Fund	Water Fund
<b>A</b>	<b>Inverell and Villages - Urban Renewal and Upgrade</b> <i>Project subject to a further report to Civil and Environmental Committee</i>	\$500.16K	\$ 0K
<b>B</b>	<b>Urban Work Contribution to Pool Loan</b>	\$98.76K	
<b>C</b>	<b>Footpaths and Cycleway Construction</b> \$ for \$ Contribution to PAMP Program (Subject to RMS approving the 2022/2023 Program)	\$47.73K	
<b>D</b>	<b>Village Works – Community suggested projects</b>		
	Ashford	\$ 7.54K	
	Delungra	\$ 7.54K	
	Gilgai	\$ 7.54K	
	Yetman	\$ 7.54K	
	Tingha	\$ 7.54K	
	Oakwood	\$ 1.12K	
	Bonshaw	\$ 1.12K	
	Graman	\$ 1.12K	
	Nullamanna	\$ 1.12K	
	Elsmore	\$ 1.12K	
	Stannifer	\$ 1.12K	
	Gum Flat	\$ 1.12K	
	<b>TOTALS</b>	<b>\$ 692.19K</b>	<b>\$0K</b>

2. *That:*

- i) *the budget allocations of \$2.378M for the 2022/2023 ACRD Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the funding allocations and individual works proposed to be undertaken under this program;*
- ii) *the budget allocations of the \$160K RMS Supplementary Block Grant Program be the subject of a further report to the Civil and Environmental Services Committee Meeting;*
- iii) *the budget allocation of \$2.912M for the 2022/2023 Block Grant Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the specific projects to be funded; and*
- iv) *the budget allocation of \$1.402M for the 2022/2023 Roads to Recovery Program be endorsed and a further report be presented to the Civil and Environmental Services Committee in respect of the specific projects to be funded;*
- v) *the budget allocation of \$544.99K for the RMS Repair Program be endorsed and a report on the projects for the RMS approved Repair Program for 2022/2023 be presented to the Civil and Environmental Services Committee once advice has been received.*

3. *That Council utilises the maximum permissible rate increase allowed by IPART of 0.7% plus*

any approved ASV of up to 1.3%.

4. *That:*

- i) *The Financial Reserves Policy be adopted;*
- ii) *The new format for reporting of the financial reserves be endorsed;*
- iii) *Council provide an allocation of \$117K for joint industry promotions and assistance;*
- iv) *the 2022/2023 Strategic Capital Infrastructure Fund of \$630K be utilised for loan repayments for the Inverell Aquatic Centre Redevelopment*
- v) *The budget allocation of \$341K for the 2021/2023 Special Projects – Roads Infrastructure Fund be endorsed;*
- vi) *A further report be presented to the Civil and Environment Committee in respect of the specific projects to be funded under the Special Projects – Roads Infrastructure Fund;*
- vii) *the transfers to and from Internally Restricted Assets be endorsed; and*
- viii) *the list of inclusions as included in the 2022/2023 draft Operational Plan/Budget and listed in section 6.2.2 & 6.2.3 of the report be endorsed.*

5. *That:*

- i) *The following rating categories be utilised for the 2022/2023 rating year:*

*Residential – Inverell*

*Residential – General*

*Residential – Ashford*

*Residential – Delungra*

*Residential – Gilgai*

*Residential – Yetman*

*Residential - Tingha*

*Residential – Rural*

*Business – Inverell Industrial/Commercial*

*Business – Other*

*Farmland*

*Mining*

- ii) *A General Base Amount of \$225 plus an Ad Valorem Rate be determined for the categories detailed in above.*

6. *Extra charges on overdue rates and charges will be levied at the rate of six (6) per cent per annum on a daily simple interest basis for the year ending 30 June 2023.*

7. *That the following Waste Management Charges be adopted:*

- i) *Waste Management Charge – All Properties* *\$96.00*

- |      |  |                 |
|------|--|-----------------|
| ii)  | <i>Domestic Waste Management - Occupied Charge: per service per assessment</i>                   | <i>\$363.00</i> |
| iii) | <i>Domestic Waste Management - Occupied Charge</i>   | <i>\$363.00</i> |
|      | <i>Tingha Boundary Adjustment – properties with 140lt garbage bin per service per assessment</i> |                 |
| iv)  | <i>Domestic Waste Management – Unoccupied Charge</i>   | <i>\$66.00</i>  |
| v)   | <i>Weekly Commercial Waste Management Charge</i>   | <i>\$363.00</i> |
|      | <i>(This Charge is levied per Service, and GST is charged if applicable)</i>                     |                 |
| vi)  | <i>Weekly Commercial Recycling Charge (ex GST)</i>   | <i>\$135.00</i> |
| vii) | <i>Fortnightly Commercial Recycling Charge (ex GST)</i>  | <i>\$70.00</i>  |
|      | <i>(These Charge are levied per Service, and GST is charged if applicable)</i>                   |                 |

8. *That the Fees and Charges, as recommended, be adopted.*

9. *That:*

- i) *the Stormwater Management Service Charge be set at the maximum amount allowable of \$25.00 per Residential Premises, \$12.50 per Residential Strata lot, and \$25.00 for Business Premises for each 350 square metres or additional part thereof, subject to a maximum charge on Business Premises of \$200.00; and*
- ii) *the Stormwater Management Program as recommended being Gilgai Drainage Project as per the adopted Gilgai Drainage Upgrade Plan, be adopted.*

10. *That:*

- i) *Council borrow up to \$10,000,000 for the redevelopment of the Inverell Aquatic Centre over 20 years;*
- ii) *Loan Repayments be funded from the Strategic Capital Infrastructure Fund and Urban Works allocations as detailed in the tables provided.*

11. *That:*

- i) *the report on the balanced budget be noted;*
- ii) *the draft estimates (incorporating the Operational Plan and Long-Term Financial Plans) for the General Activities for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act 1993.*

12. *That:*

- i) *the Sewerage Charges as listed below be adopted for 2022/2023:*

Charge	\$
Sewerage Charge Occupied	580.00
Sewerage Charge Unoccupied	365.00
Sewerage Charge Flats/Units	365.00
Sewerage Charge Nursing Homes	2,720.00
Sewerage Charge Hotel/Licensed Clubs	1,735.00

<i>Number of Services per Assessment</i>	<i>Annual Charge Per Assessment \$</i>
1	580.00
2	925.00
3	1,270.00
4	1,615.00
5	1,960.00
6	2,305.00
7	2,650.00
8	2,995.00
9	3,340.00
10	3,685.00
11	4,030.00
12	4,375.00
13	4,720.00
14	5,065.00
15	5,410.00
16	5,755.00

Charge Structure for Non-Ratables

Charge	\$
Non-ratable - Schools - wc's	95.00
Non-ratable - Other - wc's	158.00
Non-rayable - Urinals	95.00

Charge Structure for Motels and Caravan Parks

*In accordance with the new charge structure for Motels and Caravan Parks the following charges be adopted for 2022/2023:*



Charge	\$
Motel Residence	1,735.00
Motel Restaurant	580.00
Motel Ensuite	183.00
Caravan Park Residence	580.00
Caravan Park Amenities Block	1,735.00
Caravan Park Ensuite Cabins	183.00

- ii) *The Draft Estimates (incorporating Operational Plan) for the Sewerage Fund for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act 1993.*

13. *That:*

- i) *a water availability base charge of \$415.00 per assessment (Includes first water meter) be adopted for 2022/2023;*
- ii) *a water charge of \$415.00 per additional water meter, per assessment be adopted for 2022/2023;*
- iii) *a water charge of \$410.00 per assessment (includes first water meter) be adopted for properties within the Tingha Boundary Adjustment area for 2022/2023;*
- iv) *a water charge of \$415.00 per additional water meter, per assessment be adopted for properties within the Tingha Boundary Adjustment area for 2022/2023;*
- v) *a charge of \$1.78 per kilolitre be adopted for commercial water consumption for 2022/2023;*
- vi) *a charge of \$1.78 per kilolitre, 0 to 600 kilolitres and \$2.00 per kilolitre over 600 kilolitres be adopted for residential water consumption for 2022/2023;*
- vii) *a charge of \$0.93 per kilolitre be adopted for water consumption - Abattoirs, plus a 20 per cent early settlement discount for 2022/2023;*
- viii) *a charge of \$0.93 per kilolitre be adopted for Community Facilities water consumption; Eligible entities include: Inverell Minor League, Inverell Golf Club, Inverell Tennis Club, Inverell Rugby Club, Gilgai Tennis Club, Inverell Equestrian Council and Inverell Shire Council (Sporting fields and Parks) for 2022/2023;*
- ix) *a charge of \$0.45 per kilolitre be adopted for Raw Water consumption for 2022/2023; and*
- x) *the draft Estimates (incorporating Operational Plan) for the Water Fund for 2022/2023 be adopted and placed on public exhibition for a period of 28 days as required by Section 405 of the Local Government Act, 1993.*

**8.2.5 Governance - Monthly Investment Report****RECOMMENDATION:**

*That:*

- i) the report indicating Council's Fund Management position be received and noted; and*
- ii) the Certification of the Responsible Accounting Officer be noted.*

**8.2.2 Arts North West (ANW) Membership****MOTION**

Moved: Cr Nicky Lavender

Seconded: Cr Wendy Wilks

*That Council not take up the membership of Arts North west for 2022/2023.*

**AMENDMENT: 2022/66**

Moved: Cr Paul King OAM

Seconded: Cr Kate Dight

*That Council agree to membership of Arts North West for the year 2022/23 at \$14,866.70.*

*The Amendment on being put to the meeting was carried. It then became the motion.*

*The motion on being put to the meeting was carried.*

**CARRIED****9 DESTINATION REPORTS****9.1 REQUEST TO PURCHASE INDUSTRIAL LAND S5.2.0/15****RESOLUTION 2022/67**

Moved: Cr Di Baker

Seconded: Cr Kate Dight

*That the matter be referred to Closed Council for consideration as the matters and information are:*

- c information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

*On balance the public interest in preserving the confidentiality of the information outweighs the public interest in openness and transparency in Council decision-making by discussing the matter in open meeting; and all reports and correspondence relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act, 1993.*

**CARRIED**

**9.2 ADVOCACY ISSUES S14.11.1/15****RESOLUTION 2022/68**

Moved: Cr Di Baker

Seconded: Cr Kate Dight

*That the following 10 advocacy issues for Council in order of importance currently include:*

1. *Water security*
2. *Access to health services*
3. *Cost shifting*
4. *Road funding*
5. *Financial assistance grants*
6. *Energy Security and Affordability*
7. *Telecommunications blackspots / Reliable mobile and internet services*
8. *Skills and education*
9. *Housing*
10. *Disaster preparedness and fair funding*

**CARRIED**

**9.3 DUTIES OF DISCLOSURE - PECUNIARY AND OTHER MATTERS S13.6.5/14****RESOLUTION 2022/69**

Moved: Cr Di Baker

Seconded: Cr Paul King OAM

*That the tabling of the 'Disclosure of Pecuniary Interests and Other Matters' returns by the General Manager be noted.*

**CARRIED**

**9.4 EMERGENCY SERVICES LEVY S12.13.1****RESOLUTION 2022/70**

Moved: Cr Stewart Berryman

Seconded: Cr Kate Dight

*That:*

1. *Council create a new internally restricted sub-category reserve, "Emergency Services Levy", under the Financial Risk Reserve for the purposes of funding future increases in emergency service levy above budget allocations; and*
2. *Council transfer the 2022/2023 budget saving resulting from the NSW Government announcement to the "Emergency Services Levy" internally restricted sub-category reserve.*

**CARRIED**

**9.5 REQUEST TO WAIVE ALCOHOL PROHIBITED AREA FOR VICTORIA PARK - GRAFTON TO INVERELL SPORTING EVENT S18.8.1****RESOLUTION 2022/71**

Moved: Cr Wendy Wilks

Seconded: Cr Stewart Berryman

*That the information be noted and no action taken.***CARRIED****10 INFORMATION REPORTS****RESOLUTION 2022/72**

Moved: Cr Kate Dight

Seconded: Cr Wendy Wilks

*That the information reports be received and noted.***CARRIED****10.1 SUMMARY OF DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES DURING MARCH 2022 S18.10.2/15****10.2 ORDINANCE ACTIVITIES REPORT FOR MARCH 2022 S18.10.1****10.3 STRATEGIC TASKS - 'SIGN OFF' - MARCH 2022 S4.13.2****11 GOVERNANCE REPORTS**

Nil

At 4.45pm Standing Orders were suspended.

At 4.48pm Standing Orders were resumed.

**12 CONFIDENTIAL MATTERS (COMMITTEE-OF-THE-WHOLE)**

At 4.49pm, the Chairperson noted that no members of the public or press were in attendance at the meeting therefore Council proceeded to consider the motion to close the meeting to the press and public.

**RESOLUTION 2022/74**

Moved: Cr Di Baker  
Seconded: Cr Jacko Ross

*That Council proceeds into Closed Council to discuss the matters referred to it, for the reasons stated in the motions of referral.*

**CARRIED****RESOLUTION 2022/75**

Moved: Cr Paul King OAM  
Seconded: Cr Kate Dight

*That Council proceeds out of Closed Council into Open Council.*

**CARRIED**

Upon resuming Open Council at 5.00pm, the Chairperson verbally reported that the Council had met in Closed Council, with the Press and Public excluded, and had resolved to recommend to Council the following:

**12.1 REQUEST TO PURCHASE INDUSTRIAL LAND S5.2.0/15****RECOMMENDATION:**

- a) *The General Manager be authorised to complete the sale of lot 9 in the Rifle Range Road Industrial Estate to Mr David Basson at the purchase price of \$370,850 plus GST if applicable; and*
- b) *Any necessary documents associated with the sale be completed under the Common Seal of Council.*

**ADOPTION OF RECOMMENDATIONS****RESOLUTION 2022/76**

Moved: Cr Di Baker  
Seconded: Cr Paul King OAM

*That the recommendations of Closed Council be adopted.*

**CARRIED**

**The Meeting closed at 5.05pm.**

**3 DISCLOSURE OF INTERESTS / PECUNIARY AND NON-PECUNIARY INTERESTS**

**4 PUBLIC FORUM**

**5 ADVOCACY REPORTS**

Nil

**6 NOTICES OF BUSINESS**

Nil

**7 QUESTIONS WITH NOTICE**

Nil

## 8 COMMITTEE REPORTS

### 8.1 CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MINUTES - 11 MAY 2022

**File Number:** S4.11.16/14 / 22/15486

**Author:** Kristy Paton, Corporate Support Officer - Publishing

#### SUMMARY:

Meeting held on Wednesday, 11 May, 2022.

For the consideration of Council.

#### COMMENTARY:

Refer to the attached minutes of the meeting.

#### RECOMMENDATION:

- i. *That the Minutes of the Civil and Environmental Services Committee meeting held on Wednesday, 11 May, 2022, be received and noted; and*
- ii. *The following recommendations of the Civil and Environmental Services Committee be adopted by Council.*

#### 8.1.1 DA-103/2021 - Expansion of the existing 470 head cattle feedlot to a capacity of 2000 head - 698 Woodstock Road, Woodstock

#### RECOMMENDATION:

*That Development Application 103/2021 be approved subject to the following conditions of consent:*

##### **DEFERRED COMMENCEMENT CONDITIONS**

1. *This application has been approved on the basis of ‘Deferred Commencement’ in accordance with Section 4.16 (3) of the Environmental Planning and Assessment Act 1979. Pursuant to clause 76 of the Environmental Planning and Assessment Regulation 2021 the applicant has **60 months** from the date of this notice (that is by **22 May 2027**) to furnish Council with the evidence sufficient enough to satisfy Council as to the following:*
  - *The Crown Roads adjacent to the eastern and western boundaries of Lot 63 DP 753316 and Lot 83 DP 753316 have been closed and purchased by the owner of Lot 63 DP 753316;*
  - *The Crown Road adjacent to the northern boundary of Lot 83 DP 753316 has been closed and purchased by the owner of Lot 63 DP 753316;*
  - *The Crown Road adjacent to the western boundary, and within, Lot 4 DP 1253229 has been closed and purchased by the owner of Lot 63 DP 753316;*
  - *The Crown Road adjacent to the northern boundary of Lot 19 DP 753316 and Lot 4 DP 1253229 has been closed and purchased by the owner of Lot 63 DP 753316;*
  - *The Crown Road within Lot 20 DP 753316 has been closed and purchased by the*

owner of Lot 63 DP 753316;

- The Crown Road adjacent to the western boundary of Lot 64 DP 753316 has been closed and purchased by the owner of Lot 63 DP 753316; and
- The Crown Roads adjacent to the northern and western boundaries of Lot 96 DP 753316 have been closed and purchased by the owner of Lot 63 DP 753316.

### **GENERAL CONDITIONS**

2. Inverell Shire Council issues its consent, subject to conditions stated hereunder, in accordance with Section 4.17 of the Environmental Planning and Assessment Act 1979.

Consent is granted for the expansion of an existing 470 head cattle feedlot to 2,000 head at 698 Woodstock Road, Woodstock.

Except where otherwise provided in this consent, the development is to be carried out strictly in accordance with the following documents:

Document Description	Date	Report No.	Version No.
<b>Environmental Impact Statement</b>			
Rivendell Feedlot	July 2021	19-306	1
<b>Additional Information</b>			
SMK Consultants Letter – re: Request for Further Information – DA-103/2021 – 698 Woodstock Road, Woodstock – Expansion of Rivendell Feedlot	16 November 2021	-	-
SMK Consultants Letter – Re: Rivendell Feedlot DA103 – 2021	20 January 2022	-	-
SMK Consultants Letter – Re: DA-103/2021 – Expansion of Cattle Feedlot – 698 Woodstock Road	7 April 2022	-	-

Any deviation will require the consent of Council.

3. Subject to the staging of the development in accordance with the conditions of this consent, the maximum head of cattle permitted within the cattle feedlot at any one point in time is 2,000.
4. The development is to be undertaken in the following stages:
- Stage 1:
    - Construction of all pens, drainage, ponds and infrastructure, to a Class 1 feedlot standard. Note: This is essentially an environmental improvement to the existing facilities; and
    - Operation of the feedlot at a maximum 470 head capacity (i.e. no increase on the approval under D-69/1998);
  - Stage 2:
    - Upgrade the intersection of Woodstock Road and Gwydir Highway; and
    - Increase the operation of the feedlot to a maximum 2,000 head capacity.
5. The development is to be undertaken in accordance with the General Terms of Approval (**Appendix 1** of this consent) and any subsequent Environmental Protection License (as amended), issued by the NSW Environment Protection Authority.
6. The applicant must comply with all relevant prescribed conditions as contained in Division 8A of the Environmental Planning & Assessment Regulation 2000.



**STAGE 1 CONDITIONS****Prior to Commencement – Stage 1**

7. *Prior to the commencement of any works (including earthworks) a Construction Certificate must be issued in accordance with the Environmental Planning and Assessment Act 1979. The application for a Construction Certificate, made to Council or an Accredited Certifier, must include plans and specifications demonstrating full compliance with the Building Code of Australia and associated standards.*
8. *Prior to issue of a Construction Certificate, a Heavy Vehicle Code of Conduct for traffic associated with the feedlot must be submitted to and approved by Council. The Code of Conduct must address at minimum:*
  - *A map of the primary haulage routes highlighting critical locations;*
  - *Safety initiatives for haulage through residential areas and/or school zones;*
  - *An induction process for vehicle operators and regular toolbox meetings;*
  - *A complaints resolution and disciplinary procedure; and*
  - *Community consultation measures for peak haulage periods.*
9. *Prior to issue of a Construction Certificate, a landscaping plan is to be submitted to and approved by Council detailing the eight (8) rows of native landscaping proposed within the Environmental Impact Statement.*

**During Construction – Stage 1**

10. *The applicant will:*
  - *repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by the development; and*
  - *re-locate, or pay the full costs associated with relocating, any public infrastructure that needs to be relocated as a result of the development.*
11. *Where the proposed development involves the disturbance of any existing survey monuments, those monuments affected will need to be relocated by a registered surveyor under the Surveying and Spatial Information Act 2002. A plan showing the relocated monuments will then be required to be lodged as a matter of public record at the Lands Titles Office.*
12. *Should any aboriginal artefacts or places be discovered during excavation/construction, all works are to cease immediately. Heritage NSW is to be contacted immediately and any direction or requirements complied with.*

**Prior to Occupation / Commencement of Use – Stage 1**

13. *Prior to occupation of the site and commencement of the feedlot use, an Occupation Certificate must be issued in accordance with the Environmental Planning and Assessment Act 1979.*

*Note: Prior to issue of the Occupation Certificate, the Principal Certifying Authority is required to be satisfied, amongst other things, that:*

  - *all required inspections (including each applicable mandatory critical stage inspection) have been carried out; and*
  - *any preconditions to the issue of the certificate required by a development consent have been met.*
14. *Prior to occupation of the site and commencement of the feedlot use, all landscaping is to be completed in accordance with the approved landscaping plan.*
15. *Prior to occupation of the site and commencement of the feedlot use, shade must be constructed over the hospital pen.*

16. *Prior to issue of an Occupation Certificate, documentary evidence must be provided to Council demonstrating compliance with the General Terms of Approval issued by the NSW Environment Protection Authority.*

**Ongoing Use – Stage 1**

17. *The maximum head of cattle permitted within the cattle feedlot at any one point in time is 470.*
18. *A Sec. 7.11 Contribution for the ongoing maintenance of the local road network is to be paid to Council every quarter, with payments to be made at the following times:*
- *Financial quarter January to March – to be paid by **30 April** of that year;*
  - *Financial quarter April to June – to be paid by **31 July** of that year;*
  - *Financial quarter July to September – to be paid by **31 October** of that year; and*
  - *Financial quarter October to December – to be paid by **31 January** of the next year.*

*The current rate is \$1.225 per head and is subject to CPI adjustment each financial quarter.*

*The applicant is to provide Council with details of cattle processed through the feedlot during the financial quarter at the time a payment is made. If Council does not receive these details, the contribution will be levied on maximum processing of 470 head of cattle for that financial quarter.*

19. *The National Guidelines for Beef Cattle Feedlots in Australia is to be complied with at all times during the operation of the feedlot to ensure animal health and welfare.*
20. *All external lighting must:*
- *comply with AS 4282–1997 Control of the obtrusive effects of outdoor lighting; and*
  - *be mounted, screened and directed in a way that it does not create a nuisance or light spill on to buildings on adjoining lots or public places.*
21. *The operation of the feedlot, including all associated traffic, must comply with the approved Heavy Vehicle Code of Conduct.*
22. *All landscaping is to be maintained in a reasonable manner, in perpetuity.*
23. *A ten (10) metre asset protection zone must be maintained around feedlot pens and infrastructure in accordance with Planning for Bush Fire Protection 2019.*

**STAGE 2 CONDITIONS**

**Prior to Increase of Cattle beyond 470 Head – Stage 2**

24. *Prior to the number of cattle within the feedlot increasing beyond 470 head, the intersection of Woodstock Road and Gwydir Highway must be upgraded at the developer's expense, with basic-left-turn (BAL) and basic-right-turn (BAR) treatments based on a minimum Safe Intersection Sight Distance of 2.5 seconds and 100km/h speed environment.*

*Prior to commencing the intersection of upgrade:*

- *Detailed engineering survey and design of the intersection upgrade works are to be submitted to and approved by Council and Transport for NSW; and*
- *The developer will be required to enter into a Works Authorisation Deed (WAD) from Transport for NSW or obtain other suitable approval under the Roads Act 1993.*

**Ongoing Use – Stage 2**

25. *The maximum head of cattle permitted within the cattle feedlot at any one point in time is 2,000.*
26. *A Sec. 7.11 Contribution for the ongoing maintenance of the local road network is to be paid to Council every quarter, with payments to be made at the following times:*
- *Financial quarter January to March – to be paid by **30 April** of that year;*
  - *Financial quarter April to June – to be paid by **31 July** of that year;*
  - *Financial quarter July to September – to be paid by **31 October** of that year; and*
  - *Financial quarter October to December – to be paid by **31 January** of the next year.*

*The current rate is \$1.225 per head and is subject to CPI adjustment each financial quarter.*

*The applicant is to provide Council with details of cattle processed through the feedlot during the financial quarter at the time a payment is made. If Council does not receive these details, the contribution will be levied on maximum processing of 2,000 head of cattle for that financial quarter.*

27. *The National Guidelines for Beef Cattle Feedlots in Australia is to be complied with at all times during the operation of the feedlot to ensure animal health and welfare.*
28. *All external lighting must:*
- *comply with AS 4282–1997 Control of the obtrusive effects of outdoor lighting; and*
  - *be mounted, screened and directed in a way that it does not create a nuisance or light spill on to buildings on adjoining lots or public places.*
29. *The operation of the feedlot, including all associated traffic, must comply with the approved Heavy Vehicle Code of Conduct.*
30. *Within five (5) years of completion of the upgrade to the intersection of Woodstock Road and Gwydir Highway, the applicant must complete the construction of shade structures over all feedlot pens.*
31. *All landscaping is to be maintained in a reasonable manner, in perpetuity.*
32. *A ten (10) metre asset protection zone must be maintained around feedlot pens and infrastructure in accordance with Planning for Bush Fire Protection 2019.*

**ADVICE ONLY – STAGE 1 & 2**

33. *Essential Energy's records indicate there is electricity infrastructure located within the property and within close proximity of the property. Any activities within these locations must be undertaken in accordance with the latest industry guideline currently known as ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure. Approval may be required from Essential Energy should activities within the property encroach on the electricity infrastructure.*

*Prior to carrying out any works, a "Dial Before You Dig" enquiry should be undertaken in accordance with the requirements of Part 5E (Protection of Underground Electricity Power Lines) of the Electricity Supply Act 1995 (NSW).*

*Given there is electricity infrastructure in the area, it is the responsibility of the person/s completing any works around powerlines to understand their safety responsibilities. SafeWork NSW ([www.safework.nsw.gov.au](http://www.safework.nsw.gov.au)) has publications that provide guidance when working close to electricity infrastructure. These include the Code of Practice – Work near Overhead Power Lines and Code of Practice – Work near Underground Assets.*

34. *Any other condition deemed appropriate by the Director Civil and Environmental Services.*

S375A Record of Voting	Councillors For:	Councillors Against:
Harmon	√	
Baker	√	
Berryman	√	
Ross	√	
Wilks	√	

### 8.1.2 IPART Draft Report on Water NSW Bulk Water Charges 2022/23

#### RECOMMENDATION:

*That:*

- i) *Council make a submission to IPART highlighting the disparity in the proposed 2022/23 price increases for the Gwydir Valley and Border Rivers compared with the IPART forecast; and*
- ii) *that in view of the very high price increases already applied to both valleys effective 1 October, 2021, no increase be applied to both valleys during 2022/23.*

### 8.1.3 Smoke Free Environment - Inverell CBD

#### RECOMMENDATION:

*That a draft Smoke-free Environment Policy be prepared covering outdoor public areas in the Inverell core CBD for further consideration.*

### 8.1.4 Flood Preparation - Advice to Property Owners

#### RECOMMENDATION:

*That:*

- 1) *The information provided by the SES be received and noted; and*
- 2) *Council seek to facilitate the delivery of flood awareness and education initiatives by the SES to Shire residents and businesses.*

### 8.1.5 Information Reports

#### RECOMMENDATION:

*That the information report be received and noted.*

### 8.1.6 Tender - S29.5.6 Inverell Sewage Treatment Plant IDEA Tanks 1 & 2 Aeration System Upgrade and Additional Works

#### RECOMMENDATION:

*That:*

1. *Council not accept any tender for Tender S29.5.6 Inverell Sewage Treatment Plant IDEA Tanks 1 & 2 Aeration System Upgrade & Additional Works; and*
2. *Council call tenders for the supply of six (6) new aerators only, to ensure that Council has the ability to continue operating the Sewage Treatment Plant at 12,000 Equivalent Population capacity, with three (3) aerators temporarily installed in Tank 3 allowing Council to dewater, clean out and refurbish Tanks 1 & 2 in a timely cost-effective manner.*

#### **8.1.7 Award Tender for Supply and Installation of Water Main at Intersection of Gwydir Highway and Bundarra Road**

##### **RECOMMENDATION:**

*That the acceptance of tender from Finn Valley Plant and Civil in the maximum amount of \$489,006 (GST exclusive) for S28.28.16 – Supply and Installation of Water Mains at the intersection of Gwydir Highway and Bundarra Road be endorsed and the subsequent contract be duly executed under the seal of Council.*

##### **ATTACHMENTS:**

1. **Minutes of Civil and Environmental Services Committee Meeting 11 May, 2022**

**MINUTES OF INVERELL SHIRE COUNCIL  
CIVIL AND ENVIRONMENTAL SERVICES COMMITTEE MEETING  
HELD AT THE COMMITTEE ROOM, ADMINISTRATIVE CENTRE, 144 OTHO STREET,  
INVERELL  
ON WEDNESDAY, 11 MAY 2022 AT 9:00AM**

**PRESENT:** Cr Stewart Berryman (Chairperson), Cr Paul Harmon (Mayor), Cr Di Baker, Cr Jacko Ross and Cr Wendy Wilks.

**IN ATTENDANCE:** Cr Kate Dight, Cr Paul King OAM, Cr Nicky Lavender and Cr Jo Williams.

Paul Henry (General Manager), Brett McInnes (Director Civil & Environmental Services), Paul Pay (Director Corporate and Economic Services), Justin Pay (Manager Civil Engineering), Anthony Alliston (Manager Development Services), Chris Faley (Development Services Coordinator) and Michael Bryant (Manager Environmental Engineering).

**1 APOLOGIES**

Nil

**2 CONFIRMATION OF MINUTES**

**RECOMMENDATION:**

*That the Minutes of the Civil and Environmental Services Committee Meeting held on 13 April, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.*

**3 DISCLOSURE OF CONFLICT OF INTERESTS/PECUNIARY AND NON-PECUNIARY INTERESTS**

Cr Williams declared a non-pecuniary interest of an insignificant nature in Item #5.1 'DA-103/2021 - Expansion of the Existing 470 Head Cattle Feedlot to a Capacity of 2000 Head - 698 Woodstock Road, Woodstock DA-103/2021', the nature of her interest is that Cr Williams has a farming partnership on the Woodstock Road.

**4 PUBLIC FORUM**

Nil

**5 DESTINATION REPORTS**

**5.1 DA-103/2021 - EXPANSION OF THE EXISTING 470 HEAD CATTLE FEEDLOT TO A CAPACITY OF 2000 HEAD - 698 WOODSTOCK ROAD, WOODSTOCK DA-103/2021**

**COMMITTEE RESOLUTION**

Moved: Cr Di Baker

Seconded: Cr Wendy Wilks

*The Committee recommend to Council that Development Application 103/2021 be approved subject to the following conditions of consent:*

**DEFERRED COMMENCEMENT CONDITIONS**

1. This application has been approved on the basis of **'Deferred Commencement'** in accordance with Section 4.16 (3) of the Environmental Planning and Assessment Act 1979. Pursuant to clause 76 of the Environmental Planning and Assessment Regulation 2021 the applicant has **60 months** from the date of this notice (that is by **22 May 2027**) to furnish Council with the evidence sufficient enough to satisfy Council as to the following:
  - The Crown Roads adjacent to the eastern and western boundaries of Lot 63 DP 753316 and Lot 83 DP 753316 have been closed and purchased by the owner of Lot 63 DP 753316;
  - The Crown Road adjacent to the northern boundary of Lot 83 DP 753316 has been closed and purchased by the owner of Lot 63 DP 753316;
  - The Crown Road adjacent to the western boundary, and within, Lot 4 DP 1253229 has been closed and purchased by the owner of Lot 63 DP 753316;
  - The Crown Road adjacent to the northern boundary of Lot 19 DP 753316 and Lot 4 DP 1253229 has been closed and purchased by the owner of Lot 63 DP 753316;
  - The Crown Road within Lot 20 DP 753316 has been closed and purchased by the owner of Lot 63 DP 753316;
  - The Crown Road adjacent to the western boundary of Lot 64 DP 753316 has been closed and purchased by the owner of Lot 63 DP 753316; and
  - The Crown Roads adjacent to the northern and western boundaries of Lot 96 DP 753316 have been closed and purchased by the owner of Lot 63 DP 753316.

**GENERAL CONDITIONS**

2. Inverell Shire Council issues its consent, subject to conditions stated hereunder, in accordance with Section 4.17 of the Environmental Planning and Assessment Act 1979.

Consent is granted for the expansion of an existing 470 head cattle feedlot to 2,000 head at 698 Woodstock Road, Woodstock.

Except where otherwise provided in this consent, the development is to be carried out strictly in accordance with the following documents:

Document Description	Date	Report No.	Version No.
<b>Environmental Impact Statement</b>			
Rivendell Feedlot	July 2021	19-306	1
<b>Additional Information</b>			
SMK Consultants Letter – re: Request for Further Information – DA-103/2021 – 698 Woodstock Road, Woodstock – Expansion of Rivendell Feedlot	16 November 2021	-	-
SMK Consultants Letter – Re: Rivendell Feedlot DA103 – 2021	20 January 2022	-	-
SMK Consultants Letter – Re: DA-103/2021 – Expansion of Cattle Feedlot – 698 Woodstock Road	7 April 2022	-	-

Any deviation will require the consent of Council.

3. Subject to the staging of the development in accordance with the conditions of this consent, the maximum head of cattle permitted within the cattle feedlot at any one point in time is 2,000.

4. The development is to be undertaken in the following stages:
- Stage 1:
    - Construction of all pens, drainage, ponds and infrastructure, to a Class 1 feedlot standard. Note: This is essentially an environmental improvement to the existing facilities; and
    - Operation of the feedlot at a maximum 470 head capacity (i.e. no increase on the approval under D-69/1998);
  - Stage 2:
    - Upgrade the intersection of Woodstock Road and Gwydir Highway; and
    - Increase the operation of the feedlot to a maximum 2,000 head capacity.
5. The development is to be undertaken in accordance with the General Terms of Approval (**Appendix 1** of this consent) and any subsequent Environmental Protection License (as amended), issued by the NSW Environment Protection Authority.
6. The applicant must comply with all relevant prescribed conditions as contained in Division 8A of the Environmental Planning & Assessment Regulation 2000.

### **STAGE 1 CONDITIONS**

#### **Prior to Commencement – Stage 1**

7. Prior to the commencement of any works (including earthworks) a Construction Certificate must be issued in accordance with the Environmental Planning and Assessment Act 1979. The application for a Construction Certificate, made to Council or an Accredited Certifier, must include plans and specifications demonstrating full compliance with the Building Code of Australia and associated standards.
8. Prior to issue of a Construction Certificate, a Heavy Vehicle Code of Conduct for traffic associated with the feedlot must be submitted to and approved by Council. The Code of Conduct must address at minimum:
- A map of the primary haulage routes highlighting critical locations;
  - Safety initiatives for haulage through residential areas and/or school zones;
  - An induction process for vehicle operators and regular toolbox meetings;
  - A complaints resolution and disciplinary procedure; and
  - Community consultation measures for peak haulage periods.
9. Prior to issue of a Construction Certificate, a landscaping plan is to be submitted to and approved by Council detailing the eight (8) rows of native landscaping proposed within the Environmental Impact Statement.

#### **During Construction – Stage 1**

10. The applicant will:
- repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by the development; and
  - re-locate, or pay the full costs associated with relocating, any public infrastructure that needs to be relocated as a result of the development.
11. Where the proposed development involves the disturbance of any existing survey monuments, those monuments affected will need to be relocated by a registered surveyor under the Surveying and Spatial Information Act 2002. A plan showing the relocated monuments will then be required to be lodged as a matter of public record at the Lands Titles Office.
12. Should any aboriginal artefacts or places be discovered during excavation/construction,



*all works are to cease immediately. Heritage NSW is to be contacted immediately and any direction or requirements complied with.*

**Prior to Occupation / Commencement of Use – Stage 1**

13. *Prior to occupation of the site and commencement of the feedlot use, an Occupation Certificate must be issued in accordance with the Environmental Planning and Assessment Act 1979.*

*Note: Prior to issue of the Occupation Certificate, the Principal Certifying Authority is required to be satisfied, amongst other things, that:*

- all required inspections (including each applicable mandatory critical stage inspection) have been carried out; and*
  - any preconditions to the issue of the certificate required by a development consent have been met.*
14. *Prior to occupation of the site and commencement of the feedlot use, all landscaping is to be completed in accordance with the approved landscaping plan.*
15. *Prior to occupation of the site and commencement of the feedlot use, shade must be constructed over the hospital pen.*
16. *Prior to issue of an Occupation Certificate, documentary evidence must be provided to Council demonstrating compliance with the General Terms of Approval issued by the NSW Environment Protection Authority.*

**Ongoing Use – Stage 1**

17. *The maximum head of cattle permitted within the cattle feedlot at any one point in time is 470.*
18. *A Sec. 7.11 Contribution for the ongoing maintenance of the local road network is to be paid to Council every quarter, with payments to be made at the following times:*
- Financial quarter January to March – to be paid by **30 April** of that year;*
  - Financial quarter April to June – to be paid by **31 July** of that year;*
  - Financial quarter July to September – to be paid by **31 October** of that year; and*
  - Financial quarter October to December – to be paid by **31 January** of the next year.*

*The current rate is \$1.225 per head and is subject to CPI adjustment each financial quarter.*

*The applicant is to provide Council with details of cattle processed through the feedlot during the financial quarter at the time a payment is made. If Council does not receive these details, the contribution will be levied on maximum processing of 470 head of cattle for that financial quarter.*

19. *The National Guidelines for Beef Cattle Feedlots in Australia is to be complied with at all times during the operation of the feedlot to ensure animal health and welfare.*
20. *All external lighting must:*
- comply with AS 4282–1997 Control of the obtrusive effects of outdoor lighting; and*
  - be mounted, screened and directed in a way that it does not create a nuisance or light spill on to buildings on adjoining lots or public places.*
21. *The operation of the feedlot, including all associated traffic, must comply with the approved Heavy Vehicle Code of Conduct.*
22. *All landscaping is to be maintained in a reasonable manner, in perpetuity.*

23. A ten (10) metre asset protection zone must be maintained around feedlot pens and infrastructure in accordance with Planning for Bush Fire Protection 2019.

### **STAGE 2 CONDITIONS**

#### **Prior to Increase of Cattle beyond 470 Head – Stage 2**

24. Prior to the number of cattle within the feedlot increasing beyond 470 head, the intersection of Woodstock Road and Gwydir Highway must be upgraded at the developer's expense, with basic-left-turn (BAL) and basic-right-turn (BAR) treatments based on a minimum Safe Intersection Sight Distance of 2.5 seconds and 100km/h speed environment.

Prior to commencing the intersection of upgrade:

- Detailed engineering survey and design of the intersection upgrade works are to be submitted to and approved by Council and Transport for NSW; and
- The developer will be required to enter into a Works Authorisation Deed (WAD) from Transport for NSW or obtain other suitable approval under the Roads Act 1993.

#### **Ongoing Use – Stage 2**

25. The maximum head of cattle permitted within the cattle feedlot at any one point in time is 2,000.
26. A Sec. 7.11 Contribution for the ongoing maintenance of the local road network is to be paid to Council every quarter, with payments to be made at the following times:
- Financial quarter January to March – to be paid by **30 April** of that year;
  - Financial quarter April to June – to be paid by **31 July** of that year;
  - Financial quarter July to September – to be paid by **31 October** of that year; and
  - Financial quarter October to December – to be paid by **31 January** of the next year.

The current rate is \$1.225 per head and is subject to CPI adjustment each financial quarter.

The applicant is to provide Council with details of cattle processed through the feedlot during the financial quarter at the time a payment is made. If Council does not receive these details, the contribution will be levied on maximum processing of 2,000 head of cattle for that financial quarter.

27. The National Guidelines for Beef Cattle Feedlots in Australia is to be complied with at all times during the operation of the feedlot to ensure animal health and welfare.
28. All external lighting must:
- comply with AS 4282–1997 Control of the obtrusive effects of outdoor lighting; and
  - be mounted, screened and directed in a way that it does not create a nuisance or light spill on to buildings on adjoining lots or public places.
29. The operation of the feedlot, including all associated traffic, must comply with the approved Heavy Vehicle Code of Conduct.
30. Within five (5) years of completion of the upgrade to the intersection of Woodstock Road and Gwydir Highway, the applicant must complete the construction of shade structures over all feedlot pens.
31. All landscaping is to be maintained in a reasonable manner, in perpetuity.
32. A ten (10) metre asset protection zone must be maintained around feedlot pens and

infrastructure in accordance with Planning for Bush Fire Protection 2019.

**ADVICE ONLY – STAGE 1 & 2**

33. *Essential Energy's records indicate there is electricity infrastructure located within the property and within close proximity of the property. Any activities within these locations must be undertaken in accordance with the latest industry guideline currently known as ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure. Approval may be required from Essential Energy should activities within the property encroach on the electricity infrastructure.*

*Prior to carrying out any works, a "Dial Before You Dig" enquiry should be undertaken in accordance with the requirements of Part 5E (Protection of Underground Electricity Power Lines) of the Electricity Supply Act 1995 (NSW).*

*Given there is electricity infrastructure in the area, it is the responsibility of the person/s completing any works around powerlines to understand their safety responsibilities. SafeWork NSW ([www.safework.nsw.gov.au](http://www.safework.nsw.gov.au)) has publications that provide guidance when working close to electricity infrastructure. These include the Code of Practice – Work near Overhead Power Lines and Code of Practice – Work near Underground Assets.*

34. *Any other condition deemed appropriate by the Director Civil and Environmental Services.*

S375A Record of Voting	Councillors For:	Councillors Against:
Harmon	√	
Baker	√	
Berryman	√	
Ross	√	
Wilks	√	

**CARRIED**

## 5.2 IPART DRAFT REPORT ON WATER NSW BULK WATER CHARGES 2022/23 S32.9.1

### COMMITTEE RESOLUTION

Moved: Cr Paul Harmon

Seconded: Cr Jacko Ross

*That the Committee recommend to Council that:*

- i) Council make a submission to IPART highlighting the disparity in the proposed 2022/23 price increases for the Gwydir Valley and Border Rivers compared with the IPART forecast; and*
- ii) that in view of the very high price increases already applied to both valleys effective 1 October, 2021, no increase be applied to both valleys during 2022/23.*

**CARRIED**

## 5.3 SMOKE FREE ENVIRONMENT - INVERELL CBD S13.5.3

### COMMITTEE RESOLUTION

Moved: Cr Jacko Ross

Seconded: Cr Di Baker

*That the Committee recommend to Council that a draft Smoke-free Environment Policy be prepared covering outdoor public areas in the Inverell core CBD for further consideration.*

**CARRIED**

#### 5.4 REFERRAL OF CONFIDENTIAL REPORTS

##### COMMITTEE RESOLUTION

Moved: Cr Paul Harmon

Seconded: Cr Di Baker

*That the Committee move into Closed (Public excluded) meeting of the Committee and that the press and members of the public be asked to leave the room whilst the Committee considers the following items:*

**Item:** #7.1 Tender – S29.5.6 – Inverell Sewerage Treatment Plant IDEA Tanks 1 & 2 Aeration System Upgrade and Additional Works

**Authority:** Section 10A (2) (c) Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business”, Local Government Act 1993.

**Item:** #7.2 Award Tender for Supply and Installation of Water Main at Intersection of Gwydir Highway and Bundarra Road

**Authority:** Section 10A (2) (c) Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business, Local Government Act 1993.

**CARRIED**

#### 5.5 FLOOD PREPARATION - ADVICE TO PROPERTY OWNERS S18.6.14

##### COMMITTEE RESOLUTION

Moved: Cr Wendy Wilks

Seconded: Cr Di Baker

*The Committee recommend to Council that:*

- 1) *The information provided by the SES be received and noted; and*
- 2) *Council seek to facilitate the delivery of flood awareness and education initiatives by the SES to Shire residents and businesses.*

**CARRIED**

#### 6 INFORMATION REPORTS

##### COMMITTEE RESOLUTION

Moved: Cr Paul Harmon

Seconded: Cr Di Baker

*That the information report be received and noted.*

**CARRIED**

**6.1 WORKS UPDATE S28.21.1/15****7 CONFIDENTIAL MATTERS (COMMITTEE-OF-THE-WHOLE)**

At 9.20am, the Chairperson noted that no members of the public or press were in attendance at the meeting therefore the Committee proceeded to consider the motion to close the meeting to the press and public.

**COMMITTEE RESOLUTION**

Moved: Cr Di Baker

Seconded: Cr Paul Harmon

*That the Committee proceeds into Closed Committee to discuss the matters referred to it, for the reasons stated in the motions of referral.*

**CARRIED****COMMITTEE RESOLUTION**

Moved: Cr Paul Harmon

Seconded: Cr Di Baker

*That the Committee proceeds out of Closed Committee into Open Committee.*

**CARRIED**

Upon resuming Open Committee at 9.28am, the Chairperson verbally reported that the Committee had met in Closed Committee, with the Press and Public excluded, and had resolved to recommend to Council the following:

**7.1 TENDER - S29.5.6 INVERELL SEWAGE TREATMENT PLANT IDEA TANKS 1 & 2 AERATION SYSTEM UPGRADE AND ADDITIONAL WORKS S4.19.29**

*That the Committee recommend to Council that:*

- 1. Council not accept any tender for Tender S29.5.6 Inverell Sewage Treatment Plant IDEA Tanks 1 & 2 Aeration System Upgrade & Additional Works; and*
- 2. Council call tenders for the supply of six (6) new aerators only, to ensure that Council has the ability to continue operating the Sewage Treatment Plant at 12,000 Equivalent Population capacity, with three (3) aerators temporarily installed in Tank 3 allowing Council to dewater, clean out and refurbish Tanks 1 & 2 in a timely cost-effective manner.*

**CARRIED****7.2 AWARD TENDER FOR SUPPLY AND INSTALLATION OF WATER MAIN AT INTERSECTION OF GWYDIR HIGHWAY AND BUNDARRA ROAD S28.28.16**

*That the Committee recommend to Council that the acceptance of tender from Finn Valley Plant and Civil in the maximum amount of \$489,006 (GST exclusive) for S28.28.16 – Supply and Installation of Water Mains at the intersection of Gwydir Highway and Bundarra Road be endorsed*

*and the subsequent contract be duly executed under the seal of Council.*

**CARRIED**

## **ADOPTION OF RECOMMENDATIONS**

### **COMMITTEE RESOLUTION**

Moved: Cr Paul Harmon

Seconded: Cr Wendy Wilks

*That the recommendations of Closed Committee be adopted.*

**CARRIED**

**The Meeting closed at 9.20am.**

**8.2 ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MINUTES - 11 MAY 2022**

**File Number:** S4.11.17/14 / 22/15493

**Author:** Kristy Paton, Corporate Support Officer - Publishing

**SUMMARY:**

Meeting held on Wednesday, 11 May, 2022.

For the consideration of Council.

**COMMENTARY:**

Refer to the attached minutes of the meeting.

**RECOMMENDATION:**

- i. *That the Minutes of the Economic and Community Sustainability Committee meeting held on Wednesday, 11 May, 2022, be received and noted; and*
- ii. *The recommendations of the Economic and Community Sustainability Committee be adopted by Council.*

**8.2.1 Information Reports****RECOMMENDATION:**

*That the information report be received and noted.*

**8.2.2 Quarterly Budget and Operational Plan 2021/2022****RECOMMENDATION:**

*That:*

- i) *Council's Quarterly Operational Plan and Budget Review for 31st March, 2022 be adopted; and*
- ii) *The proposed variations to budget votes for the 2021/2022 Financial Year be adopted providing an estimated Cash Surplus at 31<sup>st</sup> March, 2022 from operations of \$6,161.*

**8.2.3 Governance - Monthly Investment Report****RECOMMENDATION:**

*That:*

- i) *the report indicating Council's Fund Management position be received and noted; and*
- ii) *the Certification of the Responsible Accounting Officer be noted.*

**8.2.4 AASB 124 Related Party Transactions****RECOMMENDATION:**

*That:*

- a) *The report be received and noted; and*
- b) *In accordance with AASB 124, Key Management Personnel (KMP) complete section 1 and 2 of Council's KMP – Related Party Transactions Questionnaire and return completed forms to Council by 22 June, 2022.*

**ATTACHMENTS:**

1. **Minutes of Economic and Community Sustainability Committee Meeting 11 May, 2022**



**MINUTES OF INVERELL SHIRE COUNCIL  
ECONOMIC AND COMMUNITY SUSTAINABILITY COMMITTEE MEETING  
HELD AT THE COMMITTEE ROOM, ADMINISTRATIVE CENTRE, 144 OTHO STREET,  
INVERELL  
ON WEDNESDAY, 11 MAY 2022 AT 10:00AM**

**PRESENT:** Cr Paul King OAM (Chairperson), Cr Paul Harmon (Mayor), Cr Kate Dight, Cr Nicky Lavender and Cr Jo Williams.

**IN ATTENDANCE:** Cr Stewart Berryman, Cr Di Baker, Cr Jacko Ross and Cr Wendy Wilks.  
Paul Henry (General Manager), Brett McInnes (Director Civil & Environmental Services) and Paul Pay (Director Corporate and Economic Services).

**1 APOLOGIES**

Nil

**2 CONFIRMATION OF MINUTES**

**RECOMMENDATION:**

*That the Minutes of the Economic and Community Sustainability Committee Meeting held on 13 April, 2022, as circulated to members, be confirmed as a true and correct record of that meeting.*

**3 DISCLOSURE OF CONFLICT OF INTERESTS/PECUNIARY AND NON-PECUNIARY INTERESTS**

**4 INFORMATION REPORTS**

**COMMITTEE RESOLUTION**

Moved: Cr Kate Dight

Seconded: Cr Paul Harmon

*That the information report be received and noted.*

**CARRIED**

**4.1 ADVANCE PAYMENT OF 2022-2023 FINANCIAL ASSISTANCE GRANT \$15.8.13/14**

**5 GOVERNANCE REPORTS**

**5.1 QUARTERLY BUDGET AND OPERATIONAL PLAN 2021/2022 \$12.5.1**

**COMMITTEE RESOLUTION**

Moved: Cr Paul Harmon

Seconded: Cr Kate Dight

*That the Committee recommend to Council that:*

- i) Council's Quarterly Operational Plan and Budget Review for 31st March, 2022 be adopted; and*
- ii) The proposed variations to budget votes for the 2021/2022 Financial Year be adopted providing an estimated Cash Surplus at 31<sup>st</sup> March, 2022 from operations of \$6,161.*

**CARRIED**

## **5.2 GOVERNANCE - MONTHLY INVESTMENT REPORT S12.12.2**

### **COMMITTEE RESOLUTION**

Moved: Cr Jo Williams

Seconded: Cr Kate Dight

*The Committee recommend to Council that:*

- i) the report indicating Council's Fund Management position be received and noted; and*
- ii) the Certification of the Responsible Accounting Officer be noted.*

**CARRIED**

## **5.3 AASB 124 RELATED PARTY TRANSACTIONS S12.2.2**

### **COMMITTEE RESOLUTION**

Moved: Cr Paul Harmon

Seconded: Cr Kate Dight

*The Committee recommend to Council that:*

- a) The report be received and noted; and*
- b) In accordance with AASB 124, Key Management Personnel (KMP) complete section 1 and 2 of Council's KMP – Related Party Transactions Questionnaire and return completed forms to Council by 22 June, 2022.*

**CARRIED**

**The Meeting closed at 10.15am.**

## 9 DESTINATION REPORTS

### 9.1 SMOKE-FREE OUTDOOR PUBLIC PLACES POLICY

**File Number:** S24.12.5 / 22/15749

**Author:** Brett McInnes, Director Civil and Environmental Services

#### SUMMARY:

A draft Smoke-Free Outdoor Public Places Policy has been developed in response to a recommendation from the Civil and Environmental Services Committee. Council is being asked to endorse the draft policy for the purpose of community consultation.

#### RECOMMENDATION:

*That Council endorse the Draft Smoke-Free Outdoor Public Places Policy for the purposes of placing it on public exhibition for a period of 28 days.*

#### COMMENTARY:

The Civil and Environmental Services Committee have recommended to Council that a Smoke-Free Environment Policy be prepared covering outdoor public areas in the Inverell Core CBD.

A draft policy has subsequently been prepared that focuses on the high pedestrian activity area of the core CBD. A copy of the draft policy is contained in **Attachment 1** of this report.

It is recommended that the draft policy be placed on public exhibition for a period of 28 days.

Notification of the draft policy exhibition would include:

- Advertisement in the local newspaper.
- Media release to local outlets.
- Council social media streams.
- Letter drop to businesses within area identified by policy.
- Details on Council's web page.
- Display at front counter of administration building.

At the conclusion of the exhibition period the matter would be again referred to Council to consider any submissions and make a determination regarding policy implementation.

#### RISK ASSESSMENT:

Nil

#### POLICY IMPLICATIONS:

A draft policy has been prepared for Council's Consideration.

#### CHIEF FINANCIAL OFFICERS COMMENT:

The costs of the public exhibition can be met within Council's existing budget allocation.

#### LEGAL IMPLICATIONS:

A legislative framework is contained within the draft policy.

#### ATTACHMENTS:

1. **Smoke-Free Outdoor Public Places Policy** [↓](#)



**Inverell Shire Council**

# **Smoke-Free Outdoor Public Places Policy**

**May 2022**

## 1. Purpose

The purposes of the policy are as follows:

- Protect members of the community from the health and social impacts of smoking by others in public places,
- Improve public amenity and maintenance of Council property,
- Help to protect the environment from the impacts of discarded cigarette butts,
- Support the intent of the *Smoke-free Environment Act 2000 (NSW)* (**SFE Act**).

## 2. Principles

The policy recognises that Council has:

- An obligation to promote public health outcomes where Council provides assets and services for the benefit the community.
- A commitment to improve the natural environment and the amenity of the local area by reducing cigarette related litter.
- An acknowledgement of the damaging effects associated with passive smoking in outdoor public spaces.
- An understanding of the indirect effects of smoking in outdoor areas such as atmospheric pollution, sensory irritations and exposure to discarded cigarette butts.
- Adopted a Community Strategic Plan that includes the following destinations:
  - i) A community that is healthy, educated and sustainable; and
  - ii) An environment that is protected and sustained.

## 3. Scope

This policy applies to everyone in relation to the nominated outdoor public places in the Inverell Shire Council Local Government Area. Further information regarding nominated smoke-free areas is contained in Part 6 of this policy.

## 4. Background (State Wide Controls)

Controls exist under the SFE Act that ban smoking in enclosed public places and various outdoor public places including:

- a. within 10 metres of children's play equipment,
- b. public swimming pool complexes,
- c. spectator areas at public sports grounds and other recreational areas,
- d. at public transport stops and stations, (bus stops and taxi ranks)

## Smoke-Free Outdoor Public Places Policy

- e. within 4 metres of a pedestrian access point to a public building,
- f. commercial outdoor dining areas.

Smoking bans in the above areas are regulated by NSW Health. Complaints relating to people smoking in those areas identified in the Act should be referred to NSW Health.

Through application of this policy Council extends the smoking ban to additional outdoor public places in Inverell Shire.

## 5. Legislative Framework

Under the *NSW Local Government Act 1993* Council has the power to:

- Erect suitably worded and strategically placed notices in public places (including public roads) prohibiting smoking (including e-cigarettes) (s.632 (1) and (2) (e) of the Act).
- Serve by means of an authorised person, a penalty infringement notice (\$110.00) upon any person who fails to comply with the terms of any such notice (s.679 of the Act).
- Demand by means of an authorised person, the name and address of any person reasonably suspected of failing to comply with the terms of any such notice (s680 of Act).
- Remove, by means of an authorised person, from community land any person who fails to comply with the terms of any such notice (s681 of the Act).

Council also has a common law right as a condition of entry to prohibit smoking on properties it owns or occupies. All Council owned buildings are smoke-free environments.

## 6. Application (Additional 'Smoke-Free' Outdoor Public Places)

This policy prohibits smoking (including the use of electronic cigarettes) in the following outdoor public areas:

- High Pedestrian Activity Areas of Inverell Core CBD defined as:
  - Otho Street (between Evans Street and Byron Street)
  - Byron Street (between Campbell Street and Lawrence Street)



The prohibition of smoking in these areas applies at all times. Suitable signage will be installed as required throughout the identified area.

These areas are in addition to those places listed under the SFE Act.

## 7. Enforcement and Authorised Persons

Enforcement of this policy will rely on signage, positive persuasion (messaging) and self-policing through the community. In certain instances enforcement may also include the issuing of penalty infringement notices by authorised officers if necessary to achieve compliance.

Council Rangers and Environmental Health Officers are authorised officers for the purpose of enforcement action in accordance with this policy. NSW Police Officers are also authorised officers under the provisions of the Local Government Act.

## 8. Variation and Review

Council shall review this policy on an annual basis. Council reserves the right to vary or revoke this policy at its discretion.

**9.2 OFFER TO PURCHASE – INDUSTRIAL SUBDIVISION OFF RIFLE RANGE ROAD**

**File Number:** S5.2.0/15 / 22/15817

**Author:** Kristy Paton, Corporate Support Officer - Publishing

**SUMMARY:**

Referral of Confidential Report.

**RECOMMENDATION:**

*That Council move into Closed (Public excluded) meeting of the Council and that the press and members of the public be asked to leave the chambers whilst Council considers the following items:*

**Item:** #12.1 S5.2.0/15 – Offer to Purchase – Industrial Subdivision off Rifle Range Road

**Authority:** Section 10A (2) (c) *Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business". Local Government Act 1993.*

**COMMENTARY:**

In accordance with the provisions of Section 9 (2A) *Local Government Act 1993*, the General Manager is of the opinion that consideration of the following item(s) is likely to take place when the meeting is closed to the public.

**Item:** S5.2.0/15 – Offer to Purchase – Industrial Subdivision off Rifle Range Road

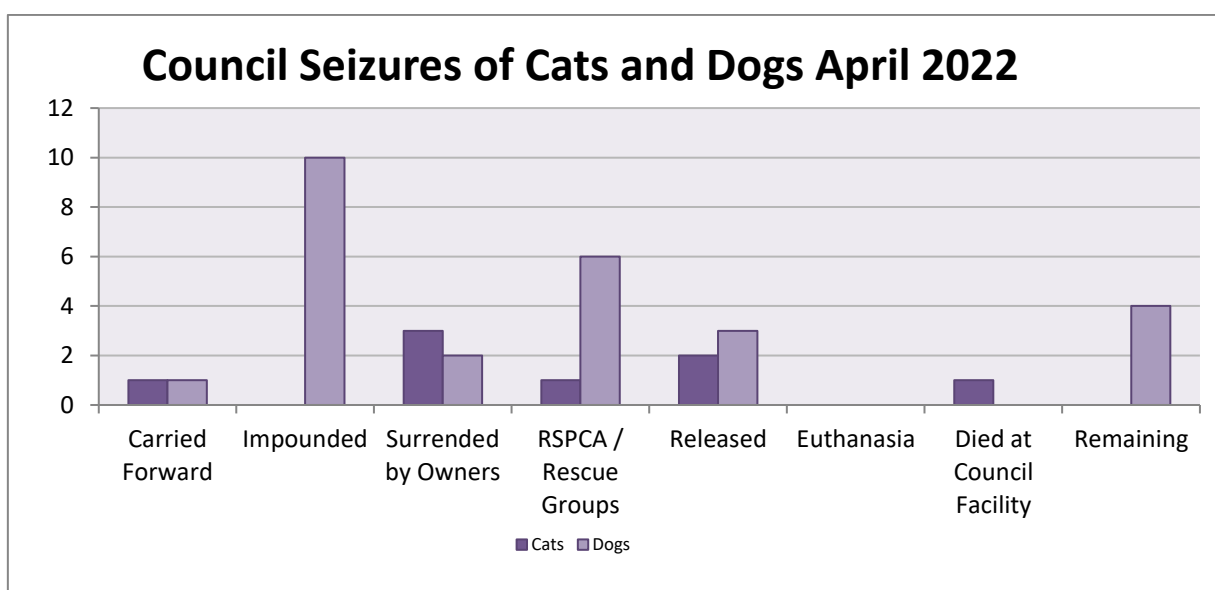
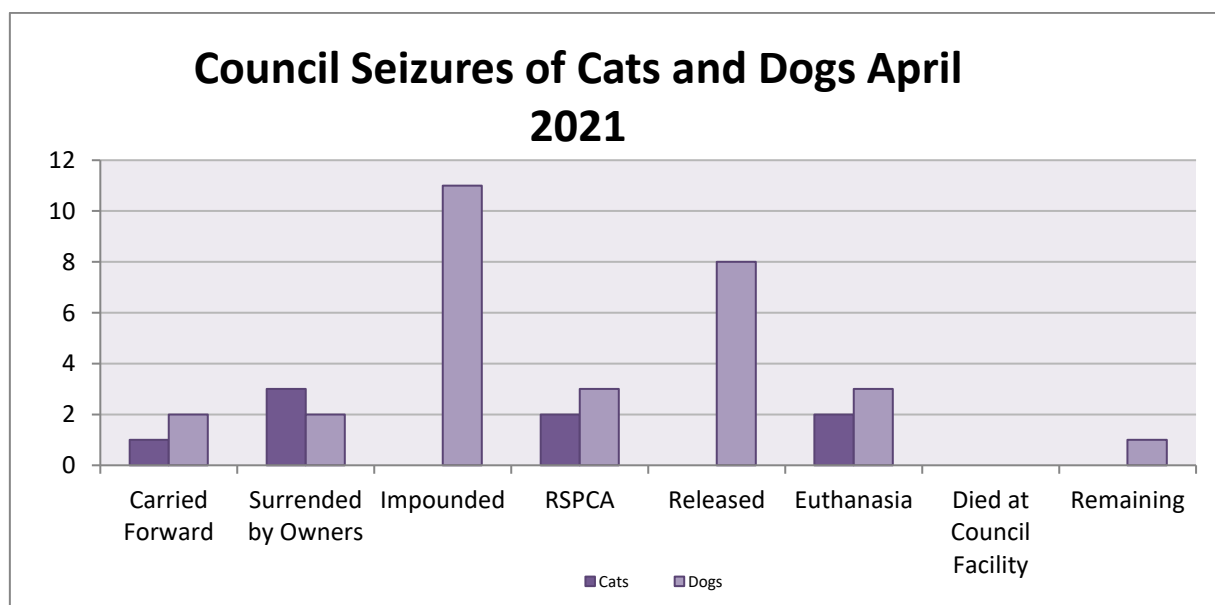
**Description:** A revised offer has been received for Lot 9 in the subdivision. Council is requested to determine.

**Reason:** (s.10A(2)(c) *"Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business."* Local Government Act 1993



**10 INFORMATION REPORTS****10.1 ORDINANCE ACTIVITIES REPORT FOR APRIL 2022****File Number:** S18.10.1 / 22/13875**Author:** Michelle Wright, Temporary Administration Officer**SUMMARY:**

The following details the number of various Ordinance activities carried out during April 2022, in comparison to the same month in 2021.

**INFORMATION:****COMPLIANCE****Inverell Shire Council Pound Monthly Report April 2022****Inverell Shire Council Pound Monthly Report April 2021****ATTACHMENTS:****Nil**

<b>10.2 SUMMARY OF DEVELOPMENT APPLICATIONS, CONSTRUCTION CERTIFICATES AND COMPLYING DEVELOPMENT CERTIFICATES DURING APRIL 2022</b>
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**File Number:** S18.10.2/15 / 22/13923

**Author:** Michelle Wright, Temporary Administration Officer

**SUMMARY:**

This report is intended to keep Council updated on the Development Applications, Construction Certificates and Complying Development Certificates determined during the month of April, 2022.

**DEVELOPMENT APPROVALS, REFUSALS AND VARIATIONS DURING APRIL 2022**

**Development Approvals**

<b><u>Development Application Number</u></b>	<b><u>Applicant</u></b>	<b><u>Property</u></b>	<b><u>Development</u></b>	<b><u>\$ Amount</u></b>
DA-10/2022	Mr Peter John Zappa	35 Palaroo Lane, Inverell 2360	Construction of a New Shed and Demolition of an Existing Shed	56,000
DA-15/2022	Mr Jonathon Bourne	107 Oswald Street, Inverell 2360	Construction of a New Storage Premises (15 Self-Storage Units)	88,000
DA-19/2022	Bindaree Beef Pty Ltd	7307 Gwydir Highway, Inverell 2360	Upgrade of balance tank and associated works	295,000
DA-20/2022	Ms Kate Davidson	61-67 Otho Street, Inverell 2360	Demolition of part of front facade of building to install new door into new commercial premises (cafe)	10,000
DA-23/2022	Mr Steven Robert Romer	30 Ring Street, Inverell 2360	Partial Use of Building for Mechanic	Nil
DA-27/2022	Mr Jonathon Bourne	12 Terry Drive, Inverell 2360	Construction of a New Duplex	415,550
DA-29/2022	Mr Jonathon Bourne	23 Taylor Avenue, Inverell 2360	Construction of a New 30m x 18m Shed	40,000
DA-31/2022	Mr Jonathon Bourne	5 Bannockburn Road, Inverell 2360	Construction of Dwelling and Shed	445,120
DA-34/2022	Mr Tristan Lee Irwin	17 Oakland Lane, INVERELL 2360	Construct a New Shed with Temporary Occupancy of the Shed	45,000
DA-35/2022	Mr Connor Noel Ridley	40 Kingfisher Drive, Inverell 2360	New Shed	10,000

DA-36/2022	Mr Joshua James Taylor	4 Parkland Close, Inverell 2360	New Dwelling	310,000
DA-37/2022	Ms Eriko Kawaramoto	36 Sayers Lane, Inverell 2360	Alterations/Additions to Dwelling	181,460
DA-39/2022	Ms Eriko Kawaramoto	227 Swanbrook Road, Inverell 2360	Demolition of a failing structure - existing wet area wing attached to the existing single storey dwelling.	195,500
DA-43/2022	Mrs Simonette Lacy Halloran	301 Auburn Vale Road, Inverell 2360	Shed	15,000
<b>Monthly estimated value of Approvals: April 2022</b>			<b>14</b>	<b>2,106,630</b>

**Development Amendments**

<b><u>Development Application Number</u></b>	<b><u>Applicant</u></b>	<b><u>Property</u></b>	<b><u>Development</u></b>	<b><u>\$ Amount</u></b>
DA-15/2006/B	Mr Anthony Norman Ditchfield	370B Old Bundarra Road, Inverell	Staged Subdivision	Nil
<b>Monthly estimated value of Approvals: April 2022</b>			<b>1</b>	<b>Nil</b>

**Development Refusals**

Nil

**Variation to Development Standards Approved**

As part of the monitoring and reporting requirements established by the NSW Department of Planning, a report of all variations approved under delegation in accordance with Clause 4.6 of *the Inverell Local Environmental Plan 2012* must be provided to a full council meeting.

The following details the variations to development standards approved during April 2022.

**INFORMATION:**

Nil

**CONSTRUCTION CERTIFICATES APPROVED AND AMENDED DURING APRIL 2022****Construction Certificates approved by Council**

<b><u>Construction Certificate Number</u></b>	<b><u>Applicant</u></b>	<b><u>Property</u></b>	<b><u>Construction</u></b>	<b><u>\$ Amount</u></b>
CC-156/2021	Symes Superannuation Fund	18 Brissett Street, Inverell 2360	Industrial Building	75,000
CC-24/2022	Mr Mark John	6 Anderson Street,	Detached Dual Occupancy, Detached	540,000

	Warrener	Inverell 2360	Open Carport	
CC-25/2022	Mr Bradley Jason House	5 Bannockburn Road, Inverell 2360	Shed	22,000
CC-29/2022	Mr Joshua James Taylor	4 Parkland Close, Inverell 2360	New Dwelling	310,000
CC-31/2022	Mr Matthew Roy Harrison	33 Vernon Street, Inverell 2360	Addition to Existing Dwelling	33,000
CC-33/2022	Mr Tristan Lee Irwin	17 Oakland Lane, INVERELL 2360	Construct a New Shed with Temporary Occupancy of the Shed until New Dwelling is constructed	45,000
CC-36/2022	Mrs Simonette Lacy Halloran	301 Auburn Vale Road, Inverell 2360	Shed	15,000
CC-37/2022	Mr Anthony Michael George	52 Bimbadeen Drive, INVERELL 2360	New Shed	60,000
<b>Monthly estimated value of Approvals: April 2022</b>			<b>8</b>	<b>1,100,000</b>

**Amended Construction Certificates approved by Council**

Nil

**Construction Certificates approved by Private Certifier**

Nil

**Amended Construction Certificates approved by Private Certifier**

Nil

**COMPLYING DEVELOPMENT CERTIFICATES APPROVED AND AMENDED DURING APRIL 2022****Complying Development Certificates Approved by Council**

Nil

**Amended Complying Development Certificates approved by Council**

Nil

**Complying Development Certificates approved by Private Certifier**

Nil

**Amended Complying Development Certificates approved by Private Certifier**

Nil

**TOTAL BUILDING CONSTRUCTION FOR INVERELL SHIRE DURING APRIL 2022:**

Type of Consent	Number	\$ Amount
Construction Certificates – Council Approved	8	1,100,000
Construction Certificates – Private Certifier	0	Nil
Complying Development – Council Approved	0	Nil
Complying Development – Private Certifier	0	Nil
Totals	8	1,100,000

Estimated Value of Approvals issued in the financial ytd in: **2021/2022**    **(157)**    **\$23,514,969**  
**2020/2021**    **(159)**    **\$24,551,098**

Attachments:

**Nil**

**10.3 STRATEGIC TASKS - 'SIGN OFF' - APRIL 2022****File Number:** S4.13.2 / 22/15335**Author:** Kristy Paton, Corporate Support Officer - Publishing**SUMMARY:**

A part of a successful governance program is a need for administration to indicate to the policy makers that the requirements of the legislation, under which the organisation operates, has been provided. As a result, this information report provides Councillors with a statement of assurance from the General Manager that in accordance with the *Local Government Act, 1993*, the tasks have been complied with.

**COMMENTARY:**

The April, 2022 tasks required to be undertaken are detailed below. Any of these tasks may be added to as Council becomes familiar with this new initiative.

<b>Date</b>	<b>Compliance Requirement</b>	<b>Achieved/Not Achieved</b>	<b>Comments</b>
30 April, 2022	Fourth quarter rates instalment notices to be sent [LGA s562(5)]	Achieved	Posted 22/4/22
30 April, 2022	Public bodies to provide Council with a list of parcels of land to which rate rebate applies [LGA s 600(5)]	Achieved	No applications received

I confirm that the performance criteria as set out in the criteria for scheduled tasks have been met for the month of April, 2022. I confirm the accuracy and completeness of the information provided above, in that to the best of my knowledge and understanding, all material information has been herein disclosed.

P J HENRY PSM

GENERAL MANAGER

**ATTACHMENTS:**

Nil

**10.4 FUNDRAISING CONCERT - DONATION****File Number:** S5.24.6 / 22/16094**Author:** Paul Henry, General Manager**SUMMARY:**

Further information was requested by Council regarding a proposal to hold a fundraising concert in the Town Hall. The following is provided for the information of Council.

**COMMENTARY:**

Council at their March Ordinary Meeting considered a proposal from Mrs Peta Blyth to hold a concert to support the humanitarian relief effort for Ukraine and a request to donate the cost of hall hire in order to assist with the fundraising effort.

Council was supportive of the request, however it sought further information on a number of matters.

The following information has now been provided by Mrs Blyth:

- a) Auspicing Organisation – the event will be auspiced by Opera North West Ltd a non profit organisation with DGR status.
- b) Recipient of Funds – the charity that will be the recipient of funds will be 'Doctors Without Borders'.

The proposed event now meets all the requirements of Council. Approval has been provided for the cost of the hall hire to be donated which will enable fliers to be printed and advertising for the event to commence.

The event will be staged on 18 June 2022.

**ATTACHMENTS:**

Nil

**10.5 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM - PHASE 3****File Number:** S15.8.106 / 22/16122**Author:** Paul Pay, Director Corporate and Economic Services**SUMMARY:**

A further round of funding has been announced under the Local Roads and Community Infrastructure Program (LRCI) – Phase 3. The following information is provided for information.

**COMMENTARY:**

In May, 2020 the Federal Government introduced the 'Local Roads and Community Infrastructure Program to combat the impacts on the community of Covid-19. Under this Program, funding was made available to all Councils in the Commonwealth. It was a non-competitive program and projects needed to be 'shovel ready'.

The Australian Government has committed to extend the \$1 billion Phase 3 of the Local Roads and Community Infrastructure (LRCI) Program to \$1.5 billion. The additional \$500 million announced in the 2022-23 budget will continue to boost Australia's economic recovery. This brings the total Australian Government commitment to the LRCI Program to \$3 billion.

LRCI program supports local councils to deliver priority local road and community infrastructure projects across Australia, supporting jobs and the resilience of local economies to help communities bounce back from the COVID-19 pandemic. The extended LRCI Program Phase 3 will continue to support local jobs and businesses at the time it is needed most.

The specific details of this round are:

- a) ISC allocation \$2.8M
- b) Funds available 1 January 2022
- c) Projects(s) completed 30 June 2023

The following projects were selected as they met the key program criteria – were eligible projects, 'shovel ready' and could be completed within the stipulated timeframe.

**Project List: Phase 3 – Local Roads and Community Infrastructure Program**

#	Project Name	Project Description / Problem Being Addressed	Infrastructure Type	Total Project Cost [\$]
1	Inverell Dog Pound Construction – Burtenshaw Road, Inverell.	Construction of a new dog pound facility in a new location on Burtenshaw Road.	Community	\$1,100,000
2	Stage 1 MR 73 'Gilgai South' Rehabilitation.	MR 73 'Gilgai South' Rehabilitation – Schwenkes Lane to Gilgai Creek tributary (rehabilitation and widening including major culvert widening).	Road	\$875,000
3	Enhancement of all abilities playgrounds (Victoria Park, Campbell Park, Youth Precinct and Lake	Enhancement and upgrade of existing all abilities playgrounds in Victoria Park, Campbell Park, Youth Precinct and Lake Inverell.	Community	\$300,000



	Inverell)			
4	Athletics Precinct – Sporting Complex, Eucalypt Drive, Inverell	Installation of pedestrian footpath network to complete new athletics precinct located Eucalypt Drive, Inverell.	Community	\$325,000
5	Roundabout Gwydir Highway Beautification	Beautification of new roundabout located at the intersection of Glen Innes Road/Tingha Road/Chester Street including landscaping, installation of footpaths and safety structures.	Combination	\$204,110
5	<b>Total</b>			<b>\$2,804,110</b>

**ATTACHMENTS:****Nil**

**11 GOVERNANCE REPORTS**

Nil

**12 CONFIDENTIAL MATTERS (COMMITTEE-OF-THE-WHOLE)****RECOMMENDATION:**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with the reasons stated in the referral reports:

**12.1 Offer to Purchase – Industrial Subdivision off Rifle Range Road**