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16 July 2014

Dear Councillor

MEETING NOTICE
Ordinary Meeting

Wednesday, 23 July 2014

Open Day at 5.30pm

Council Meeting commencing at conclusion of Open day

Notice is hereby given that the above meeting of Mid-Western Regional Council will be held in the Council Chambers, 86 Market Street, Mudgee at the time and date indicated above to deal with the business as listed on the Meeting Agenda.

Members of the public may address the Committee Meeting at Open Day. Speakers are given 5 minutes to outline any issue of relevance to the Council. If you wish to speak at Open Day please contact the Mayor's Office on 1300 765 002 or 02 6378 2850 by 3.00 pm on the day of the meeting. Alternatively, please make yourself known to the Manager Governance prior to the commencement of the meeting.

Yours faithfully

A handwritten signature in black ink, appearing to be "BRAD CAM", with a horizontal line extending to the right.

BRAD CAM
GENERAL MANAGER

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Item 1: Apologies

Item 2: Disclosure of Interest

In accordance with Section 451 of the Local Government Act 1993, Councillors should declare an interest in any item on this Agenda. If an interest is declared, Councillors should leave the Chambers prior to the commencement of discussion of the item.

Item 3: Confirmation of Minutes

3.1 Minutes of Ordinary Meeting held on 25 June 2014

Council Decision:

That the Minutes of the Ordinary Meeting held on 25 June 2014, Minute Nos 178/14 to 186/14 be taken as read and confirmed.

The Minutes of the Ordinary Meeting are attached overleaf.

Mid-Western Regional Council

Date: 25 June 2014

Minutes of the Extraordinary Meeting of Council

Held on Wednesday 25 June 2014
Commencing at 10.07am and concluding at 6.25pm.

PRESENT Cr D Kennedy (Mayor), Cr P Cavalier (Deputy Mayor), Cr EE Martens (AM),
Cr PA Shelley, Cr JP Thompson, Cr MB Walker, Cr JK Weatherley,
Cr JR Webb, Cr L White.

IN ATTENDANCE Recruitment Consultant (M McArthur), Corporate Communications Officer (P
Goldsmith).

Item 1: Apologies

There were no apologies.

Item 2: Disclosure of Interest

There were no disclosures of interest.

Item 3: Confidential Session

259/14 MOTION: Shelley / Cavalier

That pursuant to the provisions of Section 10 of the Local Government Act, 1993, the meeting be closed to the public.

Following the motion to close the meeting being moved and seconded, the Mayor announced that the following matter would be considered in confidential session and the reason why it was being dealt with in this way.

Subject: Mayoral Minute – Recruitment of General Manager

The reason for dealing with this report confidentially is that it relates to personnel matters concerning particular individuals (other than councillors), in accordance with Section 10A(2)(a) of the Local Government Act, 1993.

Mr McArthur has been invited to be present as Council's recruitment consultant to assist Council in conducting interviews for the position of General Manager.

The Mayor advised that there were no written representations in respect of this matter and that no person in the gallery wished to make verbal representations.

The motion was carried with Councillors voting unanimously.

3.1.1 RECRUITMENT OF GENERAL MANAGER

GOV400038, PER400076

260/14 MOTION: Cavalier / Weatherley

That:

Page 1 of the Minutes of the Ordinary Meeting of Council held on Wednesday 25 June 2014.

Mayor

Acting General Manager

Mid-Western Regional Council

Date: 25 June 2014

1. Council proceed to interview the short list of candidates for the position of General Manager;
2. Councillors allow its consultant, Matthew McArthur, to be present, lead and fully participate with the interviews; and
3. Council suspends standing orders to facilitate the conducting of interviews to permit all councillors to ask questions of the individual candidates.

The motion was carried with Councillors voting unanimously.

The Corporate Communications Officer left the meeting at 10.08am.

261/14 **MOTION:** White / Cavalier

That Council resume standing orders to enable a decision to be made on Council's preferred candidate.

The motion was carried with Councillors voting unanimously.

262/14 **MOTION:** Martens / Cavalier

That:

1. Council delegate to the recruitment consultant Matthew McArthur and the Mayor the authority to negotiate a contract of employment with the preferred candidate. Such negotiations will include remuneration package, reference checking, police checking (if necessary) and commencement date. The contract of employment to be offered will be the standard Office of Local Government Contract of employment for General Managers;
2. the Mayor be delegated authority to announce the preferred candidate when all checks are complete and contract of employment is signed.

The motion was carried with Councillors voting unanimously.

263/14 **MOTION:** Shelley / Cavalier

That:

1. the Council move to Open Council;
2. Council adjourns this meeting to be resumed at the Council Chambers, 86 Market Street Mudgee, after Open Day at 5.30pm.

The motion was carried with Councillors voting unanimously.

Page 2 of the Minutes of the Ordinary Meeting of Council held on Wednesday 25 June 2014.

Mayor

Acting General Manager

Mid-Western Regional Council

Date: 25 June 2014

The Mayor declared the meeting adjourned at 2.28 pm.

Open Day commenced at 5.30pm at the Council Chambers, 86 Market Street Mudgee.

The Mayor declared the meeting open at 6.00pm

PRESENT Cr D Kennedy (Mayor), Cr P Cavalier (Deputy Mayor), Cr EE Martens (AM),
Cr PA Shelley, Cr JP Thompson, Cr MB Walker, Cr JK Weatherley,
Cr JR Webb, Cr L White.

IN ATTENDANCE Acting General Manager (B Cam), Acting Director Mid-Western Operations
(D Colwell), Director Development and Community Services (C Van Laeren),
Director Finance & Administration (B Exelby), Manager Information Services
(S Jones), Corporate Communications Officer (P Goldsmith).

MEDIA REPRESENTATIVES Mudgee Guardian / The Weekly (R Murray), Radio 2MG (M Heldon).

Item 4: Open Council

4.1 Decisions from Confidential Session

The Mayor announced the decisions taken in Confidential Session and announced that Brad Cam has been appointed as General Manager.

Item 5: General Business

5.1 REPORTS TO COUNCIL

5.1.1 DELIVERY PROGRAMME 2014-17 / OPERATIONAL PLAN 2014-15 (INCORPORATING REVENUE POLICY)

GOV400038, COR400059

264/14 MOTION: Shelley / Cavalier

That:

1. the report by the Director, Finance & Administration on the Delivery Programme 2014-17 / Operational Plan 2014-15 (incorporating Revenue Policy) be received;
2. Council accepts option 5 of the amended Draft Revenue Policy as its preferred rating alternative;
3. Council adopts the Delivery Programme for 2014-17 and the Operational Plan for 2014-15, including the Fees & Charges Schedule with the following amendment:

Page 3 of the Minutes of the Ordinary Meeting of Council held on Wednesday 25 June 2014.

Mayor

Acting General Manager

- Mudgee Showground Fees & Charges include Old Stables Hire of \$22 per week;
4. Mid-Western Regional Council hereby makes the following rates and charges for the 2014/15 financial year to be:
- Residential Rate (Rural and Urban)
A Residential Rate (Rural and Urban) of 0.646252 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Residential, including land further subcategorised as Residential Urban, with a minimum rate of \$609.26;
 - Farmland Rate
A Farmland Rate of 0.600924 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Farmland, with a minimum rate of \$609.26;
 - Business Rate
A Business Rate of 0.938882 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Business, with a minimum rate of \$609.26;
 - Business Rylstone Aeropark Rate
A Business Rylstone Aeropark Rate of 0.938882 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Business and further subcategorised as Business Rylstone Aeropark, with a minimum rate of \$200.00;
 - Mining Rate
A Mining Rate of 7.677528 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Mining, with a minimum rate of \$609.26;
 - Mining Coal Rate
A Mining Coal Rate of 7.677528 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Mining and further subcategorised as Mining Coal, with a minimum rate of \$609.26;
 - Hunter Catchment Contribution Special Rate
Council contributes to the provision of watercourse management in the area controlled by the Hunter Local Land Services (LLS). A Hunter Catchment Contribution Special Rate, which is determined by the LLS, of 0.0109 cents in the dollar, the rate is to be applied for the purposes of Part 4 of the Local Land Services Regulation 2014. The contribution is to be levied according to the land value within the meaning of the *Valuation of Land Act 1916*, of all land within the catchment contribution area that has a land value in excess of \$300 and is rateable for the time being under the *Local Government Act 1993*;
 - Extra Charges
The extra charges to be charged on overdue rates and charges shall be calculated at a rate of 8.5% per annum, on a daily simple interest basis;
 - Domestic Waste Management Charge

A Domestic Waste Management Charge of \$161 for all rateable and non-rateable properties within the service areas. Where there is more than one service the annual charge will be multiplied by the number of services;

- **General Waste Disposal Charge**
A General Waste Disposal Charge of \$192.50 inclusive of GST for all rateable and non-rateable properties with the exception of certain Farmland properties that can identify in the manner required by Council that they have a landholding comprised of multiple adjoining assessments with a lesser number of residences than assessments; they will be charged for the number of residences. Where there is more than one service the annual charge will be multiplied by the number of services;
- **Business Waste Management Charge**
A Business Waste Management Charge of \$205.70 inclusive of GST for all rateable and non-rateable Business category properties where a service is rendered. Where there is more than one service the annual charge will be multiplied by the number of services;
- **Water Charges**
Water charges for rateable and non-rateable properties within the water supply area of:

Charge Type	Amount
Service Availability 20mm meter	\$140
25mm meter	\$219
32mm meter	\$358
40mm meter	\$560
50mm meter	\$875
80mm meter	\$2,240
100mm meter	\$3,500
150mm meter	\$7,875
Usage - Residential Per kL	\$2.75
Usage – Business Per kL	\$2.75
Usage – Raw Water Per kL	\$0.61

In relation to strata units, each unit will be levied with a 20mm service availability charge. In relation to Torrens Title residential units, each unit will be levied with a 20mm service availability charge. In relation to vacant land where a water meter is not connected, each property will be levied with a 20mm service availability charge;

- **Sewer Charges**
Sewer charges for rateable and non-rateable properties within the sewer service area of:

Charge Type	Amount
Service availability – residential	\$697

Mid-Western Regional Council

Date: 25 June 2014

Service availability – non-residential	\$389
Usage – non-residential based on kilolitres of water used that would reasonably be deemed to enter sewer schemes	\$2.23 per kL

AMENDMENT: Webb / Martens

That:

1. the report by the Director, Finance & Administration on the Delivery Programme 2014-17 / Operational Plan 2014-15 (incorporating Revenue Policy) be received;
2. Council accepts option 3 of the amended Draft Revenue Policy as its preferred rating alternative;
3. Council adopts the Delivery Programme for 2014-17 and the Operational Plan for 2014-15, including the Fees & Charges Schedule;
4. Mid-Western Regional Council hereby makes the following rates and charges for the 2014/15 financial year to be:
 - Residential Rate (Rural and Urban)
A Residential Rate (Rural and Urban) of 0.646252 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Residential, including land further subcategorised as Residential Urban, with a minimum rate of \$609.26;
 - Farmland Rate
A Farmland Rate of 0.600924 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Farmland, with a minimum rate of \$609.26;
 - Business Rate
A Business Rate of 0.938882 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Business, with a minimum rate of \$609.26;
 - Business Rylstone Aeropark Rate
A Business Rylstone Aeropark Rate of 0.938882 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Business and further subcategorised as Business Rylstone Aeropark, with a minimum rate of \$200.00;
 - Mining Rate
A Mining Rate of 7.677528 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Mining, with a minimum rate of \$609.26;
 - Mining Coal Rate
A Mining Coal Rate of 7.677528 cents in the dollar on the land value as at 1 July 2014 of all land so categorised as Mining and further subcategorised as Mining Coal, with a minimum rate of \$609.26;
 - Hunter Catchment Contribution Special Rate

Page 6 of the Minutes of the Ordinary Meeting of Council held on Wednesday 25 June 2014.

Mayor_____
Acting General Manager

Council contributes to the provision of watercourse management in the area controlled by the Hunter Local Land Services (LLS). A Hunter Catchment Contribution Special Rate, which is determined by the LLS, of 0.0109 cents in the dollar, the rate is to be applied for the purposes of Part 4 of the Local Land Services Regulation 2014. The contribution is to be levied according to the land value within the meaning of the *Valuation of Land Act 1916*, of all land within the catchment contribution area that has a land value in excess of \$300 and is rateable for the time being under the *Local Government Act 1993*;

- **Extra Charges**
The extra charges to be charged on overdue rates and charges shall be calculated at a rate of 8.5% per annum, on a daily simple interest basis;
- **Domestic Waste Management Charge**
A Domestic Waste Management Charge of \$161 for all rateable and non-rateable properties within the service areas. Where there is more than one service the annual charge will be multiplied by the number of services;
- **General Waste Disposal Charge**
A General Waste Disposal Charge of \$192.50 inclusive of GST for all rateable and non-rateable properties with the exception of certain Farmland properties that can identify in the manner required by Council that they have a landholding comprised of multiple adjoining assessments with a lesser number of residences than assessments; they will be charged for the number of residences. Where there is more than one service the annual charge will be multiplied by the number of services;
- **Business Waste Management Charge**
A Business Waste Management Charge of \$205.70 inclusive of GST for all rateable and non-rateable Business category properties where a service is rendered. Where there is more than one service the annual charge will be multiplied by the number of services;
- **Water Charges**
Water charges for rateable and non-rateable properties within the water supply area of:

Charge Type	Amount
Service Availability 20mm meter	\$140
25mm meter	\$219
32mm meter	\$358
40mm meter	\$560
50mm meter	\$875
80mm meter	\$2,240
100mm meter	\$3,500
150mm meter	\$7,875
Usage - Residential Per kL	\$2.75
Usage – Business Per kL	\$2.75
Usage – Raw Water Per kL	\$0.61

Mid-Western Regional Council

Date: 25 June 2014

In relation to strata units, each unit will be levied with a 20mm service availability charge. In relation to Torrens Title residential units, each unit will be levied with a 20mm service availability charge. In relation to vacant land where a water meter is not connected, each property will be levied with a 20mm service availability charge;

- Sewer Charges
Sewer charges for rateable and non-rateable properties within the sewer service area of:

Charge Type	Amount
Service availability – residential	\$697
Service availability – non-residential	\$389
Usage – non-residential based on kilolitres of water used that would reasonably be deemed to enter sewer schemes	\$2.23 per kL

The amendment was put and lost with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier		✓
Cr Kennedy		✓
Cr Martens	✓	
Cr Shelley		✓
Cr Thompson	✓	
Cr Walker		✓
Cr Weatherley		✓
Cr Webb	✓	
Cr White		✓

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier	✓	
Cr Kennedy	✓	
Cr Martens		✓
Cr Shelley	✓	
Cr Thompson		✓
Cr Walker	✓	
Cr Weatherley	✓	
Cr Webb		✓
Cr White	✓	

Mid-Western Regional Council

Date: 25 June 2014

5.1.2 POLICY REVIEW – CATEGORISATION OF LAND AS
FARMLAND FOR RATING PURPOSES

GOV400038, A0340007, A0340049

265/14

MOTION: Shelley / Cavalier

That:

1. the report by the Revenue & Property Manager on the Policy Review - Categorisation of Land as Farmland for Rating Purposes be received;
2. Council adopt the revised Categorisation of Land as Farmland for Rating Purposes Policy.

The motion was carried with Councillors voting unanimously.

5.1.3 UPDATE ON THE PROGRESS OF THE MUDGEES INDOOR
SWIM SCHOOL

GOV400038, P1317011

266/14

MOTION: Shelley / Walker

That:

1. the report by the Manager Health and Building on the Update on the Progress of the Mudgees Indoor Swim School be received; and
2. Disregard the current order and re-issue another order, providing Mr and Mrs O'Sullivan a period of six months from July 21 to obtain a building certificate while continuing to operate the swim school at the six student capacity.

The motion was carried with Councillors voting unanimously.

5.1.4 FINANCIAL ASSISTANCE APPLICATIONS

GOV400038, A0140201

267/14

MOTION: Walker / Shelley

That:

1. the report by the Director, Finance & Administration on the Financial Assistance applications be received;
2. Council note the balance of Councillor discretionary funds remaining; and

Mid-Western Regional Council

Date: 25 June 2014

3. The following funds be allocated from the respective Councillors' discretionary funds:

Cr Cavalier	\$500	Riding for the Disabled Association,
Cr Walker	\$417.44	Riding for the Disabled Association.

The motion was carried with Councillors voting unanimously.

Closure

There being no further business the meeting concluded at 6.25pm.

Item 4: Matters in Progress

SUBJECT	RESOLUTION NO. & DATE	RESOLUTION	ACTION
Quarry Road – Kandos	Res. 64/12 Ordinary Mtg 15/2/2012	That consideration of this matter be deferred until discussions with Cement Australia have been completed.	No determination as yet.
Old Gulgong Hospital	Res. 46/14	That Council support in principle the retention of the Gulgong Hospital building and defer the matter pending the decision of State Government	An application has been received by Council to demolish this building. This will be considered by Council in due course following a public exhibition process. Recommend completion.
Minimum Residential Lot Size and Multi Unit Housing	Res 165/14	Council staff investigate and report back to Council on options to ensure that corner blocks in subdivisions are adequately serviced in case dual occupancy developments occur, and research how other councils in NSW deal with this matter.	No report available at this time
Submissions to the Budget, Operational and Delivery Plan	Res. 219/14	That: Council staff be required to report to Council prior to December on the number of causeways on unsealed roads in the region and the cost of sealing the approaches to the causeways for consideration in the 2015/16 Operational Plan and Budget; Council include in the 2014/15 Operational Plan and Budget the annual operating costs of \$22,300 for web-castng Council meetings and staff report to council on options to reduce this cost;	Council staff will prepare a list in order of priority for consideration in the 2015/16 Operational Plan Council staff will prepare a report for Council's July meeting
		Council allocate \$130,000 towards regional-wide new or upgraded footpath and cycleway infrastructure in the region and that staff prepare a report for the July meeting to recommend priorities for the expenditure of these funds.	Council staff have engaged a consultant to prepare a Pedestrian Access Mobility Plan (PAMP). Following this report, a priority list will be prepared for Council's consideration.

Item 5: Mayoral Minute

Nil.

Item 6: General Business

6.1 Notices of Motion

6.1.1 Skate Park Rylstone

LISTED BY CR PETER SHELLEY TO 23 JULY 2014 COUNCIL MEETING

Skate Park Rylstone

GOV400022, GOV400038

MOTION

That Council investigates cost, design and locality of a skate park in Rylstone and a report be presented to Council for consideration.

BACKGROUND

At present there is very little for the youth with respect to facilities in Rylstone for the demographic that utilise a skate park facility.

A successful skate park, such as we built in Kandos, is well looked after and used by the youth of the town.

The youth of Rylstone have to travel 7kms if they wish to use it and it would be only fair if one was made available in Rylstone.

Please find attached to this motion a letter from Tyron Reynolds, School Captain at Rylstone Public School.

Comments by General Manager

A skate park in Rylstone has been included in Council's 'wishlist' of projects for which grant funding is being sought. Currently, the Community Building Partnership program is open and staff are preparing a submission for this project. Other opportunities for funding the project will also be pursued.

Attachment: 1. Letter from Tyron Reynolds

Tyron Reynolds
11 Tongbong Rd
RYLSTONE NSW 2849
02-63790778
Mum's Mobile (0427790778)

Re: Skate Park at Rylstone

To Mr Mayor and Councillors.

My name is Tyron Reynolds I am the School Captain of Rylstone Primary School. I have lived in Rylstone my whole life and I enjoy living here.

I am writing this letter to ask you if we could have a skate park in Rylstone. The closest skate park is at Kandos and it is 7 km away. I can not walk to Kandos by myself to go to the skate park as it is too far away. Rylstone does not have many activities for teenage children. My friends and I ride our scooter, skate boards and bikes around town. But we would love to have an area off the streets to play on our scooters. Mum is always telling me not to ride on the road as it is dangerous, and not to ride down the main street because there are too many people and we might run into them. So if we could have a skate park, it would be great.

I was thinking a good spot for a skate park would be at the Rylstone show ground next to the park, on the Rylstone Club side.

The kids of Rylstone and myself would be happy to raise money for the park and help in any way we can.

That's why I think we should have a skate park in Rylstone.

I look forward to hearing from you.

Thank You,

Tyron Reynolds
17th June 2014

6.1.2 Pavement Surface – Mayne St and Herbert St, Gulgong

LISTED BY CR THOMPSON TO 23 JULY 2014 COUNCIL MEETING

Pavement Surface - Mayne St and Herbert St Gulgong

GOV400022, GOV400038

MOTION

That the pavement surface in Mayne Street and Herbert Street, in the Gulgong CBD, be kept the same colour as the gravel used last time.

BACKGROUND

Gulgong Mayne Street is recognised as the most famous main street in Australia. As people are aware, the street was on the \$10 note which would not be possible if it weren't so famous. We want to keep the streetscape as near in colour to as it was in the past. That is, that the pavement be gravel in colour and not black bitumen in colour.

Comments by General Manager

Council accepts that the Gulgong community would like to retain the river gravel pavement in Mayne Street and Herbert Street. Council will ensure that any for future works on these two roads, the sealing crews will use river gravel instead of blue metal.

6.1.3 Events funding program

LISTED BY CR PERCY THOMPSON TO 23 JULY 2014 COUNCIL MEETING

Document3

GOV400022, GOV400038

MOTION

That Councillors be informed of the number of events funded by the Events Funding Program for the last two years and the amount of funding that went towards each event.

BACKGROUND

Members of the public are complaining that too much funding is going to some events while others are missing out.

Comments by General Manager

Staff maintain a schedule of events held across the Region and provide details of Council involvement in individual events for the last 2 years. This was last reported to Council at the 20 November 2013 council meeting. A revised copy is attached.

14 July 2014

Mid-Western Regional Council Event Involvement 2013/2014							
Month	Event Name	Location	Council Involvement*	Council Cost	Source	Council Involvement*	
JANUARY	Cudjupine Valley Swap Meet	Mudgee	Financial Contribution only	\$770	Financial Assistance (\$500) Discretionary (\$270)	Financial Contribution only	
JANUARY	Gulgong F&B Festival	Gulgong	Event Assistance	\$2,000	Events Assistance	Event moved to December	
JANUARY	Kandos Street Machine Show	Kandos	Financial Contribution	\$8,000	Events Assistance	Financial Contribution Only	
JANUARY	Australian Day Celebrations	Nydhone	Council Managed Event	\$8,000	Australian Day Budget	Council Managed Event	
FEBRUARY	Comenta	Kandos	Event Advice		Events Assistance (\$2,500)	Biannual event not held in 2014. Received \$80,000 State Govt	
FEBRUARY	Gulgong Show	Gulgong	Financial Contribution	\$4,750	Financial Assistance (\$1,500) Discretionary (\$3,250)	Financial Contribution only	
FEBRUARY	Nydhone Show	Nydhone	Financial Contribution only	\$3,000	Financial Assistance	Financial Contribution only	
MARCH	Pro V Swap Meet	Mudgee	Financial Contribution only	\$3,000	Financial Assistance	Financial Contribution only	
MARCH	Mudgee (Mudgee Short Film Festival)	Mudgee	Financial Contribution only	\$2,500	Events Assistance	Financial Contribution only	
MARCH	Bob Maddy Festival	Kandos	Financial Contribution	\$500	Events Assistance	Financial Contribution only	
MARCH	25th Annual Badora Mouse Races	Badora	Financial Contribution only	\$2,500	Events Assistance	Event not proceeding in 2014	
MARCH	Heres & Icons Dinner	Mudgee	Event Advice only	\$2,500	Events Assistance	Event Advice only	
MARCH	Mudgee Bike Muster	Mudgee	Financial Contribution only	\$2,500	Events Assistance	Financial Contribution only	
MARCH	2014 NIMA NSW Country Rugby Championships	Mudgee	N/A - not held in 2013	\$500	Events Assistance	Financial Contribution only	
MARCH	Gulgong Bunnies Races	Gulgong	Financial Contribution only		Events Assistance	Financial Contribution only	
MARCH	Pole in the Pub	Mudgee	Financial Contribution only		Events Assistance	Financial Contribution only	
APRIL	Wings, Wheels & Wine Show	Mudgee	N/A - Biannual event not held in 2013			Financial Contribution only	
APRIL	Go Grazing	Mudgee	Financial Contribution only	\$500	Events Assistance	Event not proceeding in April 2014	
APRIL	Open Tents 'Joanna' Touch Football Test Series	Mudgee	N/A - Biannual event not held in 2013			Council Managed Event	
APRIL	Mudgee Celebrity Golf Classic	Mudgee	Financial Contribution only	\$2,500	Events Assistance	Nil	
APRIL	National Historical Machinery Rally	Nydhone	Financial Contribution only	\$5,000	Events Assistance	N/A - event only held in 2012	
MAY	Nydhone Swap Meet	Nydhone	Financial Contribution only			Financial Contribution only	
MAY	Perment Unwoks Mudgee	Perment	Financial Contribution only	\$2,500	Financial Assistance	Event Assistance	
MAY	B&B March	Mudgee	Council Managed Event	\$6,600	Separate Budget	No B&B event in 2014	
MAY	Mudgee Insurance Race	Mudgee	Financial Contribution only	\$500	Financial Assistance	Financial Contribution only	
MAY	Poling Touch Football Tournament	Mudgee	Event Advice		Events Assistance (\$2,500)	Event Advice	
JUNE	Henry Lawson Hedging Festival	Gulgong	Financial Contribution	\$3,000	Discretionary (\$300)	Services provided in lieu of financial contribution	
JULY	Mudgee Small Farm Field Days	Mudgee	Services provided in lieu of financial contribution	\$3,500	Services Provided	Services provided in lieu of financial contribution	
AUGUST	Mudgee Readers Festival	Mudgee	Financial Contribution only	\$2,500	Events Assistance	Financial Contribution only	
AUGUST	Mudgee Running Festival	Mudgee	Financial Contribution only	\$2,500	Events Assistance	Financial Contribution only	
SEPTEMBER	Cudjupine Jump Club Event	Mudgee	Financial Contribution only	\$5,000	Financial Assistance (\$2,500) Events Assistance (\$2,500)	Event Assistance	
SEPTEMBER	Mudgee Veterans Golf Week	Mudgee	Financial Contribution only	\$1,000	Events Assistance	Financial Contribution	
SEPTEMBER	Local Plate	Mudgee	Financial Contribution only			Financial Contribution only	
SEPTEMBER	Mudgee Wine & Food Festival	Mudgee	Event Assistance	\$2,500	Financial Assistance	Event Assistance	
SEPTEMBER	Kandos Holsdown	Kandos	Financial Contribution	\$1,500	Events Assistance	Financial Contribution	
SEPTEMBER	Motorfest	Mudgee	Financial Contribution only	\$2,000	Events Assistance	In kind support - Community Hill Hire	
SEPTEMBER	Go Grazing	Mudgee	Financial Contribution	\$500	Events Assistance	Event Advice - Background Hire	
SEPTEMBER	Flavours of Mudgee	Mudgee	Council Managed Event	\$10,000	Separate Budget	Council Managed Event	
OCTOBER	The Tooting Days Art Competition	Gulgong	Financial Contribution		Events Assistance (\$4,000) Financial Assistance (\$800) Discretionary (\$1,600)	Financial Contribution	
OCTOBER	Back to Gulgong Weekend	Gulgong	Financial Contribution	\$6,050	Events Assistance	Event not held in 2014	
OCTOBER	Gulgong Canal Races	Gulgong	Financial Contribution only	\$500	Financial Assistance	Event Advice	
OCTOBER	Kandos Centenary Celebrations	Kandos	N/A - one-off celebrations to be held in 2014			Event Advice	
OCTOBER	Annual Mudgee Rugby 7's Carnival	Mudgee	Event Advice only			Financial Contribution	
OCTOBER	Sculptures in the Garden	Mudgee	Bookings sculpture only			Event Advice only	
OCTOBER	NSW Police Country Rugby Carnival	Mudgee	Financial Contribution only			Financial Contribution only	
OCTOBER	A Day on The Green	Mudgee	Financial Contribution only	\$724	Financial Assistance	Event not held in 2014	
NOVEMBER	Public Libraries NSW Conference	Mudgee	Nil		Separate Budget	Nil	
NOVEMBER	Nydhone Street Feast	Nydhone	Event Advice	\$2,500	Events Assistance	Event Advice	
NOVEMBER	Hill Top Arts	Nydhone	Financial Contribution only	\$500	Financial Assistance	Financial Contribution - Platinum Sponsorship	
NOVEMBER	Kandos Garden Fair	Kandos	Financial Contribution only	\$1,000	Financial Assistance	Financial Contribution only	
NOVEMBER	Huntington Estate Music Festival	Mudgee	Nil		Financial Assistance	Nil	
DECEMBER	Carols in Mudgee	Mudgee	Event Advice	\$5,000	Financial Assistance	Event Advice	
DECEMBER	Gulgong Family Christmas Celebration	Gulgong	Financial Contribution only	\$3,000	Financial Assistance	Financial Contribution	
DECEMBER	Rosary & Kandos Christmas Celebrations	Kandos	Financial Contribution only	\$3,000	Financial Assistance	Financial Contribution only	
DECEMBER	Gulgong F&B Festival	Gulgong	Nil			Financial Contribution only	
				TOTAL 2013	\$108,334	TOTAL 2014	\$15,900
							\$12,821

* Council Managed Event: event completely organised, managed and operated by Council
Event Advice: provide advice, attend meetings
Event Assistance: assist with event execution (e.g. printing, logistics)
Financial Contribution: from events assistance and/or financial assistance budgets

6.1.4 Rating of buffer zones - court costs incurred

LISTED BY CR PERCY THOMPSON TO 23 JULY 2014 COUNCIL MEETING

Document2

GOV400022, GOV400038

MOTION

That Council be given full details on the amount of costs for the court cases with the mines on the rating of buffer zones. This includes how much was paid by Council for each case and what deals were done with the different mines.

BACKGROUND

Former General Manager Warwick Bennett informed the Council that he and the Mayor were working things out with the mines' managers, road swaps, road work etc.

Comments by General Manager

A report will be presented to the Council at the 20 August 2014 meeting.

14 July 2014

6.2 Reports

6.2.1 DA0389/2014 – Proposed Construction of Horse Stables Building, lot 1 DP 1062660, 25A Robert Hoddle Grove, Bombira

REPORT BY THE MANAGER STATUTORY PLANNING TO 23 JULY 2014 COUNCIL MEETING
DA0389_2014_horse stables_robert hoddle grove
GOV400038, DA0389/2014

RECOMMENDATION

That:

1. the report by the Manager Statutory Planning on the DA0389/2014 – Proposed Construction of Horse Stables Building, lot 1 DP 1062660, 25A Robert Hoddle Grove, Bombira be received;
2. DA0389/2014 – Proposed Construction of Horse Stables Building, lot 1 DP 1062660, 25A Robert Hoddle Grove, Bombira be approved in accordance with the following conditions;

APPROVED DEVELOPMENT

1. Development is to be carried out generally in accordance with stamped plans (Drawing Number 21304-A01/A05) Revision A drawn by Barnson P/L and Statement of Environmental Effects by Barnson P/L and the Application received by Council on 17/06/2014 except as varied by the conditions listed herein. Any minor modification to the approved plans will require the lodgement and consideration by Council of amended plans. Major modifications will require the lodgement of a new development application.
2. Notwithstanding the approved plans the structure is to be located clear of any easements and/or any water and sewer mains in accordance with Council Policy.

AMENDMENT

3. The vehicular access to the stables building is to run down the eastern boundary and then south behind the existing dwelling and shed to the stables on the southern side of the building.
4. All storage of bedding, supplies and feed is to occur on the southern side of the building or within the building.
5. The building is to be cut into the ground by 1600mm at the northern elevation so that the Natural Ground Level (NGL) of the building equates to the existing NGL at the southern elevation.

PRIOR TO ISSUE OF THE CONSTRUCTION CERTIFICATE BUILDING

The following conditions must be compiled with prior to Council or an accredited Certifier issuing a Construction certificate for the proposed building.

6. A cultural heritage assessment is to be carried out on the site of the proposed development to confirm that there are no artefacts or cultural significance to the indigenous community.
NOTE: Monitoring may be required during excavation works.

PRIOR TO THE COMMENCEMENT OF WORKS – BUILDING

7. No work shall commence until a Construction Certificate has been issued and the applicant has notified Council of:
 - a) the appointment of a Principal Certifying Authority and
 - b) the date on which work will commence.

Such notice shall include details of the Principal Certifying Authority and must be submitted to Council at least two (2) days before work commences.

8. The site shall be provided with a waste enclosure (minimum 1800mm X 1800mm X 1200mm) that has a lid or secure covering for the duration of the construction works to ensure that all wastes are contained on the site. The receptacle is to be emptied periodically to reduce the potential for rubbish to leave the site. Council encourages the separation and recycling of suitable materials.
NOTE: ALL WASTE GENERATED FROM THE CONSTRUCTION PROCESS IS TO BE CONTAINED ON-SITE

9. A sign must be erected in a prominent position on any work site on which involved in the erection or demolition of a building is carried out;
 - a) stating that unauthorised entry to the work site is prohibited, and
 - b) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.
 - c) the name, address and telephone number of the principal certifying authority for the work,
 - d) The sign shall be removed when the erection or demolition of the building has been completed.

10. Prior to the commencement of works on site, the applicant shall advise Council's Development and Community Services Department, in writing, of any existing damage to Council property.

11. The development site is to be managed for the entirety of work in the following manner:
 - a) Erosion and sediment controls are to be implemented to prevent sediment from leaving the site. The controls are to be maintained until the development is complete and the site stabilised with permanent vegetation;
 - b) Appropriate dust control measures;
 - c) Construction equipment and materials shall be contained wholly within the site unless approval to use the road reserve has been obtained;

- d) Toilet facilities are to be provided on the work site at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.

BUILDING CONSTRUCTION

- 12. All building work must be carried out in accordance with the provisions of the National Construction Code, the Environmental Planning & Assessment Act 1979 and Regulations and all relevant Australian Standards.
- 13. All plumbing and drainage work must be carried out by a licensed plumber and drainer and must comply with the Plumbing Code of Australia.
- 14. Construction work noise that is audible at other premises is to be restricted to the following times:
 - Monday to Saturday - 7.00am to 5.00pm

No construction work noise is permitted on Sundays or Public Holidays.

- 15. All mandatory inspections required by the Environmental Planning & Assessment Act and any other inspections deemed necessary by the Principal Certifying Authority being carried out during the relevant stage of construction.
- 16. The approved stables are to be installed in accordance with the manufacturer's requirements.
- 17. Structural members subject to attack by subterranean termites shall be protected by one of the methods outlined in AS 3660.1 and a durable notice must be permanently fixed to the building in a prominent location, such as a meter box or the like, indicating:
 - a) the method of protection; and
 - b) the date of installation of the system; and
 - c) where a chemical barrier is used, its life expectancy as listed on the National Registration Authority label; and
 - d) the need to maintain and inspect the system on a regular basis.
- 18. The strength of the concrete used for the reinforced concrete floor slab must be 25Mpa

PRIOR TO ISSUE OF THE OCCUPATION CERTIFICATE

The following conditions are to be completed prior to occupation of the building and are provided to ensure that the development is consistent with the provisions of the Building Code of Australia and the relevant development consent.

- 19. Prior to the occupation of a new building, or occupation or use of an altered portion of, or an extension to an existing building, an Occupation Certificate is to be obtained from the Principal Certifying Authority appointed for the erection of the building.

GENERAL

The following conditions have been applied to ensure that the use of the land and/or building is carried out in a manner that is consistent with the aims and objectives of the environmental planning instrument affecting the land.

20. Traffic movements are restricted to ten (10) movements per week related to the use of the stables, i.e. horse float and service vehicle movements.
21. The facility is to be operated in accordance with the NSW Animal Welfare Code of Practice No 3 – Horses in riding centres and Boarding Stables.
22. The stables are to be cleaned daily in accordance with the NSW Animal Welfare Code of Practice No 3 and waste is to be disposed of promptly.
23. All waste is to be composted or disposed of to the waste depot. The composting heap is to be established south of the building but at least 100 metres from Lawson Creek or any other drainage line.
24. Deliveries of supplies or horses to the site are to occur during daylight hours.

Executive summary

Applicant:	Max and Colleen Walker
Estimated cost of development:	\$150,000
Reason for reporting to council:	Councillor application
Public submissions:	14

Council has received a development application for the construction of stables to be located upon lot 1 DP 1062660, Robert Hoddle Grove, Bombira. The subject lot, which is zoned Primary Production Small Lots, comprises 27.7 hectares of part elevated land and part floodplain, and is located between Lue Road and the rural residential subdivision of Bombira.

The shed is proposed to be 17 metres by 36.3 metres (617m²) by 5 metres high at the ridge, of tilt up panel construction on concrete slab with Colorbond roof sheeting. The building contains a central 3.8 metre wide bay which is 5 metres high at the ridge surrounded on the eastern and western side by two bays of 3.9 metres wide and attached 2.5 metre wide verandahs.

The proposed development complies with Council's Comprehensive Development Control Plan 2013 in terms of setbacks and a structural design for the shed and slab has been submitted. The construction of an animal boarding or training establishment upon Agricultural land is a permissible land use under the Mid-Western Regional LEP 2012.

Fourteen (14) submissions were received by Council raising concerns largely centred on access and safety issues associated with an equine business using a rural residential road for access. Other issues raised included the storage of waste and feed, visual amenity and protection of views.

The application is reported to Council because the applicant is a Councillor and a significant number of submissions have been received.

Detailed report

The application has been assessed in accordance with Section 79C(1) of the Environmental Planning & Assessment Act 1979. The main issues are addressed below as follows.

1. REQUIREMENTS OF REGULATIONS AND POLICIES:

(a) Provisions of any Environmental Planning Instrument and any draft EPI

Mid-Western Regional LEP 2012

The land is zoned Primary Production Small Lots in accordance with the LEP 2012. The proposed development would be defined as an animal training or boarding establishment and is permissible with the consent of Council.

Clause 4.3 – Height of Buildings

The building is 5 metres high and the site is not subject to a height restriction as defined by this clause.

Clause 5.10 - Heritage Conservation

The land is not subject to any listing under the LEP or within a conservation area. The land is considered to be sensitive from an indigenous cultural heritage perspective due to the proximity to Lawson Creek. There are also known artifacts within close proximity.

The proposed development will be required to carry out further assessment prior to the issue of the Construction Certificate to confirm that there is no risk to cultural heritage.

Clause 6.1 – Salinity

The land is not considered sensitive from a salinity perspective but standard conditions were imposed on the original consent requiring the concrete slab to be constructed to a higher standard.

Clause 6.2 – Flood Planning

The subject site of the existing shed is located outside of the flood hazard and flood free access is available to the site from Robert Hoddle Grove.

The Flood Planning Level (FPL) for the site where it is within the floodplain is 451.5m AHD. The natural ground level (NGL) at the location of the stables is approximately 454.5m AHD and therefore would comply with the DCP requirement of 500mm freeboard, 452m AHD.

Clause 6.4 - Groundwater Vulnerability

The land is considered to be groundwater vulnerable but the proposed development is considered to have a negligible impact on groundwater and would not pose any risk to groundwater contamination.

Clause 6.9 - Essential Services

Essential services are available to the site including water; however reticulated sewer is not available.

(b) Provisions of any Development Control Plan or Council Policy**Mid-Western Regional Comprehensive Development Control Plan (DCP) 2013**

Council's Development Control Plan 2013 provides provisions for flood risk and rural buildings. Part 5.2 applies to the development site as it is affected by flood hazard.

Flood risk has been assessed previously and the site of the stables is located outside of the flood risk area, however the subject land is subject to flood risk. Flood free access is available to the land from Robert Hoddle Grove.

Part 6.1 applies to the development in terms of rural buildings, specifically dwellings, but it has been standard practise within Council to apply these setback standards to all buildings. The subject building complies with all setback requirements in that it is 60 metres from the closest boundary to the north, 80 metres to the west and substantial setbacks to all other boundaries. The standard contained in the DCP is a 20 metre setback to side and rear boundaries.

2. IMPACT OF DEVELOPMENT**Context and Setting**

The development is proposed to be located approximately 500 metres north of Lue Road and approximately 60 metres from the rural residential lots in Bombira. It is considered that there is adequate separation between the surrounding uses for the development to be acceptable.

The land is elevated and able to be viewed from Mudgee town and from the floodplain. It is considered that there is the potential for visual impact and that the material should be non-reflective.

Access, transport and traffic

The subject lot is accessible from Robert Hoddle Grove and also has frontage to Lue Road. Access to the land from Lue Road is only available for small passenger vehicles due to the steep nature of the access.

The nature of the development is one where horses will be dropped off for housing at the facility on a sporadic basis. The applicant has indicated that there is likely to be only two traffic movements per day (one in and one out). This includes horse floats and service vehicles.

The Roads and Maritime Services (RMS) publication "Guide to Traffic Generating Development", a dwelling has an average annual daily traffic (AADT) movements of 9 per day. The development site was approved as an intensive agriculture lot where it is expected that agricultural vehicles and articulated vehicles would be used as part of the agricultural enterprise. The site is also able to have a dual occupancy as a permissible form of development on the site.

The proposed movements are far less than what a dwelling house would be expected to generate and therefore not considered to create any significant impacts on the rural residential character of Bombira.

Heritage

The land is not subject to any listing under the LEP or within a conservation area. The land is considered to be sensitive from an indigenous cultural heritage perspective due to the proximity to Lawson Creek. There are also known artifacts within close proximity.

It is proposed to condition that a cultural heritage assessment and/ or a monitoring process are in place during excavation to ensure the preservation of any potential artefacts. An AHIMS search was carried out but due to the proximity of the site to known artefacts, further safeguards are required.

3. SUITABILITY OF SITE FOR DEVELOPMENT

(a) Does the proposal fit in the locality

The proposed development, although large in floor area and height, is not considered excessive for the intensive agricultural zone. The proposed location at a distance from Robert Hoddle Grove and Lue Road is also considered to favour the proposed development as it would reduce the visual impact as seen from the road.

The applicant has, since lodgement of the development application, amended the application to include the cutting in of the development into the ground so that the northern elevation will be cut into ground by 1.6 metres. This will significantly reduce the visual impact of the development and preserve the majority of views. This is an additional measure suggested by the applicant and not required as part of the assessment.

(b) Are the site attributes conducive to development

The site, being elevated above the flood plain and unencumbered by existing development, is well suited to the proposed development.

4. SUBMISSIONS MADE IN ACCORDANCE WITH ACT OR REGULATIONS

The application was notified in accordance with Council's Development Control Plan 2013. Fourteen objections were received. The nature of the submissions are summarized below;

Summary	Staff comment	Resolution
Access better suited to Lue Road	Legal access to the development is available from Robert Hoddle Grove. The access was approved as an intensive agriculture allotment with associated vehicles. The Lue Road access is not designed for vehicles carrying horse floats due to the steep nature of the creek access.	NO
Safety issues with use of rural residential road	Moggs Lane and Robert Hoddle Grove are all residential roads with associated pedestrian movements. The number of movements anticipated to occur from this development is not significant and the road network is considered acceptable to cater for the proposed movements.	YES
No footpaths for pedestrians	There are no footpaths and comments made above are relevant.	YES
School bus route	It is a school bus route and the comments made above are relevant.	YES
Rubbish/ feed to be stored on southern side of development away from rural residential houses	Conditioned to occur.	YES
Intersection of Ulan Road/ Moggs Lane already dangerous	Intersection treatment is consistent with AusRoads guidelines and the proposed development does not generate significant	YES

Summary	Staff comment	Resolution
	movements to warrant upgrade of intersection.	
Concern there will be additional stables	Not a matter for consideration. Council can only assess what has been proposed.	NO
Shed larger than what is allowed under Code SEPP (state Environmental Planning Policy [Exempt and Complying Development] Codes 2008.	Yes, however this building is being assessed under Council's DCP and via a development application. The Code SEPP deals with development that is complying or exempt from approval.	YES
Visual amenity to be maintained	The visual amenity is considered to be preserved and additional work through cutting into the ground will further reduce any impact.	YES
Traffic is commercial and not suited to rural residential road	Traffic is commercial as the proposal is a business. The number of movements are not of a commercial number and would not pose any significant amenity or safety issues.	YES
Safety of children	Comments already provided.	YES
Road already in poor condition	Road condition is considered acceptable given the number of movements proposed.	YES
Fly control	Conditioned to occur through NSW Animal Code of Practice.	YES
Control of waste	Conditioned to occur. Composting or disposal to Waste Depot.	YES
noise	It is not anticipated that there will be significant noise amenity issues and operation will be mostly during daylight hours. The operation is consistent with the agricultural zoning of the land. It is proposed to condition that deliveries to the site must be during daylight hours.	YES
Vehicle movements may be early in morning	As above.	YES
Access handle was easement not access	Access handle was provided for vehicular access as it contains rights of carriageway. There are also easements for electricity and other services. Council cannot be responsible for what real estate agents advise and purchasers should use their Conveyancing firm/solicitor to confirm matters.	

5. THE PUBLIC INTEREST

The public interest is served by development compliance with Council plans and policies.

There were no political donations reported as part of the development application.

6. CONSULTATIONS

(a) Health & Building.

Included within the conditions of consent

Financial and Operational Plan implications

Not applicable.

Community Plan implications

The assessment of the development application sits under theme 1 Looking after our Community, Goal 1.1 – A safe and Healthy Community.



GARY BRUCE
MANAGER, STATUTORY PLANNING



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

10 July 2014

Attachments: (included at the end of the business paper)

1. Locality Plan
2. Site Plan
3. Floor plans
4. Submissions

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

6.2.2 DA0331/2014 – Proposed Demolition of the Old Gulgong Hospital – Lots 195 and 196 DP755434, 34 Goolma Road Gulgong

REPORT BY THE MANAGER STATUTORY PLANNING TO 23 JULY 2014 COUNCIL MEETING
Report DA0331_2014 Gulgong Hospital demolition
GOV400038, DA0331/2014

RECOMMENDATION

That:

1. the report by the Manager Statutory Planning on the DA0331/2014 – Proposed Demolition of the Old Gulgong Hospital – Lots 195 and 196 DP755434, 34 Goolma Road Gulgong be received;
2. Development Application 0331/2014 for the demolition of the Old Gulgong Hospital on Lots 195 and 196 DP755434, 34 Goolma Road Gulgong be approved with the following conditions to be referred to the Minister for concurrence prior to determination of the application;

APPROVED PLANS CONDITIONS

1. Development is to be carried out generally in accordance with stamped plans Project Number 11216802, Drawing No. A_1000_A02 by Woodhead Architects and Statement of Environmental Effects by NSW Health Infrastructure and Woodhead Architects except as varied by the conditions listed herein. Any minor modification to the approved plans will require the lodgement and consideration by Council of amended plans. Major modifications will require the lodgement of a new development application.

PRIOR TO THE COMMENCEMENT OF WORKS – BUILDING

2. The site shall be provided with a waste enclosure (minimum 1800mm X 1800mm X 1200mm) that has a lid or secure covering for the duration of the construction works to ensure that all wastes are contained on the site. The receptacle is to be emptied periodically to reduce the potential for rubbish to leave the site. Council encourages the separation and recycling of suitable materials.
NOTE: ALL WASTE GENERATED FROM THE CONSTRUCTION PROCESS IS TO BE CONTAINED ON-SITE
3. A sign must be erected in a prominent position on any work site on which involved in the erection or demolition of a building is carried out;
 - a) stating that unauthorised entry to the work site is prohibited, and
 - b) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.
 - c) the name, address and telephone number of the principal certifying authority for the work,
 - d) The sign shall be removed when the erection or demolition of the building has been completed.

4. An historic and photographic record of the buildings located on site is to be prepared and submitted to Council in accordance with NSW Heritage Office guidelines prior to the commencement of demolition works.
5. The development site is to be managed for the entirety of work in the following manner:
 - Erosion and sediment controls are to be implemented to prevent sediment from leaving the site. The controls are to be maintained until the development is complete and the site stabilised with permanent vegetation;
 - Appropriate dust control measures;
 - Construction equipment and materials shall be contained wholly within the site unless approval to use the road reserve has been obtained;
 - Toilet facilities are to be provided on the work site at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.
6. A demolition management plan is to be prepared and submitted to Council for approval prior to the commencement of works. The plan shall detail:
 - Preservation of any archaeology uncovered;
 - Reuse and recycling of material;
 - Haulage times and routes;
 - Mitigation measures for dust and noise nuisance;
 - Complaint handling procedure;
 - Disposal and handling of hazardous material;
 - Isolation of the beehive well during demolition work;
 - Any other matter deemed appropriate.

DEMOLITION WORK

7. Demolition work noise that is audible at other premises is to be restricted to the following times:
 - Monday to Saturday - 7.00am to 5.00pmNo construction work noise is permitted on Sundays or Public Holidays.
8. The licensed demolition contractor and/or principal contractor must comply with the following specific requirements in respect of the proposed demolition works:-
 - a) Demolition work is not be undertaken until:
 - Council has been provided with a copy of any required Hazardous Substances Management Plan;
 - The licensed demolition contractor and/or principal contractor has inspected the site and is satisfied that all measures are in place to comply with the provisions of such Plan;
 - b) The removal, handling and disposal of any asbestos material (in excess of 10m²) is to be undertaken only by an asbestos removal contractor who holds the appropriate class of Asbestos Licence, issued by WorkCover NSW, and in accordance with the

- requirements of WorkCover NSW, the Work Health and Safety Act 2011 and Australian Standard 2601-2001
- c) All asbestos and other hazardous materials are to be appropriately contained and disposed of at a facility holding the appropriate license issued by the NSW Environmental Protection Agency;
 - d) Seven working days notice in writing is to be given to Council prior to the commencement of any demolition works. Such written notice is to include the date demolition will commence and details of the name, address, contact telephone number and licence details (type of licences held and licence numbers) of any asbestos removal contractor and demolition contractor.
9. All services (including water, sewer, electricity and telecommunications) are to be capped or decommissioned prior to the commencement of demolition works.

GENERAL

The following conditions have been applied to ensure that the use of the land and/or building is carried out in a manner that is consistent with the aims and objectives of the environmental planning instrument affecting the land.

- 10. All waste generated by the proposed development shall be disposed of to an approved location in accordance with the Waste Minimization & Management Act 1995.
- 11. All work and associated equipment is to be contained wholly within the site.
- 12. The demolition is to be done in a manner that supports the principles of reuse and recycle to reduce the amount of waste to be transported to the Waste depot.
- 13. Any archaeological artefacts uncovered by the demolition work are to be preserved in accordance with the Demolition Management Plan and work is to cease until Council and the NSW Heritage Office have been notified and advice provided as to the recommencement of works.
- 14. The beehive well is to be retained as part of the re-landscaping proposal.

Executive summary

APPLICANT	Health Infrastructure
ESTIMATED COST OF DEVELOPMENT	\$106,300
REASON FOR REPORTING TO COUNCIL	Unresolved submissions
PUBLIC SUBMISSIONS	Petition (736 signatures); 60 letters

The proposed development relates to the demolition of the remainder of the old Gulgong Hospital including the 1901 heritage listed section on Lots 195 and 196 DP 755434, 34 Goolma Road Gulgong.

Lots 195 and 196 DP 755434 are zoned SP2 Infrastructure under Mid-Western Regional Local Environmental Plan 2012 (LEP 2012). The hospital site includes the Gulgong Health One and Multi-Purpose (MPS) Facilities.

The subject development application is a Crown development and pursuant to Section 89 of the Environmental Planning and Assessment Act 1979 a consent authority cannot refuse an application or impose any conditions of consent without the Minister or Applicants' approval.

The application was advertised and notified for a three (3) week period and 60 letters and a petition containing over 700 signatures was received. The submissions centre around the heritage significance of the building and possible alternate uses.

The application is supported by a Statement of Heritage Impact that permits the proposed demolition. It should be noted that there were previous Heritage Impact Statements undertaken at the time of the new health facility buildings which indicated that the building had local significance and should be retained.

A Conservation Management Plan (CMP) was subsequently undertaken and it outlined the building's significance in precincts and allowed the demolition of later unsympathetic additions. This work has occurred during the construction of the MPS.

Council also sought its own heritage assessment of the application due to the conflicting Statements prepared by the applicant over various stages of the redevelopment of the Gulgong Hospital grounds. This assessment indicates that the building does have local significance and that the building should not be demolished, providing there is no other significant reason such as structural decay or health/safety issue associated with its retention.

Council is obliged to consider an application in accordance with Section 79C of the Environmental Planning and Assessment Act 1979 and heritage conservation is one of the matters to be considered. A consent authority is also required to consider the social and economic impact of the development and advice from the applicant as to cost of restoration is that this cost is significant. The significance of the building is as a hospital and with the construction of the Health One Facility and MPS, the building is unlikely to be used for this type of purpose in the future. It is therefore recommended that the application be approved and the proposed conditions of consent be forwarded to the Minister for endorsement.

Detailed report

The application has been assessed in accordance with Section 79C(1) of the Environmental Planning & Assessment Act 1979. The main issues are addressed below as follows.

1. *REQUIREMENTS OF REGULATIONS AND POLICIES:*

(a) Provisions of any Environmental Planning Instrument and any draft EPI

Mid-Western Regional LEP 2012

The land is zoned SP2 Infrastructure pursuant to Mid-Western Local Environmental Plan 2012. The objectives of the zone include;

- *To provide for infrastructure and related uses.*
- *To prevent development that is not compatible with or that may detract from the provision of infrastructure.*
- *To protect the water storage of Windamere and Burrendong Dams.*

The objective of zone are irrelevant to the subject application as the application is for the demolition of an existing building.

Clause 2.7 – Demolition requires development consent

An application has been received for demolition which complies with this clause.

Clause 5.10 – Heritage Conservation

The Gulgong Hospital is identified as an item of environmental heritage pursuant to LEP 2012. The site of the former Hospital is outside of the Gulgong Conservation Area.

The building is also on the Section 170 Register under the Heritage Act 1977. This obliges any government agency or body to maintain the registered item in accordance with the State Owned Heritage Management Principles.

The Section 170 Register does not have any statutory weight in the assessment of the application and its requirements and obligations are on the Governemnt Agency or body responsible for the item.

Clause 5.10 states that development consent is required for the demolition of a heritage item.

(1) Objectives

- (a) to conserve the environmental heritage of Mid-Western Regional,
- (b) to conserve the heritage significance of heritage items and heritage conservation areas, including associated fabric, settings and views,
- (c) to conserve archaeological sites,
- (d) to conserve Aboriginal objects and Aboriginal places of heritage significance.

History of the Building

The building was built in 1901 in accordance with the design of the Government Architect. It was constructed after the gold rush period and peak of the Gulgong population. The original Gulgong Hospital was constructed on Church Hill and was a timber pole structure with a bark and canvas roof.

The building was constructed in brick and in the Federation Style. The building consisted of a central core of small wards, and two larger wards extending to the east and west.

In 1913, local architect, Harold Hardwick, was responsible for the new female and nurse's quarters.

1936, further additions were designed including a boiler room, operating theatre, and additional amenities, however, it appears as though the bathroom and toilets were only added.

In 1956 minor additions to the north east of the central wing occurred.

In 1963, the first of the detracting additions were constructed with the construction of an administration wing in front of the hospital which required the removal of the central gable feature.

In 1966, the nurse's quarters were demolished and new nurses quarters were constructed over the old tennis court. The west wing was extended in 1968 and in the 1980's the east wing was also extended¹.

¹ John Blackwood Architects P/L – "Heritage Impact Statement – Gulgong Health One", December 2010. Page 8.

The building has been altered over much of its history but has been a focal point for births and deaths within Gulgong for over a century.

Statement of significance

An intrinsic part of the community through the Gold rush decade and the subsequent years, the old Gulgong Hospital has continually served the local community for 139 years and for more than a century on the subject site.

The 1901 hospital building was a major development during the consolidation of the town after the 1870s gold rush ended. A Government built hospital was an important marker that the town had a viable future. The 1901 core section of the hospital was designed by Government Architect, Walter liberty Vernon, and as originally built, was an excellent example of the Federation aesthetic.

The site also includes examples of the work of an early Mudgee Architect, Harold Hardwick. The removal of late twentieth century additions and the reconstruction of the original verandah would allow the building to be a significant landmark heritage building at one of the main entry pints into a historical town.

The landscape is an example of a modified European landscape with exotic species that is characteristic of the town as a whole. The original layout of the 1901 hospital can demonstrate a great deal about early hospital practice and how the medical profession has developed during the twentieth century. The layout of the original 1901 building remains largely intact and recoverable².

The proposed development is contrary to these provisions as it seeks to demolish a heritage item, however the nature of the item and the cost of restoring the item must also be taken into consideration. The heritage item is a large public building that would require a significant amount of resources to restore, is no longer easily utilised for a purpose with the construction of the Health One Facility and MPS, and would require the diversion of public health money away from treatment to restoration of a building.

(4) Effect of proposed development on heritage significance

The consent authority must, before granting consent under this clause in respect of a heritage item or heritage conservation area, consider the effect of the proposed development on the heritage significance of the item or area concerned. This subclause applies regardless of whether a heritage management document is prepared under subclause (5) or a heritage conservation management plan is submitted under subclause (6).

The effect of the proposed development (demolition) would be to destroy what significance is left. It is worth noting that the detailed statement of significance within the Heritage Impact Statement prepared by John Blackwood Architects P/L identifies the following;

- Aesthetic significance criterion is only just met with the 20th Century additions.
- Social significance criterion is not met.
- The 1901 section of the building would have high archaeological potential in the sub-floor surfaces.
- Rarity significance criterion is not met.
- Representativeness significance criterion only just met with 20th Century additions still intact.

The removal of the 20th Century additions has meant that the original 1901 building is far more visible but it also appears out of context in that the significance is substantially lost with the

² Ibid, page 4

removal of the verandas. A fair amount of work would also need to be done to rectify the impact of later additions on the fabric of the original building.

(5) Heritage assessment

The consent authority may, before granting consent to any development:

- (a) on land on which a heritage item is located, or*
 - (b) on land that is within a heritage conservation area, or*
 - (c) on land that is within the vicinity of land referred to in paragraph (a) or (b),*
- require a heritage management document to be prepared that assesses the extent to which the carrying out of the proposed development would affect the heritage significance of the heritage item or heritage conservation area concerned.*

There is no doubt that the building has local significance to the town of Gulgong and the wider community of Mid-Western Regional Council, however as stated earlier in this report, the likelihood of a use being found for the building and the cost of restoration must also be considered.

Health Infrastructure has provided Council with a Quantity Surveyors report on the likely cost restoration and these costs are significant. The costs exceed \$2 million and whilst it can be argued that another organisation or person could do the work at less expense, the building is still owned by Health Infrastructure and they must consider this cost versus their day to day costs of providing health services to the State of New South Wales.

This will be considered in further detail in a later section of the report; however the assessment has narrowed the discussion down to a matter of heritage significance versus the economic and social costs of retention.

(b) Provisions of any Development Control Plan or Council Policy

Mid-Western Regional Development Control Plan 2013

There are no provisions within the DCP that are explicitly relevant to the subject application.

2. IMPACT OF DEVELOPMENT

Built Environment

The proposed development is unlikely to have any significant impacts on the streetscape or locality. The newly constructed Health One Facility and MPS have in one sense has overtaken the site and the proposed demolition is unlikely to alter the character of the locality.

Access, transport and traffic

There will be a number of movements associated with the proposed demolition; however these can be controlled through the Demolition Management Plan.

Access to the site is from a State Highway and therefore it is considered that the local road network is capable of accepting the proposed traffic movements.

Heritage

The heritage significance of the building has been previously discussed. The item is listed in Council's LEP 2012 as an item of local significance. The site is located outside of the Gulgong Conservation Area.

The building is considered to have far more significance if the verandas were still intact and conversely this would also reduce the cost of restoration. The statement of significance identifies that the architectural and aesthetic significance were reduced through the later 20th Century additions and this is considered to be also true of the removal of the verandas.

The applicant has also provided costing's from a Quantity Surveyor as to the cost of restoration and these are significant. As the applicant also represents the NSW Health Service, there is an economic and social cost associated with proceeding with the restoration. Limited funds available for health services may need to be diverted away from health services to ensure the preservation of the building.

It is arguable as to whether the significance justifies these costs and unfortunately the fact that there is a newly constructed purpose built health service facility next door does not assist the argument. It is therefore considered that the applicant has demonstrated sufficient justification to allow demolition of the building.

Natural Environment

The land has been used for the purposes of a hospital for over a century. It is largely disturbed and is unlikely to have any significance in terms of natural fauna or flora.

Social and Economic impact in the locality

The social impact of the proposed development is largely mitigated by the construction of the Health One Facility and the MPS. The social significance of the old Gulgong Hospital was assessed as not meeting the Heritage criterion in the original Heritage Impact Statement.

The economic cost of the proposed demolition against the cost of restoration has been considered in the report elsewhere. It is worth noting that a Planning Principle devised by the NSW Land and Environment Court does deal with this issue. The Planning Principle is not strictly related to the subject matter but the questions it asks are considered relevant.

The Planning Principle is known as ***Helou v Strathfield Municipal Council (2006) NSWLEC 66*** and deals with the demolition of a contributory item (not specifically listed) in a conservation area and the impact on the area's significance. It must be noted that the argument is not that the Planning Principle applies as it certainly does not but that the questions asked are helpful in assessing an application for demolition.

Question from Planning Principle

Relevance/ Answer

- | | |
|---|---------------------------------------|
| 1. <i>What is the heritage significance of the conservation area?</i> | High but not relevant to this matter. |
| 2. <i>What contribution does the individual building make to the significance of the conservation area?
The starting point for these questions is the Statement of Significance of the conservation area. This may be in the relevant LEP or in the heritage study that led to its designation. If the contributory value of the building is not evident from these sources, expert opinion should be sought.</i> | Not relevant. |
| 3. <i>Is the building structurally unsafe?
Although lack of structural safety will give weight to permitting demolition, there is still a need to consider the extent of the contribution the building makes to the heritage significance of the conservation area.</i> | Not known to be structurally unsafe. |

Question from Planning Principle	Relevance/ Answer
<p>4. <i>If the building is or can be rendered structurally safe, is there any scope for extending or altering it to achieve the development aspirations of the applicant in a way that would have a lesser effect on the integrity of the conservation area than demolition?</i></p> <p><i>If the answer is yes, the cost of the necessary remediation/rectification works should be considered.</i></p>	<p>Can be restored to permit health related or similar uses.</p> <p>Cost has been put at over \$2 million.</p>
<p>5. <i>Are these costs so high that they impose an unacceptable burden on the owner of the building? Is the cost of altering or extending or incorporating the contributory building into a development of the site (that is within the reasonable expectations for the use of the site under the applicable statutes and controls) so unreasonable that demolition should be permitted?</i></p> <p><i>If these costs are reasonable, then remediation/rectification (whether accompanied by alteration and/or extension or not) should be preferred to demolition and rebuilding.</i></p>	<p>The applicant has no known use for the building given its investment in the Health One Facility and MPS.</p> <p>The cost is considered unreasonable for the applicant to sustain especially given that there is no future use identified.</p> <p>Not applicable as cost is considered to be unreasonable.</p>
<p>6. <i>Is the replacement of such quality that it will fit into the conservation area?</i></p> <p><i>If the replacement does not fit, the building should be retained until a proposal of suitable quality is approved.</i></p>	<p>Not relevant.</p>

The purpose of providing an extract of the Planning Principle and Court judgement is to purely outline that the NSW Land and Environment Court do consider matters of cost when considering heritage. This is the only purpose of citing the Court judgement and as noted earlier there is no attempt to claim that the judgement is specifically related to the subject application.

3. SUITABILITY OF SITE FOR DEVELOPMENT

(a) Does the proposal fit in the locality

The building is a landmark building in the locality; however its demolition would not have any significant impact as there is no health precinct or associated buildings other than the newly constructed Health One Facility and MPS.

(b) Are the site attributes conducive to development

The site attributes are conducive with the development.

4. SUBMISSIONS MADE IN ACCORDANCE WITH ACT OR REGULATIONS

(a) Public Submissions

The proposal was exhibited from 16 April 2014 to the 26 May 2014 with 59 submissions in the form of objection received. 57 of the objections received where form letters of which there were four different types. A petition of 736 was also submitted. The petition in its entirety has not been attached to the report but will be tabled at the Council meeting for Council's information.

Below is a summary of the issues raised in the submissions with staff comments provided.

Issues	Comment
The 1901 building is still structurally sound, supported by statement from Laurence Thomson a qualified stonemason.	Whilst the building maybe structurally sound, considerable work needs to be undertaken to ensure that it can be safely and adaptively be reused which will result in significant costs.
The 1901 building is a Federation style cottage hospital and typical of the work of architect Mark Cooper Day	Regardless of the style of the building it is agreed that the building is of local significance.
The 1901 building is significant and consistent with the significance of Gulgong	Agree the building is of local significance.
The 1901 building has social significance.	Agree the building is of local significance.
The 1901 could be adaptively reused as a “wellness centre”.	Council is unaware of any commitment from the relevant authorities or private providers to provide these services.
Replacement of the building in the future would be more expensive that conservation.	There is no evidence that there would be a demand for replacement of the building in the future.
The 1901 building is older than 85% of the buildings in the Gulgong Conservation Area and therefore should be conserved.	Agree the building is of local significance.
The site is dedicated for a hospital and according to advice from the Department of Lands the relevant legislation required that the land be handed back to the Crown for “revocation of the dedication and repurposing”.	The current DA for consideration by Council is for the demolition of the building. Council may grant consent for demolition without impacting on land tenure. The Crown will need to determine the future use of the land.
The appropriate owners consent has not been given for the lodgement of the application.	It is a requirement that the correct owners consent is provided. Council requested clarification of this matter and a subsequent letter of owners consent was provided by the Department of Lands representing the Crown.
The building is a reminder of the Gold Rush era and therefore has historical, cultural and social significance.	Agree the building is of local significance.
The 1901 building is an example of a hospital style when health service became important across the state to combat contagious diseases. There are only three hospitals of this kind left in NSW.	Agree the building is of local significance.
The site being located next to the Adams Lead Gold Mining Lease may have archaeological significance.	A recommended condition of consent is included regarding preservation of archaeological artefacts.
Request Council to revoke the development consent for the demolition of 1980 extension to allow use as a hydrotherapy pool and gym business	Council does not have the power to revoke this consent.
The building could be used for a range of services not provided in the MPS as outlined in the Community Plan.	A plan has been submitted indicating a range of possible uses of the building. No further information regarding the need or viability of these uses has been submitted. Council is unaware of any commitment from the relevant authorities or private providers to provide these services.

Issues	Comment
Suggestion that the building should be transferred to Council for adaptive reuse.	There is no funding provided with the Delivery/Operational Plan for the necessary work to restore and allow the adaptive reuse of the building or for the ongoing maintenance and operational costs.
The building should be “moth balled” until sufficient funds are available to restore.	This is an option that Council could consider although the level of funds needed for restoration and operational costs are significant which may result in the building requiring ongoing care for a considerable length of time whilst providing no return to the community. It is considered, even with the best intentions, a vacant building without use will deteriorate.
Health services cannot be adequately accessed by Gulgong residents and retention of the building will facilitate provision of services.	Council is unaware of any commitment from the relevant authorities or private providers to provide these services.

(b) Submissions from public authorities

The application was originally lodged with owner’s consent being provided by Health Infrastructure. Council became aware that there may be an issue with who was considered to be the legal owner of the land. The application was then referred to the Department of Lands who govern these matters and a subsequent letter provided owners consent was provided to Council.

5. THE PUBLIC INTEREST

The public interest is served by the open consideration of this application. It can be argued that the public interest can be served by the preservation of a locally listed heritage item but it can also be argued that the use of health funds to heal people within the health system rather than restore a building that is no longer needed is also in the public interest.

6. CONSULTATIONS

(a) Health & Building.

Comments provided as conditions of consent.

(b) Technical Services

Not applicable.

(c) Heritage Advisor

Council does not currently have a Heritage Advisor but sought advice from an independent consultant. Their advice is attached as Attachment 3.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

The assessment of the development application sits under the theme 1 Looking after Our Community, Goal 1.1 – A Safe and Healthy Community.



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY
SERVICES

GARY BRUCE
MANAGER STATURORY PLANNING

11 July 2014





























- Attachments:*
1. Locality Plan
 2. Site Plan
 3. Council's Heritage Advice
 4. Heritage Impact Statement
 5. Public Submissions (attachment to business paper)
 6. Petition 736 signatures (cover page is attachment to business paper) Whole petition to be tabled at Council meeting

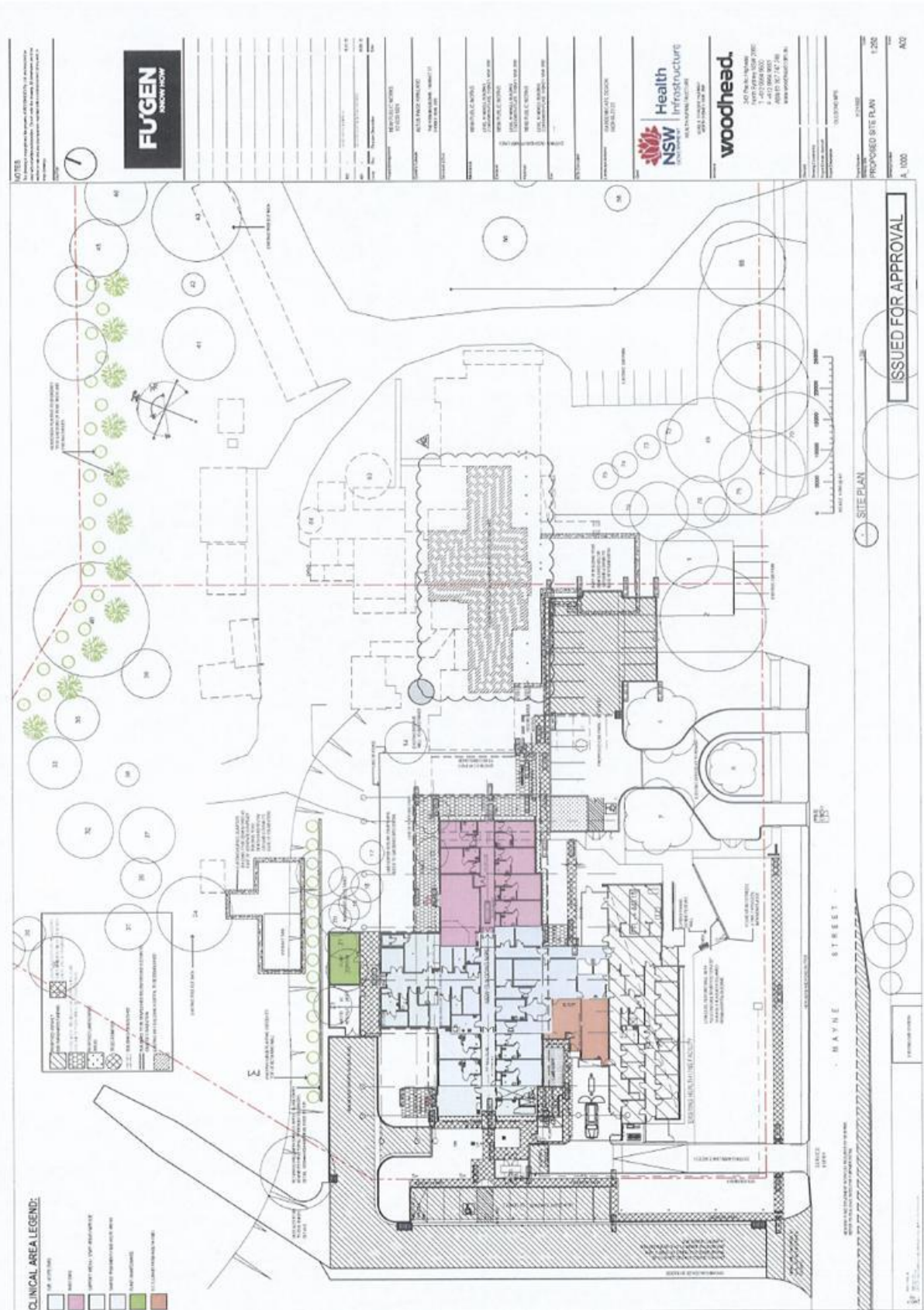
APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER



<p>Disclaimer This map has been created for the purpose of showing basic locality information over Mid-Western Regional Council. Property boundary line network data is supplied by Department of Lands.</p> <p>This map is a representation of the information currently held by Mid-Western Regional Council. While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions.</p>	<p>Legend</p> <table border="0"> <tr> <td></td> <td>Parcel</td> <td></td> <td>Parish</td> <td></td> <td>Road</td> </tr> <tr> <td></td> <td>Crown Land</td> <td></td> <td>Localities</td> <td></td> <td>State Forest</td> </tr> <tr> <td></td> <td>Railway</td> <td></td> <td>LGA Boundary</td> <td></td> <td>Waterway</td> </tr> </table>		Parcel		Parish		Road		Crown Land		Localities		State Forest		Railway		LGA Boundary		Waterway	<p style="text-align: center;">NORTH</p>  <p style="text-align: center;">Printed on Friday, 11 July 2014</p>
	Parcel		Parish		Road															
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NBRS+PARTNERS
ARCHITECTURE · HERITAGE · INTERIORS · PLANNING

STATEMENT OF HERITAGE IMPACT

PROPOSED DEMOLITION & RELANDSCAPING
GULGONG DISTRICT HOSPITAL SITE
206 MAYNE STREET GULGONG NSW

NSW HEALTH INFRASTRUCTURE

APRIL 2014

**STATEMENT OF HERITAGE IMPACT
FOR PROPOSED DEMOLITION & RE-LANDSCAPING AT
GULGONG COTTAGE HOSPITAL**

1.0 INTRODUCTION

This report has been prepared in response to a request from NSW Health Infrastructure to submit a Statement of Heritage Impact for the proposed demolition of the redundant building structures and the re-landscaping of the site at 206 Mayne Street Gulgong NSW.

An approval for the construction of a Health One facility on the perimeter of the old hospital site was approved by the Mid Western Regional Council in February 2011. As a condition of that approval the owners of the site were required to prepare a Conservation Management Plan to identify the heritage significance of the component parts of the site and to make recommendations for the future management of the site.

The Conservation Plan was prepared in November 2011 by John Blackwood Architects under instructions from the Western NSW Local Health District.

Subsequently Health Infrastructure commissioned the design and construction of a new hospital facility on the site following demolition of many of the non-core buildings which made up the former hospital facility. The New Hospital is a significant community asset with very wide support in the region.

Remaining on the site is the remnant of the original but highly modified cottage hospital building of 1901 with later intrusive attached wings and substantial internal and external alterations. The building is empty and currently has no obvious potential for-use in association with the continuing hospital occupation of the site or economic adaptation for any associated or community use.

A Revised Statement of Heritage Impact for this development dated 11th September 2012 was prepared by Barbara Hickson Architect & Heritage Advisor. The statement reflected the current condition of the site following demolition of the non-core structures and the impacts that would arise if the residual building was to be demolished.

A number of other relevant reports including the Conservation Management Plan for the site, The Asbestos Contamination Report and a Costing of the Potential Restoration Works were reviewed as part of this process.

A peer review of this documentation was undertaken in 2013 by Robert Staas, Director / Heritage Consultant of NBRS+PARTNERS Architects to identify further actions by Health Infrastructure prior to any decision being made in relation to demolition of the heritage item.

Following further investigation and consultation, Health Infrastructure is now seeking the demolition of the above ground structures and the re-landscaping of the site as part of the setting of the new hospital.

2.0 HERITAGE LISTINGS

The Gulgong District Hospital Site is identified as having heritage value on the following statutory lists:

- NSW Health 170 Register – Gulgong District Hospital Original Building.
- NSW State Heritage Inventory- Gulgong District Hospital Original Building.
- Mid Western Regional Council Interim LEP 2012 (Schedule 5) Item No. 1312, Gulgong District Hospital, Portion 196 Parish of Guntawang – Local Significance.



Extract from Heritage Map 5C identifying heritage items in Gulgong showing the Hospital site on the outskirts of the town numbered 1312 over two lots.

2.1 Heritage Significance

The Significance of the original building on the hospital site is identified for historical and architectural values.

The Conservation Plan 2011, which was received by the Department and the Regional Council as fulfilling the conditions of development approval for the site contains the following summary statement of significance:

"An intrinsic part of the community through the gold rush decade and the subsequent years, the old Gulgong hospital has continually served the local community for 139 years and for more than a century on the subject site. The 1901 hospital building was a major development during the consolidation of the town after the 1870s gold rush ended. The hospital was an important marker that the town had a viable future. The original layout of the 1901 hospital and early additions can demonstrate a great deal about early hospital practice and how the medical profession has developed during the 20th century.

The 1901 core section of the hospital was designed by the respected Sydney architect, Mark Cooper Day, and as originally built was an excellent example of the Federation aesthetic and seems strongly influenced by the hospital designs of Walter Liberty Vernon, Government Architect. Significant additions were carried out by the important Government Architect, Cobden Parks. The removal of late 20th century additions and the reconstruction of the original verandah would allow the building to be a significant landmark heritage building at one of the main entry points into an historical town. The 1901 building remains largely intact and recoverable. The landscape is an example of a modified European landscape with exotic species that are characteristic of the town as a whole."

Notwithstanding the amount of demolition of the other hospital buildings surrounding the original building that has occurred, it retains the basic significance identified in this statement. Given the intact condition of a number of District and Cottage hospitals in the state it is not likely however that the Gulgong building has State significance but maintains Local significance for the region and for the town.

The Hickson HIS confirmed the local significance of the hospital in relation to areas covered by the more detailed Blackwood CMP including standard assessment criteria for Aesthetic values, Research potential, Rarity and Social values as defined by the NSW Heritage Act and the Guidelines of the NSW Heritage Office.



Gulgong Cottage Hospital c 1901

3.0 PHYSICAL DESCRIPTION

The residual heritage structures on the site comprise the original hospital block with its later twentieth century additions and the large underground brick dome cistern at the rear of the original building. The residual heritage setting of the site comprises the frontage to the Wellington Road and the formal components of the landscape which forms the frontage of the original hospital block.

The Original Building is a Federation Free Style design, of brick construction over bluestone footings and foundation walls used to prevent rising damp and to provide a stable base for the building. Some areas of original brickwork are now rendered and a number of later changes to original openings have been made. The hipped and gabled roof form is timber framed with corrugated steel roofing. Gable ventilators have been relocated from their original

position as part of the later extensions. The original central ventilation lantern was removed in the early changes made to the building. Two of the original brick chimneys have been removed above the existing roof level while a number of other chimneys survive intact. Roof ventilators along the ridge are part of the 1920s modification to provide improved ventilation.

The principal architectural feature of the building, its elaborate timber framed verandah has been removed however photographic records of its appearance and evidence of its location are still available.

The three gables facing the main entry to the site are still intact and the central gable maintains its original plastered, art nouveau date inscription.

Internally much of the early layout and details of the original hospital design survive despite later modernisation.

The Blackwood CMP details extensively the construction and detailing of the original building within a document that also details buildings which have subsequently been demolished.

The Hickson SHI identifies that based on the available information and records, appropriate recovery of significance would be possible.

A detailed assessment of the costs of conservation of the original building including removal of intrusive fabric and reconstruction of missing elements and details was carried out by the Department to ascertain the economic viability of adaptive re-use of the building for a community or professional based organisation.

4.0 CONSENT AUTHORITIES & APPROVALS

The site is owned by the NSW Department of Health which is not obligated to seek approvals for development, however in accord with Departmental Policy and to provide public transparency of the process this application is being submitted to the Western Regional Council for assessment prior to taking any further action on site.

Demolition of a Heritage Item is permitted under the provisions of the Local Environmental Plan subject to an assessment of the impact of that action on the area.

Council is not obligated by the provisions of the Local Environmental Plan to advise the NSW Heritage Office in regard to demolition of Local Heritage Items.

5.0 RECOMMENDATIONS OF THE HIS REVIEW

The Peer Review of the existing documents and policies for the hospital site undertaken in 2013 by NBRS+PARTNERS included the following recommended actions before any further action was taken in regard to the demolition of the structure:

The remaining heritage elements on the site, the former 1901 hospital block and the domed water cistern are significant at a high level locally for the reasons expanded in the CMP and restated above.

Every effort should be taken to ensure that a compatible new use of the hospital building, either in its current extended form or in a restored and adapted original form is made amongst the local community, the local council or regional organisations and groups.

Any proposal for demolition should be preceded by extensive community consultation in the town of Gulgong and in the wider rural community.

Basic repair and maintenance should be undertaken in the interim to ensure that the building remains intact. This in my opinion should involve the removal of hazardous asbestos from the roof cavity which would be required eventually in any scenario relating to the future of the site.

6.0 CONSULTATION

In accordance with the recommendations and best practice for assessing the impact on the community of the potential demolition of a heritage item the following actions were undertaken by Health Infrastructure to seek alternative outcomes:

Date	Description
31 January 2012	Option Study is held to determine a preferred location for the MPS. The issue of the existing building was discussed at the options study.
10 February 2012	Internal Layout Workshop held to progress the internal functional layout of the Preferred Option.
16 March 2012	Project Planning Team (PPT) commences as part of the Gulgong MPS project governance. Members include representatives from WNSW Local Health District, Health Infrastructure and community representatives. Peter Doran, Chair of the Gulgong Local Health Council, sits on the committee as community representative.
July 2012	Gulgong MPS DA approved Valid consent is granted for demolish the eastern additions to the 1901 building only.
May 2012	A two day public exhibition was held for the DA with written comments received. No comments were received seeking to retain the 1901 building. Some comments made by community attendees suggested that the entire building be demolished.

17 Sept 2012	Demolition of the existing building raised in PPT meeting and included in minutes: <i>HI have added a provisional sum into the DN&C tender to cover the demolition & asbestos removal scope. HI is looking to get approval for full demolition of the existing building and the required funding for this.</i>
February 2013	A representative of the Local Health Council calls Mark Lamond (Project Director) to discuss the possible retention of the building. Mark advised that the LHD would want to see a cost neutral position at worst, and that the income stream would need to be secure.
March 2013	Cost estimate prepared by Cost Manager for cost to refurbish existing 1901 building, indicating cost of \$2.06M.
March 2013	Peer Review of Conservation Management Plan (prepared as part of HealthOne DA) is undertaken
July 2013	Meeting with Local Health Council is held to discuss: - the intention to seek approval for the demolition of the 1901 building noting that retention of the 1901 building was not sustainable - estimated capital cost, and - recurrent cost to sustain continued use of the building It is raised that a business case would need to be prepared Western NSW LHD and Health Infrastructure had previously agreed in July 2013 for the Local Health Council to submit a business plan for the retention of the old hospital for health related services to be considered
October 2013	Heritage Interpretation Plan is developed as part of the Gulgong MPS project, including: - Heritage wall utilising plaques from the existing building, using lettering in same signage style to existing building

Table Prepared by Health Infrastructure showing timeline for treatment of the original hospital building on the site.

The June / July 2013 Meeting noted above explained the financial and planning impact of retention of the former hospital. A request was made for components of the building to be set aside for future use within the local community. This would include elements such as brickwork, joinery etc and that appropriate tracking of recycled materials would need to be undertaken.

Several local newspaper articles were published that canvassed opinions held by various members of the community in regard to the site and the proposal to demolish the surviving building. At a public meeting held in November 2013 a community based committee was formed with the aim of investigating viable options for retention.

To date no viable use or creditable business case for retention and adaptation of the building has resulted from the local community investigations.

7.0 THE PROPOSAL

Given the lack of a viable alternative for the retention and conservation of the building, this application for demolition is now the proposed action for the site.

The proposal in this application is for the careful filling of the underground cistern with sand to protect it from future structural defects; careful demolition of the above ground structures following Archival recording; recovery of building materials and building elements for re-cycling; protection of sub floor archaeology, filling, levelling and re-landscaping of the site; installation of appropriate interpretation materials.

The following Work Methodology for the proposal has been prepared by the Department for inclusion in any tender documentation for the works involved:

Demolition work methodology

1 Removal of asbestos

Asbestos removal will be undertaken by demolition contractors with the appropriate licence and in accordance with relevant codes and contractual requirements as set out by NSW Workcover as follows:

An asbestos register must be obtained and an asbestos removal control plan prepared by a licensed asbestos removalist before asbestos removal work can commence.

A copy of the control plan must be given to the person who commissioned the work. The control plan must contain:

- *details of the asbestos to be removed including the location, type and condition of the asbestos*
- *details of how the asbestos will be removed including methods, tools, equipment and personal protective equipment (PPE).*

Removing non friable asbestos

A non friable (Class B) licence is required by an asbestos removalist when carrying out the removal of more than 10 square metres of non friable asbestos (commonly called bonded asbestos).

An asbestos removal supervisor must be readily available to a worker carrying out the non friable asbestos removal work.

Removing friable asbestos

A friable (Class A) licence is required by an asbestos removalist when carrying out the removal of friable asbestos.

An asbestos removal supervisor must be present at the asbestos removal area the entire time friable asbestos is being removed.

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Given the lack of a viable alternative for the retention and conservation of the building, this application for demolition is now the proposed action for the site.

The proposal in this application is for the careful filling of the underground cistern with sand to protect it from future structural defects; careful demolition of the above ground structures following Archival recording; recovery of building materials and building elements for re-cycling; protection of sub floor archaeology, filling, levelling and re-landscaping of the site; installation of appropriate interpretation materials.

The following Work Methodology for the proposal has been prepared by the Department for inclusion in any tender documentation for the works involved:

Demolition work methodology

1 Removal of asbestos

- Asbestos removal will be undertaken by demolition contractors with the appropriate licence and in accordance with relevant codes and contractual requirements as set out by NSW Workcover as follows:

An asbestos register must be obtained and an asbestos removal control plan prepared by a licensed asbestos removalist before asbestos removal work can commence.

A copy of the control plan must be given to the person who commissioned the work. The control plan must contain:

- *details of the asbestos to be removed including the location, type and condition of the asbestos*
- *details of how the asbestos will be removed including methods, tools, equipment and personal protective equipment (PPE).*

Removing non friable asbestos

A non friable (Class B) licence is required by an asbestos removalist when carrying out the removal of more than 10 square metres of non friable asbestos (commonly called bonded asbestos).

An asbestos removal supervisor must be readily available to a worker carrying out the non friable asbestos removal work.

Removing friable asbestos

A friable (Class A) licence is required by an asbestos removalist when carrying out the removal of friable asbestos.

An asbestos removal supervisor must be present at the asbestos removal area the entire time friable asbestos is being removed.

- Brickwork (original only)
- Floor timbers and framing
- Original timber windows and door frames, including coloured glass
- Original door
- Roof trusses
- Shallow ripple corrugated ceiling (where it is possible)

Note all commemorative and memorial plaques have already been recovered for reuse.

3 Retention of sub floor archaeology

The proposed demolition works should be carried out to retain in place evidence of the original foundations and service lines associated with the historic hospital building so that future examination can be undertaken if required for archaeological research.

Sub floor spaces should not be excavated but back filled with clean loose fill suitable for the proposed grassland landscaping treatment. If necessary the landscape should be mounded above retained foundations to ensure their protection and coverage.

4 Landscape plan

A Landscape plan for the cleared site has been prepared by Gardenscape Designs to compliment the retained landscape elements of the site and provide a setting for the new hospital. The Plan has taken into consideration the location of archaeological relics in the placement of trees etc.

5 Cistern/ beehive well

The cistern has been consolidated, pumped out and will be backfilled with approximately 50m³ of sand to stabilise the structure and preserve it for future archaeological investigation. A marker in the landscape will identify the location of this relic.

8.0 INTERPRETATION

An interpretive strategy for the site has been prepared by Woodhead in the context of the new development. This strategy has been partially implemented and will be finalised following the demolition of the remaining structures. The Strategy involves the following elements;

- Construction of a memorial wall incorporating elements of the original design and which is integrated with the continuing social use of the site as a hospital.
- Relocation of historic plaques and memorials within the public spaces of the new development.
- Use of the 1901 lettering image in various locations within the new building.
- Additionally the archival material relating to the hospital and an archival photographic record would be prepared for lodging in public archives as recommended by the Council.

These interpretive measures will ensure that public recognition of the historic evolution of the site will be assisted both on site and in local accessible archives.

9.0 LANDSCAPING WORKS

The application includes the re-landscaping of the site in a manner sympathetic to the existing mature landscape setting. Disturbed areas of ground are to be planted with Native Grass seed and a naturalistic planting of Eucalyptus Maculate (Spotted Gums) to the outer edges of the site and flowering trees including Crepe Myrtle and Prunus at the edge of the contained landscape of the new hospital site

The application is contained in the documents submitted with a landscape proposal prepared by Gardenscape Design shown on Drawing L.01 A.

The proposed landscape will be sympathetic to the existing early 20th century presentation of the site and will have no adverse impact on the existing mature trees along the road frontage or the front fence.

Car parking associated with the new hospital use has been constructed outside the zone of the original building and will not impact on the archaeological resource.

10.0 HERITAGE IMPACT ASSESSMENT

10.1 Introduction

The following assessment is based on the guidelines set out by the NSW Heritage Office publication 'Statements of Heritage Impact', 2002.

- The following aspects of the proposal respect or enhance the heritage significance of the item or conservation area for the following reasons:
The proposal will remove the above ground physical evidence of the former hospital building reducing the heritage significance of the site. The proposed continued use of the site, interpretation of its history and retention of archaeological features will however respect the heritage values identified for the site.
- The following aspects of the proposal could detrimentally impact on heritage significance. The reasons are explained as well as the measures to be taken to minimise impacts:
Demolition will involve a loss of original elements that are identified as contributing to the overall heritage value of the site. Recovery of materials and elements for re-use and interpretation will assist in minimising the overall impact of the proposal for the local community.
- The following sympathetic solutions have been considered and discounted for the following reasons:
Considerable time and effort has been expended to investigate alternatives to demolition of the existing structure and to identify viable alternative uses which would complement the health and medical uses of the site. No viable alternatives were identified and no offers for the future use of the building were received from the local community, local government or other organisations.

10.2 Demolition of a building or structure

- *Have all options for retention and adaptive reuse been explored?*

All options for the viable retention, conservation and adaptive re-use of the building have been explored over a period of several years.

- *Can all the significant elements of the heritage item be kept and any new development be located elsewhere on the site?*

Demolition of this building is not required in relation to any current plans for development. It was originally envisaged that the historic core of the site could be retained if viable uses for it could be established with appropriate sources of financing outside of the Department of Health budgets. Demolition is now required as the state of the existing structures is both a visual intrusion on the site and the source of potential health and safety issues.

- *Its demolition essential at this time or can it be postponed in case future circumstances make its retention and conservation more feasible?*

It was initially recommended that community uses would be the best alternatives to ensure regular use and public access to the heritage item to fulfil the Local Government objectives in listing the heritage item. It was also recommended that uses that were also be an extension of health related activities would be most compatible with the Department of Health's ownership of the Site and the existing uses.

Uses such as Day Care Facilities, Community Activity Centre, Teaching and Seminar Facility were suggested to be investigated in consultation with Council and other community groups, while use as Club facilities for sporting groups could also provide the potential for compatible use. Uses which may attract State or Commonwealth funding were suggested as the most viable given the substantial cost of remediation, conservation and adaptation required which may be beyond the capacity of many groups.

These options have now been investigated by both Department of Health Local Government and the community and there is now documented evidence that consultation regarding potential community uses has taken place and that expressions of interest have been advertised to investigate potential options for the adaptive re-use of the building.

Government has indicated that there is no potential for expenditure of scarce financial resources on a redundant structure in preference to the stronger demand for improved health facilities throughout the state. This would indicate that even were the vacant building to be retained and cocooned it would continue to deteriorate without essential maintenance and would become a serious concern for users of the site.

The investigations to date have indicated that professional offices are not in demand in the area and that new ancillary hospital uses are not appropriate. The potential use of the building for community uses not associated with the hospital use that was investigated by the community groups who were notified has resulted in no viable economic use being identified that would warrant further delay to the demolition of the above ground structures.

10.3 New landscape works and features

The proposal includes the re-landscaping of the vacated land in a sympathetic manner complementing the existing landscaping and providing a setting for the new hospital facilities.

- *How has the impact of the new work on the heritage significance of the existing landscape been minimised?*

The proposal returns much of the site to native grass and eucalypt planting with more exotic planting to the edges of the new hospital block and its gardens.

- *Has evidence (archival and physical) of previous landscape work been investigated? Are previous works being reinstated?*

Prior to the construction of the original hospital the site is likely to have been cleared pasture land or native bushland. The proposal is sympathetic to this early character of the site and to surrounding areas. Where substantial introduced landscaping of the historic era survives it is being retained and incorporated into the re-landscaped site character.

- *Has the advice of a consultant skilled in the conservation of heritage landscapes been sought? If so, have their recommendations been implemented?*

The site has limited landscape significance and the advice sought has recommended the retention of all mature trees and the design of open grassland style treatment with clumped naturalistic native trees and the installation of approved low level landscape works adjoining the car parking areas.

- *Are any known or potential archaeological deposits affected by the landscape works? If so, what alternatives have been considered?*

The site will become a significant archaeological site and care needs to be taken, not only with the filled cistern and any underground drainage systems but with the in ground foundations of the former building which are to remain to retain evidence of the historic evolution of the place.

11.0 CONCLUSION

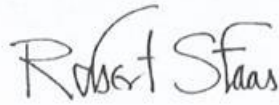
In conclusion, while demolition of the former hospital building will remove much of the evidence of the historic evolution of the site it will not remove the historic significance of the site which will continue as a hospital complex meeting the health needs of the local community.

A detailed history and analysis of the former structures provides evidence that is available for future research and should be lodged in public archives nominated by the Council.

Appropriate recovery of significant elements and interpretation of the history of the site will be implemented through on site interpretive elements and by the lodgement of selected material in public archives.


Given the inability to identify any viable adaptive re-use of the structures or a source of funding to achieve the extensive conservation works, I consider that demolition is acceptable in the context.

I would therefore recommend the heritage aspects of this application be approved by the Western Regional Council.



ROBERT STAAS
Director / Heritage Consultant
NBRS+PARTNERS ARCHITECTS

April 2014

**CoAssociates Pty Ltd****architects**

ABN : 97 080 233 978

Heritage Impact Assessment Review**Gulgong District Hospital,
206 Mayne Street
Gulgong NSW****For Mid Western Regional Council****DA 033/2014 Proposed Demolition of the Old Gulgong Hospital
Lots 195 and 196 DP 755434
206 Mayne Street, Gulgong****Review of Development Application for proposed demolition of Old Gulgong
Hospital building and re-landscaping****Introduction**

This Heritage Impact Assessment Review is provided in response to an application (DA 033/2014) for demolition of the Old Gulgong Hospital building. This hospital building and ancillary buildings have been located on this site since the turn of the 19th century.

The site currently contains the 1901 Old Hospital Building with a C1980's wing retained on the east side of that building. Former additions to this building; the former western C1980's wing, the original verandah and toilet (rear) have all been demolished.

An in-ground well is retained at the rear of the building (referred to as the beehive well).

All other ancillary buildings associated with the 1901 Old Hospital Building have been removed.

A "Health One" Facility and recent extension Multi-Purpose Service centre (MPS) are located towards the south of the Old Hospital building site.

A site visit was conducted on Thursday 12th June. (Elizabeth Stoneman (Council), Ray Thackery (Hospital Site Manager) with Lillian Cullen and Brian Carberry (Coassociates Pty Ltd).

Heritage Listings

- The Gulgong District Hospital is locally heritage listed on the Mid Western Regional Council Local Environmental Plan (LEP) 2012 Schedule 5, local item No. 312.
- Heritage Act: Section 170 Register (NSW Department of Health) - Gulgong District Hospital "Original Building" Database Number: 3540097
- NSW State Heritage Inventory - Gulgong District Hospital, Original Building Database Number: 3540097

**Heritage Impact Assessment Review
DA 033/2014**

Gulgong District Hospital

The following documents have been viewed in providing this assessment

1) Conservation Management Plan (CMP) November 2011 John Blackwood Architects. *This document provides a management framework that identifies the significance of the site, provides a physical assessment of the fabric and conservation policies to preserve significance. The policy intent is to guide the future use and development of the site that ensures conservation of significant fabric, spaces and settings, including the adaptive re-use of the Old Hospital Building and associated buildings. In our professional opinion the CMP is considered to be a comprehensive document that addresses the requirements for the appropriate retention and conservation of the heritage item, the site and its curtilage.*

2) Barbara Hickson Architect and Heritage Adviser, provided a Statement of Heritage Impact for the Multi-Purpose Service (MPS) centre in 2011. *This document was provided in response to the planning considerations for the new MPS centre at the Gulgong Hospital site. The Statement of Heritage Impact assessed potential locations for the MPS whilst reviewing the specific areas of significance at the site. In particular the report notes "The 1901 core of the hospital, as an excellent example of Federation aesthetic which is largely intact and recoverable." The report recommended 5 options for the location of the new MPS. The first recommended option was adopted for the MPS location, to the west of the old hospital building and behind the Health One building. Essentially retaining the Cottage Hospital, its curtilage and setting.*

Our professional opinion is that this SOHI prepared for the MPS application indicated the retention and adaptive re-use of at least the Old Hospital building. Archaeological significance of the site and curtilage considerations were also addressed in this document. The SOHI was prepared by a well known Heritage Architect and considered to be an appropriate report that reviewed the new project in context with the retention and re-use of the Old Hospital Building.

3) The drawing titled: "Proposed Site Plan, prepared by Woodhead Architects project: Gulgong MPS drawing number A_1000 issue A01 marked "For Tender" A01 revision note "**1901 CORE HOSPITAL BUILDING RETAINED**" 08.05.12.

Reference is made to this drawing as at 08.05.12 it appears to indicate that the retention of the "Core Hospital Building", being the Old Hospital building, was intended for retention.

4) Statement of Heritage Impact; Proposed Demolition and Re-landscaping Gulgong District Hospital Site, NBRS & Partners Pty Ltd, March 2014. *This document seeks the demolition of the original old hospital building of 1901 despite no current development for reuse of that space, being sought on the site in this current application.*

Current Application: Statement of Heritage Impact; Proposed Demolition and Re-landscaping Gulgong District Hospital Site

This report addresses the demolition of the remaining 1901 old hospital building and C1980's east wing. The beehive well is retained in the re-landscaping proposal. The report sites the costs relating to removal of asbestos contamination and the potential restoration works and seeks the removal of the 1901 building. The reasons given are that there is no obvious potential for re-use of the historic building in association with the continuing hospital occupation of the site or economic adaptation for any associated or community use. The report also notes that in accordance with best practice that community consultation, between January 2012 and October 2013, has been undertaken by Health Infrastructure which has assessed the impact on the community.

**Heritage Impact Assessment Review
DA 033/2014****Gulgong District Hospital**

Clause 10.2 page 13 Statement of Heritage Impact; Gulgong Hospital site (NBRS+PARTNERS) "Demolition is now required as the state of the existing structures is both a visual intrusion on the site and the source (sic) of potential health and safety issues."

In response to the above SOHI prepared by NBRS+PARTNERS :

Visual Intrusion:

The existing condition of the 1901 building is in poor state because of the seemingly pre-emptive removal of the verandahs and the retention of the random inappropriate elements on the façade (temporary shelter and redundant electrical distribution boards and boarded up openings). If appropriately constructed verandahs were reinstated the building would then reflect the original beauty of presentation. The following observations were made from the site visit:

Current heritage significant elements

We consider that the remaining building, even without the verandahs, has heritage significance at a high local level. This is because:

- a) The overall massing, high ceiling and general appearance is relevant to its original design.
- b) High pitch roof, gable panel to the centre, symmetrical front elevation, Dutch gable ventilators and high chimneys are relevant to the massing and general appearance.
- c) The window fenestration with high double hung type and then with highlight windows above. Original toned glass to the windows still in place.
- d) Original brickwork, stone foundation space walls with damp proof coursing (unusual for the time) and the icon decoration to the centre gable.
- e) Internally: High ceiling rooms, original ceilings, original (Possibly Australian cedar) architraves and other trims, some original doors and door furniture.
- f) Timber floor and roof structure (No termite infestation noticed nor commented on by Site Manager)
- g) The building illustrates the level of building design and architecture specific to health care in the period of early development of modern medical practice, as practiced in a provincial locality.
- h) The building retains a reflection of the history of health and medical development for Gulgong in the period of this building's use. If this building is removed, the last physical element of that history will be lost.

Detrimental elements to the heritage significance

- a) Removal of the verandahs and the rear original small rooms,
- b) Wall faces and painting over face brickwork,
- c) Temporary boarding of openings.
- d) Detrimental removal of interior elements: Fireplaces, trims and original doors and door furniture.

**Heritage Impact Assessment Review
DA 033/2014**

Gulgong District Hospital

- e) Lose items of furniture etc still in place internally.
- f) Lower suspended ceilings,
- g) Asbestos lagging to pipes and to external trims.
- h) Lead based paint assumed, under modern paint coatings.
- i) Redundant electrical wiring and fittings,
- j) Partitions and other "light weight" building elements.

Health Issues:

Asbestos and/or other contaminants will require removal in an appropriate manner whether in the demolition process or in retaining the building, whether occupied or not. The cost and removal processes should be verified by a health and safety professional or company involved with those processes, for both scenarios.

Safety Issues:

Aside from the health safety issues noted above, it is understood that the building is otherwise structurally sound. However, this can only be verified by a qualified Structural Engineer. Accordingly the argument for demolition at this time would not seem to necessarily be warranted, or are there other currently undisclosed safety issues?

Cost Issues:

It would seem that other than the cost of the health issues noted above, which would be incurred with either demolition or retention and/or re-use of the building, only some work, with no structural modifications, would be needed in order to reinstate to an occupiable condition (Assuming the building is still structurally sound, as has been indicated). The extent of renovation and consequent costs, would therefore seem to be only related to the type of reuse. Such renovation and cost occurs with all buildings in a reuse scenario, and hence would seem to be not a reason to preclude such option.

It recommended that only where a professional report can be tabled nominating in detail the safety, health and cost of retention of the Old Hospital Building and clearly illustrating the non-viability to retain, that agreement to such removal may be given.

It is considered that the SOHI prepared by NBRS & Partners Pty Ltd, March 2014 is incongruous with the previous reports in respect to their recommendations for demolition of the Old Hospital Building.

Heritage review

It is considered that the previous heritage investigations and reports on this project have been extensive. For a Conservation Management Plan (CMP) to be undertaken on a locally listed heritage item is an unusual practice in that a CMP is usually limited to state significant items. It is considered that this management plan was undertaken as a consequence of the s.170 Register listing.

The consideration undertaken in Barbara Hickson's report for the alternative siting options for a new building at the hospital site, shows the due heritage approach that is required for such reverence of a valued and historic building.

**Heritage Impact Assessment Review
DA 033/2014****Gulgong District Hospital**

We express concern for the application for demolition of the 1901 Old Hospital building and the accompanying NBRSPARTNERS Statement of Heritage Impact that supports that demolition. NBRSPARTNERS' earlier report recommends retention of the 1901 Old Hospital building and for its continued and adaptive reuse. Those earlier reports reviewed the site significance and provided curtilage considerations, all in the context of the heritage item being retained.

From the recent site visit, the assessment and recommendations from the earlier reports were considered to be still valid, though with the recognition that already, some substantial portions of the the original building have been removed. Consequently it is difficult to justify the reasoning of this recent application for demolition since it is:

- a) Contrary to the intent expressed in the earlier heritage reports.
- b) Contrary to the observed heritage significance of the remaining substantial portion of building.

Whether a building is occupied or not does not necessarily determine that such buildings should be demolished. The perceived "un-viability" of a heritage valued item is not seen as being a reason to remove. However, if such heritage valued items are retained, there is an obligation to "maintain".

Heritage Recommendations

- 1) It is considered in our professional opinion that the existing Old Hospital building should be retained and maintained until a future use for its occupation can be established.
- 2) DA 033/2014 Statement of Heritage Impact: Proposed Demolition of the Old Gulgong Hospital, is contrary to 2 previous heritage reports, both of which recommended retention of the Old Hospital Building.
- 3) A qualified Structural Engineer be engaged to determine the structural adequacy or otherwise of the existing building. It would be preferable that the Engineer has had heritage experience.
- 4) A health professional with experience of asbestos and lead based paint removal be engaged to assess the removal costs for:
 - a) Demolition,
 - b) Retention,
 - c) Occupation.
- 4) An archaeological review of the site, particularly of the under-floor spaces of the Old Hospital Building, is to be carried out to determine the archaeological potential.
- 5) Work be undertaken to maintain the 1901 Old Hospital building. Where there is currently water ingress and any other deteriorating conditions these are to be rectified in a "like for like" manner. It remains possible that at some future date, through physical research and archaeology, that additional significance may be revealed from the remaining original fabric.

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DA 033/2014**

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Reason:

Government agencies have responsibilities under Section 170 of the Heritage Act 1977 (NSW). Section 170 requires agencies to identify, conserve and manage heritage assets owned, occupied or managed by that agency.¹



Lillian Cullen
Director and Heritage Consultant
Grad Dip UNE Heritage RAIA

CoAssociates Pty Ltd.



Brian Carberry
Director and Heritage Architect
B Arch. (Hons) RAIA

27/06/2014

¹ <http://www.environment.nsw.gov.au/Heritage/aboutheritage/registers.htm>
<D:\14\E01Gulgong\140627Heritage Recommendations DA0331-2015.docx>

6.2.3 MI0001/2015 – Proposed Modification to allow use as a Dwelling, lot 1 DP 1062660, 25A Robert Hoddle Grove, Bombira

REPORT BY THE MANAGER STATUORY PLANNING TO 23 JULY 2014 COUNCIL MEETING
MI0001_2015_Change of use to dwelling_robert hoddle grove
GOV400038, P2170561

RECOMMENDATION

That:

1. The report by the Manager Statutory Planning on the Proposed Modification to allow use as a dwelling, Lot 1 DP 1062660, 25A Robert Hoddle Grove, Bombira be received;
2. MI0001/2015 for the Proposed Modification to allow use as a Dwelling, Lot 1 DP 1062660, 25A Robert Hoddle Grove, Bombira be approved subject to the following conditions;

APPROVED DEVELOPMENT

1. The development is to be carried out in accordance with the approved stamped plans, except as otherwise provided by the conditions of this determination (Note:- modifications to the approved plans will require the lodgement and consideration by Council of a modification pursuant to Section 96 of the Environmental Planning and Assessment Act).

BUILDING CONSTRUCTION

2. All future building work must comply with the requirements of the National Construction Code 2012, Volume Two, together with the relevant Australian Standards and also the Environmental Planning and Assessment Act, 1979, as amended, and Regulations.
Full details must be provided with the Construction Certificate application.
3. All mandatory inspections required by the Environmental Planning and Assessment Act and any other inspections deemed necessary by the Principal Certifying Authority being carried out during the relevant stages of construction.
4. Construction work noise that is audible at other premises is to be restricted to the following times.
 - Monday to Saturday -- 7.00am to 5.00pm
 - No construction work is permitted on Sundays and Public Holidays.
5. The site must be provided with a waste enclosure (minimum 1800mm x 1800mm x 1200mm high) that has a lid or secure covering for the duration of the construction works to ensure that all wastes are contained on site. The enclosure is to be emptied periodically to reduce the potential for rubbish to be blown from the site. Council encourages the separation and recycling of suitable materials.

6. **Prior to the occupation of a new building, an Occupation Certificate is to be obtained from the Principal Certifying Authority appointed for the erection of the building.**
7. **A sign must be erected in a prominent position on any work site on which the erection of a building is being carried out;**
 - **stating that unauthorised entry to the work site is prohibited, and**
 - **showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.**
8. **The strength of the concrete used for the reinforced concrete floor slab must be 25MPa (N25)**
9. **All stormwater is to discharge a minimum 3metres from the building in such a way as to not adversely affect adjoining properties.**
10. **Prior to the commencement of any construction works, the following provisions of the Environmental Planning and Assessment Act 1979 (the Act) are to be complied with:**
 - **Council is to given at least 2 days notice of the date intended for commencement of building works, in accordance with Section 81A(2)(c) of the Act.**
11. **The building is to be constructed using non-reflective building materials.**

RESIDENTIAL COMPONENT

12. **A Building Certificate for the fit out of the shed for residential purposes is to be obtained within three (3) months of the date of this consent.**
13. **An Approval to Operate issued under Section 68 of the Local Government Act 1993 for the onsite sewage management facility is to be obtained within three (3) months of the date of this consent.**
14. **The land must be used for intensive plant agriculture or fodder/ Lucerne crops in accordance with Clause 4.2B of LEP 2012 whilst ever there is a dwelling located on the land.**
15. **Lots 3 and 4 DP 1146240 and lot 1 DP 1062660 are to be consolidated and registered as one allotment within three (3) months of the date of this consent.**

Executive summary

Applicant:	Max and Colleen Walker
Estimated cost of development:	Nil
Reason for reporting to council:	Councillor application
Public submissions:	0

Council has received an application to modify an existing consent for a farm building to include the change of use for the purposes of a residence. Occupation of the site is required as they currently run cattle and grow crops including Lucerne and oats.

The shed has already been occupied as a residence and this application is seeking to legitimise the use for residential purposes.

The subject lot, which is zoned Primary Production Small Lots, comprises 27.7 hectares of part elevated land and part floodplain, and is located between Lue Road and the rural residential subdivision of Bombira.

The shed is 12.98 metres by 26.88 metres by 8.3 metres high (349m²), of steel frame construction on concrete slab, enclosed by Colorbond sheeting. The building contains a central 5 metre wide bay which is 8.3 metres high at the ridge surrounded on the eastern and western side by two bays of 3.99 metres wide and 5 metres high. It is now proposed to use the building as a residence (and is currently used for this purpose). The area of the residence is approximately 150m² and comprises two storeys.

The proposed development complies with Council's Development Control Plan 2013 in terms of setbacks and a structural design for the shed and slab has been submitted.

The application was not notified to adjoining owners as there is no requirement under Council's Development Control Plan 2013.

The application is reported to Council because the applicant is a Councillor.

Detailed report

The application has been assessed in accordance with Section 79C(1) of the Environmental Planning & Assessment Act 1979. The main issues are addressed below as follows.

1. REQUIREMENTS OF REGULATIONS AND POLICIES:

(a) Provisions of any Environmental Planning Instrument and any draft EPI

Mid-Western Regional LEP 2012

The land is zoned Primary Production Small Lots in accordance with the LEP 2012. The proposed development would be defined as a dwelling and is permissible with the consent of Council.

Clause 4.2A – erection of dwelling houses and dual occupancies on land in certain zones

The proposed development is permissible in accordance with this clause as the lot was created by a Council approved subdivision which received development consent prior to the commencement of this plan.

Clause 4.2B – Dwelling houses on land in Zone RU4 Primary Production Small Lots

The intent of this clause is to ensure that the land is being used for the purposes of intensive plant agriculture. The applicant has demonstrated that the land will be used for the purposes of intensive plant agriculture through Lucerne crops. The Lucerne crops will be used to feed the other proposed business of horse stables.

The land has been consolidated with other land in the flood plain and this is where the Lucerne will be grown. It is distinct from the land adjacent to the rural residential part of Bombira is unlikely to create any land use conflict.

The applicant has advised that they have significant water licenses associated with the land that enables the production of Lucerne.

Clause 4.3 – Height of Buildings

The building is 8.3 metres high. The site is not subject to a height restriction as defined by this clause.

Clause 5.10 - Heritage Conservation

The land is not subject to any listing under the LEP or within a conservation area. The land is considered to be sensitive from an indigenous cultural heritage perspective due to the proximity to Lawson Creek. There are also known artifacts within close proximity.

The building already exists and no works are proposed as part of this application, therefore the development cannot increase any risk to cultural heritage.

Clause 6.1 – Salinity

The land is not considered sensitive from a salinity perspective but standard conditions were imposed on the original consent requiring the concrete slab to be constructed to a higher standard.

Clause 6.2 – Flood Planning

The subject site of the existing shed is located outside of the flood hazard and flood free access is available to the site from Robert Hoddle Grove.

The Flood Planning Level (FPL) for the site where it is within the floodplain is 451.5m AHD. The natural ground level (NGL) at the location of the shed and the proposed residence is approximately 455m AHD and therefore would comply with the DCP requirement of 500mm freeboard, 452m AHD.

Clause 6.4 - Groundwater Vulnerability

The land is considered to be groundwater vulnerable but the proposed development is considered to have a negligible impact on groundwater and would not pose any risk to groundwater contamination.

Clause 6.9 - Essential Services

Essential services are available to the site including water; however reticulated sewer is not available.

(b) Provisions of any Development Control Plan or Council Policy

Mid-Western Regional Comprehensive Development Control Plan (DCP) 2013

Council's Development Control Plan 2013 provides provisions for flood risk and rural dwellings. Part 5.2 applies to the development site as it is affected by flood hazard.

Flood risk has been assessed previously and the site where the dwelling and shed is located is outside of the flood risk area. The land is however subject to flood risk. Floodfree access is available to the land from Robert Hoddle Grove.

The subject building complies with all setback requirements in that it is 65 metres from the closest boundary to the north, in excess of 500m to the south and approximately 120m to the eastern boundary and 250m to the west boundary.

The DCP also requires dwellings where they are proposed to be located within 500m of a R1 General Residential or R2 Low Density Residential zone, that access be made via a sealed road and the development must be connected to reticulated water and sewer.

It is considered that the development achieves all of these except for reticulated sewer which is not viable as the land is located much lower than the sewer main. To provide access to the sewer, a main would need to be extended from Ulan Road up Lue Road. This is not viable for a single dwelling.

The land is zoned RU4 Primary Production Small Lots and the DCP requires that a dwelling must be justified based upon an intensive plant agriculture activity. The applicant has indicated that they have acquired additional land in the locality and have the following attributes:

- Increase in Land owned to 400 acres
- 820 meg License
- 300 head of cattle
- 40 acres of Crop land and will be putting in Lucerne crops in the front paddocks in season.

The applicant has justified that there is sufficient ability for the land to be used as intensive plant agriculture. Council will impose a condition that whilst ever there is a dwelling on the site that the land must also be used for the purposes of intensive plant agriculture, or Lucerne crops. The applicant has also advised of their intention to consolidate the subject land with some adjoining land that is used for cropping. This has also been imposed as a condition of consent.

2. IMPACT OF DEVELOPMENT

Context and Setting

The development is proposed to be located approximately 550 metres north of Lue Road and approximately 65 metres from the rural residential lots in Bombira. It is considered that this is an acceptable separation between the surrounding rural residential uses and the development.

The land is elevated and able to be viewed from Mudgee town and from the floodplain. It is considered that there is the potential for visual impact and the development has already been conditioned to be non-reflective material.

Access, transport and traffic

The subject lot is accessible from Robert Hoddle Grove and also has frontage to Lue Road.

Heritage

The land is not subject to any listing under the LEP or within a conservation area. The land is considered to be sensitive from an indigenous cultural heritage perspective due to the proximity to Lawson Creek. There are also known artifacts within close proximity.

The building already exists and no works are proposed as part of this application, therefore the development cannot increase any risk to cultural heritage.

3. SUITABILITY OF SITE FOR DEVELOPMENT

(a) Does the proposal fit in the locality

The proposed development relates to the use of an existing building. Although large in floor area and height, is not considered excessive for the RU4 Primary Production Small Lots zone. The proposed location at a distance from Robert Hoddle Grove and Lue Road is also considered to favour the proposed development as it would reduce the visual impact as seen from the road.

(b) Are the site attributes conducive to development

The site, being elevated above the flood plain and unencumbered by existing development, is well suited to the proposed development.

4. SUBMISSIONS MADE IN ACCORDANCE WITH ACT OR REGULATIONS

The application was not notified as there is no requirement under Council's DCP for a rural dwelling.

5. THE PUBLIC INTEREST

The public interest is served by development compliance with Council plans and policies.

There were no political donations reported as part of the development application.

6. CONSULTATIONS

(a) Health & Building.

Included within the conditions of consent

Financial and Operational Plan implications

Not applicable.

Community Plan implications

The assessment of the development application sits under theme 1 Looking after our Community, Goal 1.1 – A safe and Healthy Community.



GARY BRUCE
MANAGER, STATUTORY PLANNING



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

10 July 2014

- Attachments:
1. Locality Plan
 2. Site Plan
 3. Floor plans

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER



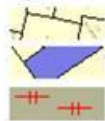
Map Scale: 1:13,740

Disclaimer

This map has been created for the purpose of showing basic locality information over Mid-Western Regional Council. Property boundary line network data is supplied by Department of Lands.

This map is a representation of the information currently held by Mid-Western Regional Council. While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions.

Legend



Parcel
Crown Land
Railway



Parish
Localities
LGA Boundary



Road
State Forest
Waterway



NORTH



Printed on Wednesday, 15 August 2012

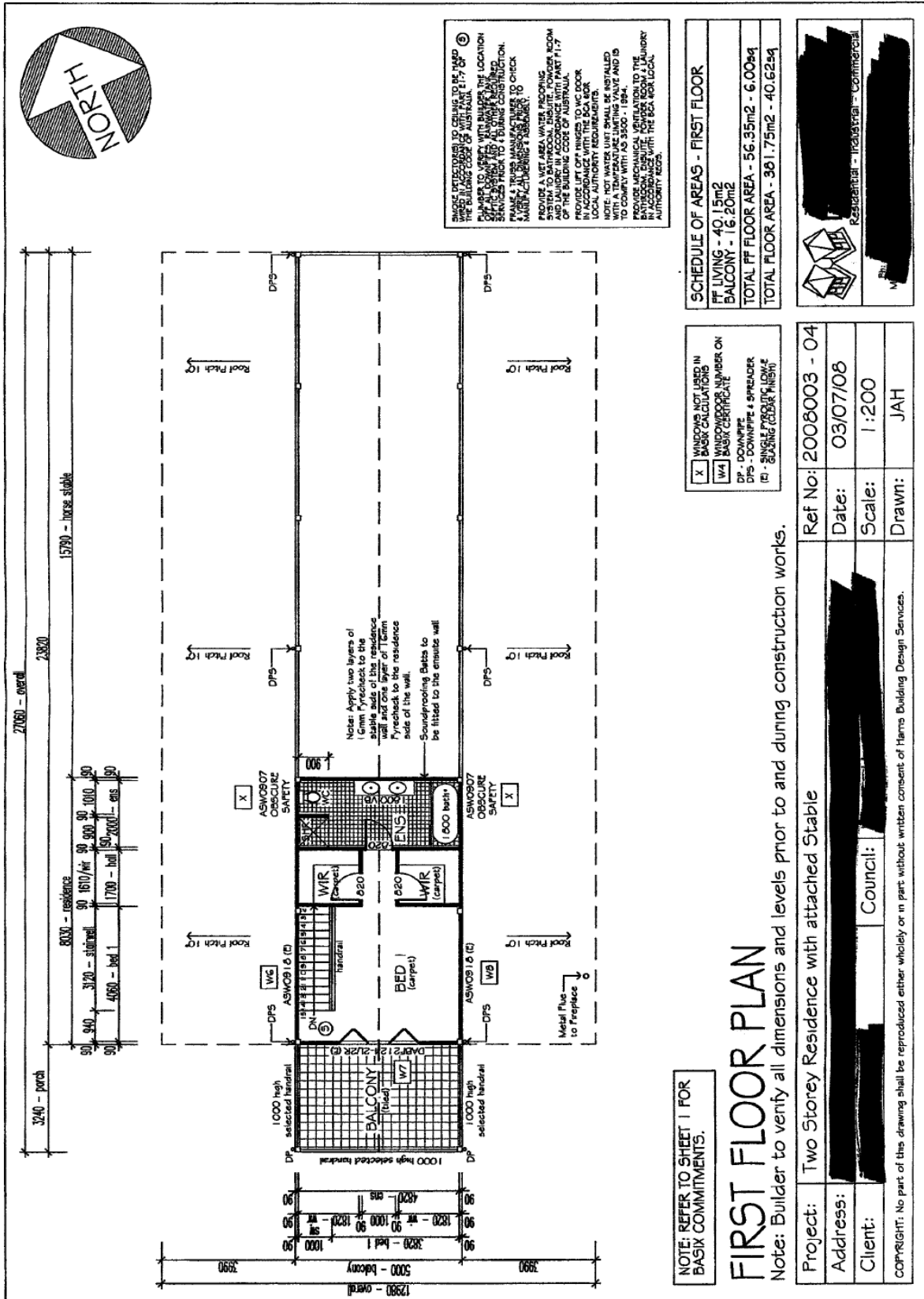
ATTACHMENT 2

Page 1 of 2

MAX WILKES EARTHMOVING Pty Ltd. D.P. - 1062660



prox Scale 1:5280
200m
Source - NSW Department of Lands SIX Viewer © six.nsw.gov.au



6.2.4 Section 95A – Extension to Consent – DA0327/2013 – Proposed Recreation Facility – Lot 2 DP 1035495 – 87 Short Street Mudgee

REPORT BY THE MANAGER, STATUTORY PLANNING TO 23 JULY 2014 COUNCIL MEETING
Section 95A extension of lapsing period DA0327 2013
GOV400038, P1317062

RECOMMENDATION

That:

1. **the report by the Manager, Statutory Planning on the Section 95A – Extension to Consent – DA0327/2013 – Proposed Recreation Facility – Lot 2 DP 1035495 – 87 Short Street Mudgee be received;**
2. **that the request to extend the consent under Section 95A of the Environmental Planning and Assessment act 1979 be declined.**

Executive summary

Council approved an Indoor Recreation Facility for the purposes of learn to swim and swim coaching on the 3 October 2013. The approval was granted subject to a deferred commencement condition which required the issue of a Building Certificate to rectify unauthorised building works and encroachments.

The period in which the applicant had to satisfy this condition was six (6) months. This period ended on the 4 April 2014.

The applicant's solicitor, upon advice from Council staff that they would need to seek some way of extending the consent because the matters had not been resolved and time was running out, sought an extension under Section 95A of the Environmental Planning and Assessment Act 1979.

Council sought its own legal advice to confirm that the applicant was able to do this and the advice received confirmed that this avenue was available.

A request under section 95A of the EP&A Act must include reasons why the extension should be permitted. The applicant has maintained that they have been working towards resolution of the matters but that the holdup was outside of their control, in that a boundary adjustment to deal with the encroachment had not be finalised with the neighbour.

It is considered that the applicant has not shown good reason and that the request for an extension should be declined. It should be noted that this Development Consent relates to the use of the site for 20 clients not the ongoing use for 6 (2001) which remains valid. Should the extension not be granted the development consent will expire and it will be necessary for the proponent to lodge a new development application.

The matter is reported to Council as it is not clear whether staff have delegation to determine such matters.

Detailed report

REQUEST FOR EXTENSION – SECT. 95A OF THE EP&A ACT

This request has been made in accordance with Section 95A of the Environmental Planning and Assessment Act 1979 and Clause 114 of the Environmental Planning and Assessment Regulation 2000. Section 95A allows the applicant or any other person entitled to act on the consent, before the period expires, to apply for an extension of 1 year. The applicant made this request before the period expired.

The deferred commencement condition of Development Application 0327/2013 is provided below. It clearly stipulates that the condition be complied with within six (6) months of the date of determination. The application was determined on 3 October 2013, therefore expired 4 April 2014. The applicant has requested this be extended a further six months.

DEFERRED COMMENCEMENT CONDITION

This is a deferred commencement condition in accordance with Section 80(3) of the Environmental Planning and Assessment Act 1979 and this consent shall not operate until it has been complied with to the satisfaction of Council.

A. A Building Certificate issued under Section 149A-E of the Environmental Planning and Assessment Act 1979, for all Building works located onsite in association of the Swim School (Facility) is to be obtained from Council. This includes, but not limited to, the submission of a Structural Engineers Report on all the existing buildings to be prepared by a registered Structural Engineer, an identification survey and any building over Council's sewer main or a boundary rectified.

This condition is to be complied with within six (6) months of the date of determination.

The letter from Hannaford Cox Connellan & McFarland indicates what matters have been addressed by the applicant but the condition actually requires the issue of a Building Certificate. It is not known how long before the applicant will be in a position to lodge a Building Certificate but at the time of writing the report, an application had not been received by Council.

BACKGROUND

The application was reported to Council in October 2013 due to a large amount of submissions and Staff recommended refusal of the application.

Council staff recommended refusal of the application for the following reasons;

1. The proposed development is inconsistent with the objectives of the R3 Medium Density Residential zone under the Mid-Western Regional Local Environmental Plan 2012 as it does not provide for additional residential housing.
2. The proposed development is inconsistent with the objectives of the R3 Medium Density Residential zone under the Mid-Western Regional Local Environmental Plan 2012 as non-residential land uses are only permitted where they meet the day to day needs of residents.
3. The proposed development is inconsistent with the objectives of the R3 Medium Density Residential zone under the Mid-Western Regional Local Environmental Plan 2012 as the proposal will create land use conflict in the zone by expanding a commercial style development in a residential area.

4. The proposed development does not provide for adequate onsite car parking in accordance with Council's Comprehensive Development Control Plan 2013.
3. The proposed development is likely to impact on surrounding residences in terms of noise and traffic.
4. The proposed development will have a negative social impact on the area by affecting the Residential amenity of adjoining and surrounding landholders as detailed in the numerous submissions that were received objecting to the development.
5. The existing facility encroaches onto adjoining land and the property has structures located upon it that have not obtained development consent.

DISCUSSION

Council was unsure how to process any application for an extension to the deferred commencement condition as the ability to extend a consent is normally only available to consents issued with lapsing periods less than five (5) years. Mid-Western Regional Council issues consents for a five year period and therefore there is no ability to extend a consent.

Council sought legal advice to confirm that this avenue of extending the consent was available. The advice received was that the avenue was available providing the applicant has demonstrated good cause for seeking the extension.

The principle reason for the applicant not seeking the extension has always been that there has been disagreement with the neighbour about fixing the encroachment and therefore obtaining a boundary adjustment. This issue has been an ongoing issue for some time although it appears as though this may have been recently rectified.

The applicant has left most of the matters to the last minute to rectify despite several pieces of correspondence from Council to remind him of the consent obligations. This would appear to be contrary to the Council's attempt to provide a lifeline to the applicant by issuing a deferred commencement consent.

It is therefore considered that the applicant has not shown good cause and that the request should be declined.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

The assessment of the development application sits under theme 1 Looking after our Community, Goal 1.1 – A safe and Healthy Community.



GARY BRUCE
MANAGER, STATUTORY PLANNING



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

11 July 2014

- Attachments:*
1. Extract of EP&A Act 1979 – Section 95A
 2. Request from Hannaford Cox Connellan & McFarland
 3. Council legal advice

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER



[Whole title](#) | [Regulations](#) | [Historical versions](#) | [Historical notes](#) | [Search title](#)
[Maps](#) | [PDF](#)

Environmental Planning and Assessment Act 1979 No 203

Current version for 14 May 2014 to date (accessed 11 July 2014 at 13:17)

[Part 4](#) » [Division 7](#) » [Sector 95A](#)

<< page >>

95A Extension of lapsing period for 1 year

- (1) If, in granting a development consent, the consent authority reduces the period after which the consent lapses to less than 5 years, the applicant or any other person entitled to act on the consent may apply to the consent authority, before the period expires, for an extension of 1 year.
- (2) The consent authority may grant the extension if satisfied that the applicant has shown good cause.
- (3) A person making an application under subsection (1) who is dissatisfied with the determination of the application or the failure of the consent authority to determine the application within 40 days after it is made, may appeal to the Court, and the Court may determine the appeal.
- (4) An extension of 1 year granted under this section commences to run from the later of the following:
 - (a) the date on which the consent would have lapsed but for the extension,
 - (b) the date on which the consent authority granted the extension or, if the Court has allowed the extension in determining an appeal, the date on which the Court determined the appeal.
- (5) This section does not apply to complying development.

[Top of page](#)

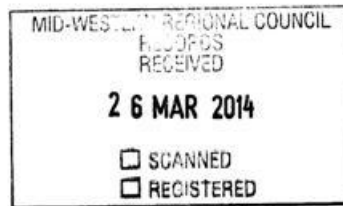
HANNAFORD COX CONNELLAN & McFARLAND*Solicitors*C J Connellan
R J McFarland
F J Smith
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MUDGEE NSW 2850
Tel: 02 6372 1666
Fax: 02 6372 4223
e-mail: info@hccm.com.auOur Ref: PRO:215431
Your Ref: Gary Bruce:P1317062

25 March 2014

Attention: Gary Bruce

Mid-Western Regional Council
86 Market Street
MUDGEE NSW 2850

And by facsimile: 02 6378 2815



Dear Mr Bruce,

**RE: O'SULLIVAN – DA 0327/2013 RECREATION FACILITY – INDOOR
SWIMMING POOL
PROPERTY: 87 SHORT STREET, MUDGEE**

We refer to your letter of 2 December 2013 and advise that our client has carried out the following works in accordance with the Notice of Determination of a Development Application – Deferred Commencement;

1. The roof water discharge outlets have been extended to prevent water scouring the embankment.
2. A CCTV inspection recording of the sewer main internal between maintenance chamber NB_01 and maintenance chamber E_03. Our client provide a copy of the CCTV recording to Tim O'Reilly about two weeks ago. We understand there are no defects that require rectification.
3. Barnson Pty Limited – Engineer Consultants have completed all interior design works for the toilet, change rooms and the additional access point. We understand that Luke from Barnsons emailed you a copy of the draft internal plans for your consideration.

We advise our client had earlier negotiated an agreement in respect to the encroachment with his neighbour John Christian Kaus, who is the registered proprietor of Lot 2 in DP 524589. A Deed of Agreement as to how the parties would attend to registering the boundary adjustment was initially provided to Mr Kaus on the 20 February 2013 for his consideration. Since that date there have been further negotiations between the parties but the matter remains unresolved as Mr Kaus has refused to further negotiate the encroachment matter. It now appears that our client has no other choice but to attend to filing an Encroachment Application with the Land and Environment Court to rectify this issue. This unresolved issue has prevented our client from continuing with many of the other works required by the determination.

We respectfully request that our client's current Deferred Commencement be extended for a further six months to allow further negotiations to occur with Mr Kaus, whilst our client's proposed application to the Land and Environment Court is being determined.

Yours faithfully

HANNAFORD COX CONNELLAN & MCFARLAND



PETER ORR

HANNAFORD COX CONNELLAN & McFARLAND*Solicitors*

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R J McFarland
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Our Ref: PRO:215431
Your Ref: Gary Bruce:1317062

2 April 2014

Attention: Gary Bruce

Mid-Western Regional Council
86 Market Street
MUDGEE NSW 2850

And by facsimile: 02 6378 2815

Dear Sir/Madam

**RE: O'SULLIVAN - DA 0327/2013- RECREATION FACILITY – INDOOR
SWIMMING POOL
PROPERTY: 87 SHORT STREET, MUDGEE**

We refer to our letter of 25 March 2014 (copy enclosed) and understand from our conversation that MWRC are disinclined to extend the lapsing date of the deferred Development Consent. We rely upon section 95A of the *Environmental Planning and Assessment Act 1979* and clause 114 of the *Environmental Planning and Assessment Regulation 2000* and note that Council is able to extend the lapsing date for a period of up to one year. We note our letter contains all the requirements of clause 114 and was submitted to Council prior to the lapsing date.

We note the judgment of Pepper J in *Reid's Farms Pty Ltd v Murray Shire Council* [2010] NSWLEC 127 (23 July 2010) carries little weight in respect to our client's application seeking that Council extend the lapsing date. In that case, no application was submitted under section 95A and so the Council did not turn its mind as to whether the applicant had shown good cause for needing an extension of time. In our client's case the application has been made showing good cause. This is not a new application and we suggest that section 95A imposes no obligation on Council to repeat its community consultation process before considering an extension of time. By section 95A(4), any extension will run from the date of grant and so Council need not make its decision prior to the lapsing date.

Our client has commenced work on the rectification in compliance with the Determination. Some works were delayed due to the encroachment issue. Our client relied upon the trust of his neighbour, Mr Kaus, to commence rectifying the encroachment issue. Ultimately, upon this issue being rectified our client will be able to complete the conditions of the Determination. Upon receiving the extension of time, our client will file proceedings in the

2

2 April 2014

Land and Environment Court, and continue to negotiate with Mr Kaus to rectify the encroachment issue.

We await your reply.

Yours faithfully


HANNAFORD COX CONNELLAN & MCFARLAND

PETER ORR



LOCAL GOVERNMENT LEGAL
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e admin@lglegal.com.au w lglegal.com.au

Our Ref: TP:CC:140053
Your Ref: Gary Bruce

14 April 2014

The General Manager
Mid-Western Regional Council
PO Box 156
MUDGEE NSW 2850

Attention: Gary Bruce

Dear Sir/Madam

Advice regarding Deferred Commencement Consent - 87 Short Street Mudgee

Reference is made to our recent telephone discussion and your subsequent email dated 7 April 2014 in which you requested that we provide legal advice as to whether the Applicants, M J & J A O'Sullivan, have any opportunity to extend a deferred commencement consent either under section 96 or 95A of the *Environmental Planning & Assessment Act 1979* ("the EPA Act").

Instructions

We are instructed that Council originally granted a development consent number M0336/01 for the use of part of a property at 87 Short Street, Mudgee ("**the Property**") for a swim school. The original approval was for a maximum of six (6) persons per class, and condition number 5 of the original development consent was as follows:-

"The swimming school is approved as a 'small scale' development. Should it be proposed to intensify the development to cater for more than six (6) persons at any one time, on a regular basis, a separate development application will be required."

We are advised that Council has been investigating the use of the Property contrary to the original consent for some time. Complaints had been received that indicated that in excess of twenty (20) students had been utilising the service at any one time. Council had requested that the Applicant either comply with the original consent or seek approval for the extended students. To ensure the structural adequacy of the buildings on site, Council had also requested that a certified structural engineers report on the existing building from a registered structural engineer be submitted. This had not been provided.

We are instructed that the Applicant eventually lodged development application DA 03 27/2013 seeking approval for the extension of the existing swim school on the site from six (6) persons using the facility at any one time to a total of twenty (20) persons. We



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Legal practitioners employed by Local Government Legal are members of the scheme.

are advised that the proposed development also contained unauthorised building work and these structures also encroached onto an adjoining property.

We understand that when the new DA was notified, a total of six (6) submissions, including a petition signed by nearby residents, were received objecting to the application. We are advised that a Planning Assessment Report was submitted to Council's Ordinary Meeting on 3 October 2013, with a recommendation that the application be refused. However, we understand that the Councillors granted deferred commencement development consent to the application and indicated that the consent was not to operate until it had complied with the following condition to the satisfaction of Council:-

"A. *A Building Certificate issued under section 149A – E of the Environmental Planning & Assessment Act 1979, for all Building works located on site in association of the Swim School (Facility) is to be obtained from Council. This includes, but not limited to, the submission of a structural engineers report on all the existing buildings to be prepared by a registered structural engineer, an identification survey and any building over Council's sewer main or a boundary rectified.*

This condition is to be complied with within six (6) months of the date of determination."

We are advised that the solicitors for Mr and Mrs O'Sullivan, Hannaford Cox Connellan and McFarland, sent a letter to Council 29 November 2013 requesting clarification of the consent, a letter sent by Council's Mr O'Reilly dated 29 October 2013 and a Council Order dated 18 November 2013. We also note that these solicitors sent Council a letter on 25 March 2014 in relation to the prospective lapsing date of the deferred commencement consent.

We note from the deferred commencement development consent that the consent was expressed to lapse on 4 April 2014. We also note that we received a telephone call from Council officers shortly before that date, seeking some verbal advice as to whether it may be possible for the Applicants to lodge a section 96 application prior to that date to extend the period of time within which the deferred commencement condition A could be complied with. In that discussion, we expressed the view that we did not believe it was possible to extend the period of time for compliance with deferred commencement condition A pursuant to section 96 of the EPA Act. In any event, we also noted that if a section 96 application was to have been lodged, it would have needed to have been determined by the Council prior to the lapsing date, which we understood was not possible.

We understand that Council expressed the view to the Applicant and their solicitors that they were not able to extend the lapsing date of the deferred commencement consent. We also note that the Applicants' solicitor subsequently forwarded a letter to Council on 2 April 2014 expressing the view that it was possible for Council to extend the lapsing date of the deferred commencement consent pursuant to the provisions of section 95A of the EPA Act and clause 114 of the EPA Regulation 2000. They expressed the view that their letter contained all the requirements of clause 114 and that it was submitted to Council prior to the lapsing date. It requested that Council proceed to extend that

period following which they intend to file proceedings in the Land and Environment Court to address the encroachment issue with their neighbour.

Advice

As previously mentioned, Council requests our advice as to whether Mr & Mr O'Sullivan has any opportunity to extend their deferred commencement consent either under section 96 or section 95A of the EPA Act.

The provisions in relation to lapsing of a consent are set out in section 95 of the EPA Act. Section 95 provides as follows:-

- "(1) A development consent lapses 5 years after the date from which it operates.*
- (2) However, a consent authority may reduce that period of 5 years in granting development consent. This subsection does not apply to development consent granted to a staged development application under Division 2A for development that requires a subsequent development application and consent.*
- (3) Such a reduction may not be made so as to cause:*
- (a) a development consent to erect or demolish a building or to subdivide land to lapse within 2 years after the date from which the consent operates, or*
 - (b) a development consent of a kind prescribed by the regulations to lapse within the period prescribed by the regulations in relation to the consent.*
- (3A) A reduction that has been made under subsection (2) is to be disregarded if:*
- (a) the development consent operated before, and lapses after, the commencement of this subsection (or the development consent lapsed during the period commencing on 22 April 2010 and ending on the commencement of this subsection), or*
 - (b) the development consent operated before, and lapses after, a date after 1 July 2011 prescribed by the regulations.*
- A reduction may not be made under subsection (2) during the period commencing on the commencement of this subsection and ending on 1 July 2011 or during any subsequent period prescribed by the regulations.*
- (4) Development consent for:*
- (a) the erection of a building, or*
 - (b) the subdivision of land, or*
 - (c) the carrying out of a work,*
- does not lapse if building, engineering or construction work relating to the building, subdivision or work is physically commenced on the land to which the consent applies before the date on which the consent would otherwise lapse under this section.*
- (5) Development consent for development other than that referred to in subsection (4) does not lapse if the use of any land, building or work the subject of that consent is actually commenced before the date on which the consent would otherwise lapse.*
- (6) Despite any other provision of this section, a development consent that is subject to a deferred commencement condition under section 80 (3) lapses if the applicant fails to satisfy the consent authority as to the matter specified in the condition within 5 years from the grant of the consent or, if a shorter period is specified by the consent authority, within the period so specified.*

- (7) *The regulations may set out circumstances in which work is or is not taken to be physically commenced for the purposes of this section."*

Section 95A of the EPA Act enables a consent authority to extend a lapsing period for one (1) year in certain circumstances. Section 95A provides as follows:-

- "(1) *If, in granting a development consent, the consent authority reduces the period after which the consent lapses to less than 5 years, the applicant or any other person entitled to act on the consent may apply to the consent authority, before the period expires, for an extension of 1 year.*
- (2) *The consent authority may grant the extension if satisfied that the applicant has shown good cause.*
- (3) *A person making an application under subsection (1) who is dissatisfied with the determination of the application or the failure of the consent authority to determine the application within 40 days after it is made, may appeal to the Court, and the Court may determine the appeal.*
- (4) *An extension of 1 year granted under this section commences to run from the later of the following:*
- (a) *the date on which the consent would have lapsed but for the extension,*
- (b) *the date on which the consent authority granted the extension or, if the Court has allowed the extension in determining an appeal, the date on which the Court determined the appeal.*
- (5) *This section does not apply to complying development."*

As previously discussed, we are of the view that it is not possible to amend the lapsing period of a deferred commencement consent by way of section 96 of the EPA Act. Chief Justice Preston analysed whether the modification of a development consent pursuant to section 96(1A) could permissibly extend the term of a lapsing consent in *Kinder Investments Pty Limited v Sydney City Council* [2005] NSWLEC 737. At paragraphs 32 to 34 of that decision, His Honour stated as follows:-

- "32 *The statutory scheme embodied in s 95 is that the statute itself, ultimately s 95(1), and not the development consent, causes a development consent to lapse. It does this by causing a development consent to lapse upon the occurrence of an event. The event is the expiry of a period of time from a date. The date is the day from which the development consent operates. The period of time is the period fixed at the time of, and in the granting of, the development consent.*
- 33 *The fixing of the period is a one off exercise. It can only be done at the time of and in granting development consent. The period can either be the five year maximum period specified by s 95(1) as the maximum period, or such reduced period (but not less than two years: s 95(3)) as the consent authority may specify in granting the development consent pursuant to s 95(2).*
- 34 *There is a power under s 95A to extend the period fixed in the granting of the development consent. But any such extension does not involve fixing the lapsing period. It involves an alteration of the period that has already been fixed by the consent authority in granting the development consent."*

It should be noted that the provisions of section 95(6) of the EPA Act was inserted into that Act after the decision in *Kinder Investments*. In the decision of *Reid's Farms Pty Ltd v Murray Shire Council* [2010] NSWLEC 127, the respondent argued that caution was required in approaching the reason of Preston CJ in *Kinder*, which was decided prior to the enactment of section 95(6). However, Her Honour, Justice Pepper in *Reid's Farms* at paragraph 57 held as follows:-

"57 *While it is undeniable that a council may permissibly modify a deferred consent condition pursuant to s 96, in my view, a council may not, pursuant to this provision, extend the time in which a development consent that is subject to a deferred commencement condition will lapse. Notwithstanding the legislature's insertion of s 95(6) into Pt 4 Div 7 of the EPAA and irrespective of the word "condition" contained in that provision, the analysis in Kinder is, in my opinion, equally valid and applicable to the present consent."*

Therefore, we are of the view that section 96 is not available to be used to extend the lapsing period of a deferred commencement development consent.

Whether or not the provisions of section 95A of the EPA Act can be utilised to extend the lapsing period of a deferred commencement condition is not so straight forward. To our knowledge there has been no decision in the Courts which confirms that it can, and it is our view that there are persuasive arguments either way.

Section 95(1) and (2) clearly relate to operative development consents. In that instance, they provide that a development consent lapses five (5) years after the date from which it operates, unless the Council has reduced that period to less than five (5) years but more than the statutory minimum of two (2) years. It is also clear that the provisions of section 95A(1) apply to a situation set out in section 95(2) of the EPA Act. However, a deferred commencement development consent is not an operative consent and does not become so until such time as the deferred commencement condition is satisfied.

We had initially been inclined to the view that section 95A of the EPA Act only applies to situations where Council have granted a consent for a period of less than five (5) years and did not apply to provisions such as those that exist in section 95(6). However, if that view is taken, having regard for the fact that section 96 cannot be used to amend a lapsing period, this would mean that the only provision available to alter a time period imposed in a deferred commencement condition, would be section 82A of the EPA Act.

Further, as you would be aware section 82A review applications can only be made up to a period of six (6) months after the determination. In addition, section 82A review applications are not available for certain types of development, such as designated and integrated development. This would mean that there is no ability to alter the time period of a deferred commencement condition in relation to those types of development.

In addition, if we examine the provisions of section 95A(1) it refers to "*the period after which the consent lapses to less than five years*". Therefore it is arguable that the provisions of section 95(6) would fall within that category as they can include consents which lapse after a period of less than five (5) years.

Support for the view that section 95A is in principle available to extend a lapsing period under a deferred commencement condition imposed under section 95(6), and not just for a lapsing period under section 95(2), is found in the decision of Pepper J in *Reid's Farms Pty Ltd v Murray Shire Council* [2010] NSWLEC 127.

In the *Reid's Farms* matter, the Council had granted a deferred commencement consent to integrated development, which it subsequently purported to review under section

82A and then to modify under section 96, after the period for satisfying the deferred commencement conditions had expired. The Court determined that the section 82A review was invalid because it was for integrated development and that the consent had lapsed because the deferred commencement conditions had not been satisfied by the required date and there was not consent to then modify. The consent holder sought to uphold the consent on the basis that there was a separate head of power to extend the lapsing period, namely section 95A. The Court found that on the facts of the particular application there was no basis for this, but seemed to accept that as a matter of principle section 95A could be used to extend a lapsing period established by a deferred commencement condition. At paragraph 53 Her Honour stated:-

"Section 95A

53 *Turning first to the assertion that time could be extended under s 95A of the EPAA, I accept the submissions of Reid's Farms that the preconditions for the exercise of power under this provision could not be met when regard was had either to cl 114 of the Environmental Planning and Assessment Regulation 2000 ("the Regulation") (there was no application indicating why the council should extend time) or s 95A(2) of the EPAA (there was no evidence that the council in any way turned its mind to whether or not KSK had shown good cause warranting the granting of an extension). Accordingly, s 95A cannot be relied upon as an alternative source of power for the review purportedly undertaken pursuant to s 82A."*

We note that the Applicants' solicitor has indicated in their letter dated 2 April 2014, that their letter contained all the requirements of clause 114 of the *Environmental Planning & Assessment Regulation 2000* ("EPA Regulation") which deals with the form of an application for extension of a development consent. Clause 114 of the Regulation provides as follows:-

"114 What is the form for an application for extension of a development consent?

An application under section 95A of the Act for the extension of time to commence development:

(a) must be in writing, and

(b) must identify the development consent to which it relates, and

(c) must indicate why the consent authority should extend the time."

It is also apparent from the provisions of section 95A(2), that notwithstanding an applicant has complied with the provisions of clause 114 of the EPA Regulation, that the consent authority has a discretion as to whether or not it grants the one (1) year extension that has been sought. In exercising its discretion, Council would need to be satisfied that the Applicant has shown good cause as to why the one (1) year extension should be granted.

We note that the lapsing period set out in the development consent of 4 April 2013 has now expired. However, we agree with the Applicants' solicitor that provided that the necessary requirements of clause 114 of the EPA Regulation have been met, and having regard for the fact that the letter was provided prior to the lapsing date, then the provisions of section 95A(4) of the EPA Act would enable extension to be granted notwithstanding that the lapsing period has now passed.

Conclusion

We have reviewed the documents provided to us in your recent email and confirm our view that the provisions of section 96 of the EPA Act are not available to extend the lapsing date a deferred commencement development consent that has been granted for less than five (5) years. However, provided that the provisions of clause 114 of the EPA Regulation have been met, and that the Applicant has shown good cause as to why Council should grant any extension to the six (6) month period provided in the deferred commencement condition, then we are of the view that Council can extend the period of the lapsing date of the consent under section 95A(1) of the EPA Act for a period of one (1) year from the date that Council grants any extension.

Should you require any further information or wish to discuss this matter, please do not hesitate to give me a call.

Yours faithfully
Local Government Legal



Tony Pickup
Principal Lawyer

6.2.5 Planning Proposal General Amendments – Consideration of Submissions and Public Hearing

REPORT BY THE MANAGER STRATEGIC PLANNING TO 23 JULY 2014 COUNCIL MEETING

Planning Proposal General Amendments

GOV400038, A0420254

RECOMMENDATION

That:

1. **the report by the Manager Strategic Planning on the Planning Proposal General Amendments – Consideration of Submissions and Public Hearing be received;**
2. **the proposed rezoning of land in Inglis Street to B4 Mixed Use be omitted and that the R3 General Residential zone be retained;**
3. **Lot 47 DP 862452 Public Reserve 18A Macquarie Drive also known as Charmicheal Park be retained as community land; and**
4. **the planning proposal and associated documentation be forwarded to the Department of Planning and Environment with a request that the amendments to the Local Environmental Plan 2012 be made.**

Executive summary

Council has prepared a Planning Proposal facilitate a number of amendments to the Mid-Western Regional Local Environmental Plan 2012 including the reclassification of public land from community to operational.

The Planning Proposal (attachment 1) was placed on public exhibition for 28 days from 9 March 2014 until 4 April 2014. During this period only one submission was received objecting to the rezoning of land in Inglis Street from Residential to Mixed Use. It is now proposed to retain the RE1 General Residential zone in Inglis Street for the time being.

Two enquiries were made in relation to the inclusion of Charmichael Park in the land to be reclassified which resulted in the Park being excluded from the reclassification process. It was not the intention of the process to reclassify local parks.

A public hearing was proposed and arranged as required by the Environmental Planning and Assessment Act triggered by the reclassification. However, no-one appeared and no written submissions were made.

The purpose of this report is to confirm the proposed amendments and forward the necessary documentation to the Department of Planning and Environment so that the plan may be made.

The report should be read in conjunction with the planning proposal.

Detailed report

The planning proposal has been prepared to facilitate a number of amendments to the LEP 2012 as follows;

- (a) Clarify dwelling provisions as they relate to split parcels on the Rylstone Lot Size Map ,
- (b) Insert a Farm Adjustment Clause ,
- (c) Clarification of clause 4.2 A – dwellings on rural land,
- (d) Subdivision of land below the minimum lot size for a non-agricultural purpose,
- (e) Clarification of the 2 ha minimum lot size on Lot 1 DP 1166658,
- (f) Reclassify drainage reserves and surplus land from Community to Operational Land,
- (g) Rezoning land from R3 Medium Density Residential to B4 Mixed Use in Inglis St Mudgee,
- (h) Rezoning land from IN2 Light Industrial to B4 Mixed Use on Lots 1 & 2 Section 49 DP 758721 Inglis St Mudgee.

A Gateway Determination (attachment 2) was received from the Department of Planning and Environment on 30 October 2013 which required a number of amendments to be made to the planning proposal prior to public exhibition as follows:

In relation to the hangers associated dwellings and subdivision adjoining Mudgee Airport, the use of Schedule 1 Additional permitted uses was not supported by the Department. Instead the Department would prefer an option where the land was zoned to permit the use. As a result, the land was exhibited with a Special Purposes Zone.

The Gateway Determination includes a number of other requirements to update prior to the exhibition. These are outlined below and followed by a comment in respect to the action taken to meet the requirements.

The planning proposal was also required to be updated to:

- a) **include additional information regarding the potential impact and fragmentation of rural land as a result of item (a). Council is to identify the affected land, assess the impacts of the potential additional dwellings and potential impacts of the proposal on surrounding land and justify why a 50% threshold has been chosen for land with a minimum lot size of 40ha, or justify another percentage;**

COMMENT

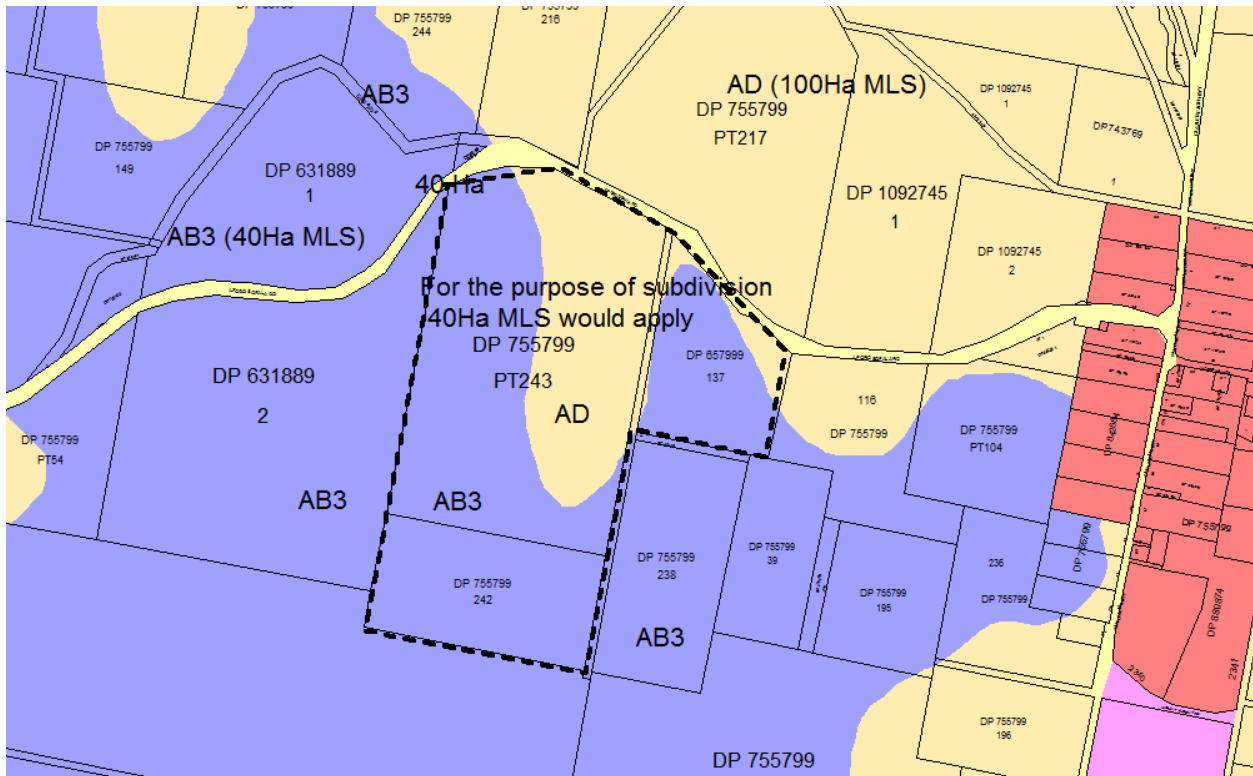
The planning proposal was amended to remove references to “draft” clauses or suggestions of same as per the Gateway advice and include the following:

Split parcels on the Rylstone Lot Size Map

Clause 4.1 as it relates to Rylstone minimum lot size where the land is subject to two minimum lot sizes. Flexibility is considered to be warranted here because of the scale and accuracy of the baseline mapping and current ability to refute this. It is considered that such flexibility is consistent with the intention of Council to “maintain the status quo” in relation to existing subdivision and minimum lot size provisions. Under the previous planning instrument the Council could resolve, on the advice of an agronomist that land was not prime crop and pasture land and therefore could be subdivided for the erection of a dwelling to 40ha.

The intention of the amendment is to provide clarification as to which of the two minimum lot sizes applies to the land. For the purposes of a majority rule approach, 50% is considered reasonable. This is the approach currently taken.

The amendment will not result in the creation of additional dwelling or fragmentation beyond that which is currently the case in the LEP. The amendment will provide clarity in the way that the LEP is currently interpreted and make it clear to land holders.



There is also some confusion as to the circumstances in which a dwelling is permissible on a split zoned lot.

Clause 4.2A(3) (a) provides for the erection of a dwelling on a lot *“that is at least the minimum lot size shown on the Lot Size Map in relation to that land”*. In circumstances where it is a split minimum lot size reference has to be made to a previous planning instrument under clause 4.2A(3) (b).

In order to simplify this, and importantly to avoid the need to reference a previous planning instrument for a straight forward enquiry, it is proposed to insert an additional sub-clause from the former Rylstone LEP that identifies the Former LEP Boundaries Map and allows dwellings on land having an area not less than 40ha.

The inclusion of this clause will reduce both complexity and confusion surrounding the erection of dwellings on existing lots regardless of the MLS shown on the LSM.

- b) remove the draft clauses for items (a), (b), (c) and (d) and provide plain English provisions.**

COMMENT:

The draft clauses were included because that is how they were exhibited in the Comprehensive LEP as clauses for “exhibition purposes only”. This was retained with a more thorough explanation as to why the draft clauses were included (for consistency) and included also a plain English version and/or explanation.

- c) Include a project timeline.**

COMMENT:

Completed.

d) Address the requirements for the classification of land.

COMMENT:

Included.

e) Include maps and prepare maps consistent with the Technical Guideline when it makes the request for the Department to finalise.

COMMENT:

Maps included in the exhibition version sufficient to identify the subject land including the drainage reserves proposed to be reclassified. The Department have been prepared the map amendments for Council. We have now been advised that due to resourcing Council should look at whether there is an ability in house to do this or face some delays using the Department. The Department have offered assistance in facilitating the transfer of map drafting in house and we will look into this.

The planning proposal was also updated to include sufficient information in relation to the Section 117 Directions.

Agency Consultation was required with the following:

- Essential Energy
- Department of Primary Industries- Agriculture
- Office of Environment and Heritage
- NSW Rural Fire Service (S 117 Direction 4.4 Planning for Bushfire Protection)
- Civil Aviation Safety Authority (S117 Direction 3.5 Development Near Licensed Aerodromes)

Each public authority was provided with a copy of the planning proposal and relevant supporting material, and given at least 21 days to comment on the proposal. No comments by way of objection were received from any of the above agencies.

Community Consultation: The planning proposal was placed in public exhibition for 28 days commencing 9 March 2014. During this period only one submission (attachment 3) as received (as mentioned above).

The submission raised concerns with rezoning the land in Inglis St from R3 Medium Density Residential to B4 Mixed Use given the predominately residential nature of the area. The intention of the change of land use zone in this area was essentially to provide greater opportunity for the utilisation of existing sheds. Since the planning proposal was commenced, there has been at least one application for the use of land in Inglis St (already zone industrial) which bring some contention amongst adjoining landowners. At this stage, the rezoning has not been driven by a comprehensive strategic study of historic, current or future land use in the vicinity and it is proposed to leave the zone unchanged at this time.

In relation to Lots 1 and 2 DP 758721, the change from Light Industrial to Mixed use enables the dwellings to continue to be used as such and as will proceed on that basis.

Reclassification of Land

In addition to the general amendments to the LEP, the Planning Proposal included a number of items proposed to be reclassified from community to operational land (a map showing the location of the community land to be reclassified is attachment 4). Most of these were drainage reserves, however, there are also five properties that, with an operational classification will be able to be disposed. These include:

There was, however, a representation made during the public exhibition process which, as outline above, resulting in the exclusion of Lot 47 DP 862452 Public Reserve 18A Macquarie Drive also known as Charmicheal Park from that land to be reclassified.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

The ongoing refining of the Mid-Western Local Environmental Plan 2012 is an operational function consistent with the Looking After Our Community there in the Community Plan.



ELIZABETH DENSLEY
MANAGER, STRATEGIC PLANNING



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

20 June 2014

Attachments: (included at the end of the business paper)

1. Planning Proposal – General Amendments
2. Gateway Determination
3. Submission
4. Drainage Reserves

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

6.2.6 Wilpinjong Coal – Modification 6

REPORT BY THE STATUTORY PLANNER TO 23 JULY 2014 COUNCIL MEETING

Wilpinjong mod 6 submission

GOV400038, A0420169

RECOMMENDATION

That:

1. **the report by the Statutory Planner on the Wilpinjong Coal Mine Modification 6 be received;**
2. **Council make a submission in accordance with this report.**

Executive summary

Wilpinjong Coal Pty Ltd (WCPL) has lodged an application for the modification of development consent 05-0021 with the NSW Department of Planning and Infrastructure (DoPI). The application seeks the following modifications to the original development consent:

- An increase in the upper rate of run-of-mine coal production (from 15 million tonnes/annum to approximately 16 million tonnes/annum – an increase of approximately 7%).
- An increase in the upper annual rate of waste rock production (from 33.3 million bank cubic metres to approximately 34.1 million bank cubic metres – an increase of approximately 2%).
- An increase in final production of coal from 12.5 million tonnes/annum to 12.6 million tonnes/annum. However, the amount of product coal to be transported from the site per calendar year will remain unchanged.
- An additional three D11 dozers that would operate 24-hours a day, plus supporting daytime-only contractor equipment (e.g. water carts).

The Environmental Assessment has been placed on public exhibition from 27 June until 24 July.

As a part of the review of the proposal staff met with members of the Wollar Progress Association.

Detailed report

HISTORY OF APPROVALS

Wilpinjong Coal mine was approved under the now defunct Part 3A of the Environmental Planning and Assessment Act 1979 (EP&A Act) on 1 February 2006.

A modification was granted in November 2007 to alter the mine's access route and to increase the blasting frequency.

A second modification was granted in September 2010 to increase the maximum run-of-mine production from 13 million tonnes per annum (mtpa) to 15 mtpa. The modification also increased the mining fleet and increased the number of train movements from four (4) to five (5) per day.

A third modification was approved in 2011 which increased the total exported coal from 12mtpa to 12.5mtpa, increased the train movements from 5 to 6 and approved a reverse osmosis water treatment plant.

Modification number 5 was approved in February 2014 which increased the open cut area of the mine by approximately 70ha, increased the amount of waste rock production from 28mbcm to 33.3mbcm, upgraded the coal handling and preparation plant, upgraded the osmosis plant, amended the waste emplacement strategy and provided for the operation of a light vehicle servicing workshop.

TRAFFIC AND TRANSPORT

The modification does not include any changes to the operational workforce (up to approximately 550 people) as a result of the changes to production. Furthermore, the modification does not propose any changes to the rate of product coal per annum being transported from the site.

Comment:

Council does not object to the proposed modification on any traffic related issues.

OPERATIONAL NOISE

The Noise Assessment Report submitted with the application acknowledges that three (3) privately owned residences in the vicinity of the mine (outside the village of Wollar) have the potential to experience an exceedence of project specific noise criteria. This is down on the previous modification which identified four (4) dwellings having the potential to experience an exceedence of these criteria.

Noise associated with mining activities is assessed in accordance with the NSW Industrial Noise Policy and is regulated by the NSW Environmental Protection Authority (EPA).

Comment:

Several community members have raised specific concerns regarding noise and the adequacy of the testing being undertaken. Residences in the village of Wollar together with two properties on Barigan Road have highlighted that the current noise monitoring undertaken by the proponent and the results provided are flawed and not indicative of levels being experienced. Furthermore, the residents have indicated that the apparent solution put forward from the proponent is to purchase property rather than mitigate the impacts.

Subsequently, Council objects to the proposed modification on the basis that existing monitoring by the proponent and the results produced are inadequate and do not clearly reflect the impacts felt. A modification should not be supported until independent monitoring by the Environmental Protection Authority (EPA) is undertaken and the modelling on which the Environmental Assessment is based is adjusted to reflect the actual impacts. Once the modelling is adjusted it is requested that suitable mitigation measures be identified to ensure that the operation complies with the conditions of the approval.

In addition, Council is also concerned regarding the current non-compliance with existing approvals in relation to noise as reported by the local residents including residents in the village of Wollar. Noise exceedences are currently being experienced by residents requiring ongoing complaints by residents to seek compliance.

The unacceptable level of impact from noise on residential amenity is consistent with previous objections raised by Mid-Western Regional Council highlighting the Industrial Noise Policy is an inappropriate standard to apply to noise generation by mines in a rural context. Council strongly urges the Department to review the reliance on this policy in the assessment of mine projects.

GROUND AND SURFACE WATER

The reports for both surface and groundwater both conclude that there will be a negligible effect on natural water resources in the vicinity of the mine site.

Comment:

Council raises no objection to the modification with regards to any water related issues, so long as all the relevant water management systems continue to be implemented in accordance with current approvals.

AIR QUALITY

An Air Quality Impact Assessment was undertaken. No exceedences of the applicable annual dust deposition or suspended particulate matter air quality assessment criteria were predicted at the nearest private receivers.

Comment:

Specific concerns have been raised that coal dust events are still being experienced within the village of Wollar and inside dwellings themselves. It was highlighted that the proponent's response to such complaints was that there was no evidence to indicate where the coal dust originated from.

Accordingly, Council objects to the proposed modification on the basis that there is uncertainty in the air quality monitoring being undertaken. A modification should not be supported until independent monitoring by the Environmental Protection Authority (EPA) is undertaken and, if required, revised measures being committed to.

SPONTANEOUS COMBUSTION

The Environmental Assessment indicates that the modification would not significantly alter the potential for spontaneous combustion events to occur, as the open cut extent would be unchanged. There would be some potential for an increased duration of the stockpiling of ROM coal due to increased production in the period 2014 to 2016. The proponent has indicated that a detailed spontaneous combustion coal and parting testwork programme will be undertaken in the future.

Comment:

Specific concerns from the community have been raised regarding the strength of the odours given off from the spontaneous combustion events. Accordingly, Council objects to the proposed modification on the basis that no further increase in the potential for spontaneous combustion should occur until the testwork programme proposed by the proponent has actually been undertaken to ascertain the risks. The results of the testwork programme should form part of a revised modification in the future. The current levels of odour and frequency of odour being experienced by residents in the village is resulting in an unacceptable impact on amenity and health.

CUMULATIVE IMPACTS

The Wilpinjong Coal project has been subject to 6 modification applications since the original approval. Council is concerned that the cumulative impacts of the project have not been fully assessed in the gradual change of the project. The village of Wollar has been significantly impacted by the operation of the mine with a significant reduction in the number of privately owned dwellings in the village and therefore a reduction in the number of residents. That has impacted on the community of Wollar to the extent that real concerns are held regarding its future existence. The reduction in residents are the direct result of the aggressive purchasing strategy of the mine to provide buffers or reduce the number of receptors in the area of the offsite impacts of the operation such as noise and odour. The reduction in resident numbers has resulted in the demise of the Wollar Bushfire Brigade as well as other community based groups. In addition, the amenity and

land use conflicts in the area have resulted in the inability of larger landowners in the area to secure property sales.

Having regard to the inability of the mine to operate within the terms of the current approval it is considered that a further modification should not be supported until the issues of noise, dust and odour caused by spontaneous combustion are adequately mitigated to ensure a reasonable level of residential amenity for the residents of Wollar and its surrounds.

Financial and Operational Plan implications

There are approximately 550 WCPL employees and full-time equivalent contractors employed at the mine. This is not anticipated to change as a result of the modification.

The proposed modification will not have any impact on the Voluntary Planning Agreement currently in place between Council and WCPL.

Community Plan implications

Consideration of mining and protecting the local community and environment is identified in the Community Plan as follows:

Theme: Protecting our Environment
Goal: Protect and Enhance our Natural Environment
Strategy: 1.2 Minimise the impact of mining and other development on the environment, both natural and built

DREW ROBERTS
STATUTORY PLANNER



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

8 July 2014

Attachments: 1. Draft Submission
2. Submission from Wollar Progress Association

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

ATTACHMENT 1



PO BOX 156
MUDGEE NSW 2850

86 Market Street MUDGEE
109 Herbert Street GULGONG
77 Louee Street RYLSTONE

Ph: 1300 765 002 or (02) 6378 2850
Fax: (02) 6378 2815
email: council@midwestern.nsw.gov.au

DR:A0420169

24 July 2014

Department of Planning and Environment
Attn: Brendan Liew
GPO Box 39
SYDNEY NSW 2001

Dear Mr Liew

WILPINJONG COAL PROJECT MODIFICATION 6

I refer to modification application 6 for the Wilpinjong Coal Project and note that an extension was granted to Council to allow this late submission to enable the matter to be reported to Council. Council considered a report and resolved to object to the approval of the modification as outlined in this submission.

Traffic and Transport

The modification does not include any changes to the operational workforce (up to approximately 550 people) as a result of the changes to production. Furthermore, the modification does not propose any changes to the rate of product coal per annum being transported from the site.

Comment:

Council does not object to the proposed modification on any traffic related issues.

Operational Noise

The Noise Assessment Report submitted with the application acknowledges that three (3) privately owned residences in the vicinity of the mine (outside the village of Wollar) have the potential to experience an exceedence of project specific noise criteria. This is down on the previous modification which identified four (4) dwellings having the potential to experience an exceedence of these criteria.

Noise associated with mining activities is assessed in accordance with the NSW Industrial Noise Policy and is regulated by the NSW Environmental Protection Authority (EPA).

Comment:

Several community members have raised specific concerns regarding noise and the adequacy of the testing being undertaken. Residences in the village of Wollar together with two properties on Barigan Road have highlighted that the current noise monitoring undertaken by the proponent and the results provided are flawed and not indicative of levels being experienced. Furthermore, the residents have indicated that the apparent

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solution put forward from the proponent is to purchase property rather than mitigate the impacts.

Subsequently, Council objects to the proposed modification on the basis that existing monitoring by the proponent and the results produced are inadequate and do not clearly reflect the impacts felt. A modification should not be supported until independent monitoring by the Environmental Protection Authority (EPA) is undertaken and the modelling on which the Environmental Assessment is based is adjusted to reflect the actual impacts. Once the modelling is adjusted it is requested that suitable mitigation measures be identified to ensure that the operation complies with the conditions of the approval.

In addition, Council is also concerned regarding the current non-compliance with existing approvals in relation to noise as reported by the local residents including residents in the village of Wollar. Noise exceedences are currently being experienced by residents requiring ongoing complaints by residents to seek compliance.

The unacceptable level of impact from noise on residential amenity is consistent with previous objections raised by Mid-Western Regional Council highlighting the Industrial Noise Policy is an inappropriate standard to apply to noise generation by mines in a rural context. Council strongly urges the Department to review the reliance on this policy in the assessment of mine projects.

Ground and Surface Water

The reports for both surface and groundwater both conclude that there will be a negligible effect on natural water resources in the vicinity of the mine site.

Comment:

Council raises no objection to the modification with regards to any water related issues, so long as all the relevant water management systems continue to be implemented in accordance with current approvals.

Air Quality

An Air Quality Impact Assessment was undertaken. No exceedences of the applicable annual dust deposition or suspended particulate matter air quality assessment criteria were predicted at the nearest private receivers.

Comment:

Specific concerns have been raised that coal dust events are still being experienced within the village of Wollar and inside dwellings themselves. It was highlighted that the proponent's response to such complaints was that there was no evidence to indicate where the coal dust originated from.

Accordingly, Council objects to the proposed modification on the basis that there is uncertainty in the air quality monitoring being undertaken. A modification should not be supported until independent monitoring by the Environmental Protection Authority (EPA) is undertaken and, if required, revised measures being committed to.

Spontaneous Combustion

The Environmental Assessment indicates that the modification would not significantly alter the potential for spontaneous combustion events to occur, as the open cut extent would be unchanged. There would be some potential for an increased duration of the

MID-WESTERN REGIONAL COUNCIL

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stockpiling of ROM coal due to increased production in the period 2014 to 2016. The proponent has indicated that a detailed spontaneous combustion coal and parting testwork programme will be undertaken in the future.

Comment:

Specific concerns from the community have been raised regarding the strength of the odours given off from the spontaneous combustion events. Accordingly, Council objects to the proposed modification on the basis that no further increase in the potential for spontaneous combustion should occur until the testwork programme proposed by the proponent has actually been undertaken to ascertain the risks. The results of the testwork programme should form part of a revised modification in the future. The current levels of odour and frequency of odour being experienced by residents in the village is resulting in an unacceptable impact on amenity and health.

Cumulative Impacts

The Wilpinjong Coal project has been subject to 6 modification applications since the original approval. Council is concerned that the cumulative impacts of the project have not been fully assessed in the gradual change of the project. The village of Wollar has been significantly impacted by the operation of the mine with a significant reduction in the number of privately owned dwellings in the village and therefore a reduction in the number of residents. That has impacted on the community of Wollar to the extent that real concerns are held regarding its future existence. The reduction in residents are the direct result of the aggressive purchasing strategy of the mine to provide buffers or reduce the number of receptors in the area of the offsite impacts of the operation such as noise and odour. The reduction in resident numbers has resulted in the demise of the Wollar Bushfire Brigade as well as other community based groups. In addition, the amenity and land use conflicts in the area have resulted in the inability of larger landowners in the area to secure property sales.

Having regard to the inability of the mine to operate within the terms of the current approval it is considered that a further modification should not be supported until the issues of noise, dust and odour caused by spontaneous combustion are adequately mitigated to ensure a reasonable level of residential amenity for the residents of Wollar and its surrounds.

Please find attached a copy of the submission from the Wollar Progress Association which has been forwarded to Council which raises similar objections to the current modification application.

Should you have any queries in relation to this matter please contact Catherine Van Laeren on 63782832.

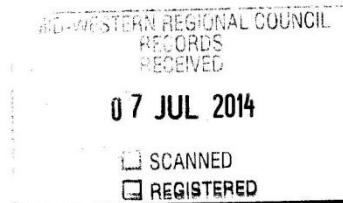
Yours faithfully

BRAD CAM
GENERAL MANAGER

WOLLAR PROGRESS ASSOCIATION**C/O- POST OFFICE****WOLLAR NSW 2850**

Mr Brad Cam
General Manager
Mid-Western Regional Council
Market St
Mudgee NSW 2850

Monday 7 July 2014



Dear Sir

Re: Wilpinjong Coal Mine Modification 6

Wollar Progress Association ('the Association') wishes to draw the attention of Mid-Western Regional Council to a number of issues relating to the Wilpinjong Coal Mine.

Since the mine was approved in 2006 the Wollar community has experienced major impacts from excessive noise, dust and offensive odour emissions from spontaneous combustion events among other issues.

Peabody Energy has now acquired approximately 70% of the properties in the Wollar district and is the single largest landowner. This has distorted the property market in the area. The remaining landowners now only have the choice of putting up with unacceptable loss of amenity or selling to the large multinational under their terms. The free real estate market has collapsed.

The ongoing loss of community members has caused a breakdown in the social fabric of the district including the loss of the Wollar Bushfire Brigade, the closure of both churches and loss of families to attend Wollar Public School.

The Association considers that Wilpinjong Mine has caused major loss of amenity and land use conflict in the Wollar district, over and above that predicted in the original assessment for the mine.

Since 2006 the operation has had four major modification approvals that have increased coal production from 8.5 million tonnes per annum (mtpa) to 12.5mtpa and coal extraction from 13mtpa to 15mtpa. This includes the operation of four full open cut mining fleets 24 hours per day, 7 days per week, an increase in overburden from 28 million bank cubic metres (mbm³) to 33.3 mbm³ and up to 10 laden trains per day leaving the site.

Peabody Energy received approval to expand the area of operation of Wilpinjong Coal Mine under Modification 5 in February 2014. The required environmental management plans for noise, dust and spontaneous combustion under this consent have not yet been completed.

*Drew a
cul.*

The Association is very concerned that a sixth modification of the mine is now proposed to increase coal extraction to 16 mtpa with increased overburden removal to 34.1 mbm³ and an additional three D11 dozers added to the mine fleet.

This proposal will further exacerbate the impacts on the amenity of the remaining private property owners in the Wollar district.

The Association considers that Wilpinjong Mine is no longer consistent with the Mid-Western Regional Local Environmental Plan 2012 objectives for Zone Ru1 – Primary Production because it is has increased conflict between land uses within the zone and land uses within adjoining zones.

The loss of private land ownership on the small rural blocks adjacent to Wollar village and of blocks within the village itself has altered the land use and is threatening the unique rural character of the district.

The Association requests that Mid-Western Regional Council support the remaining community of the Wollar district by lodging an objection to Wilpinjong Coal Mine Modification 6.

As outlined in this letter the key issues of objection to the proposal include:

1. The assessment does not consider cumulative social impacts on the Wollar community:
 - Ongoing acquisition of properties. Peabody Energy is now the largest landholder
 - Loss of Wollar Bushfire Brigade – increased vulnerability to emergencies
 - Loss of families attending the local school
 - Distortion of property market
2. The operation of the mine is not managing spontaneous combustion under current approvals. (Schedule 3 Condition 16). Offensive odour emissions from the mine are interfering with the comfort of the local community
3. The proposal will cause greater noise impacts through the addition of 3 more D11 dozers to the mining fleet. The simultaneous operation of four full mining fleets 24 hours, 7 days per week is already causing sleep disturbance and annoyance
4. The Industrial Noise Policy does not protect the health of the Wollar community
5. The extraction of 16 million tonnes per year of coal and increased movement of overburden will generate more dust. Residences in Wollar have coal dust coating internal surfaces
6. The assessment does not consider impacts of speeding mine traffic through the district threatening safety of local drivers and children in the village

Yours sincerely
Bev Smiles (on behalf of the Wollar Progress Association)

B. Smiles

6.2.7 Strategic Planning Program - Update

REPORT BY THE DIRECTOR, DEVELOPMENT AND COMMUNITY SERVICES TO 23 JULY 2014
COUNCIL MEETING

Strategic Planning Report
GOV400038, A0420109

RECOMMENDATION

That:

1. **the report by the Director, Development and Community Services on the Strategic Planning Program update be received;**
2. **the amended Strategic Planning Program as attached to this report be adopted.**

Executive summary

The purpose of this report is to provide an update on the Strategic Planning Program for 2014/15. The program was last reported to Council on the 5 March 2014. The program is outlined in the table included in this report.

Detailed report

The table attached to this report as attachment 1 outlines a Strategic Planning Program (SPP) for 2014/15 and completed projects. The table includes an indicative timeframe for projects but it should be noted that these timeframes need to be flexible due to the reliance on the Department of Planning and Environment for the completion of some of the projects and the need to adjust the timetable to cater for un-programmed projects such as an urgent planning proposals or State Significant Development.

The projects have been derived from various sources including Council resolutions, Local Service Assessment Report by Manidis Roberts, Comprehensive Land Use Strategy and best practice. Since last reporting the program a number of the projects have been completed. The table includes the SPP as last reported to Council with further amendments and comment in the fourth column.

Financial and Operational Plan implications

Where possible grants will be sought to undertaken strategic projects as outline in the table in this report or funded from Section 94. All other work can be accommodated in the current delivery plan subject to changes in the indicative timetable as resources and constraints demand.

Community Plan implications

The work undertaken in the Strategic Planning Program is undertaken in accordance with Theme 1 – Looking After our Community.

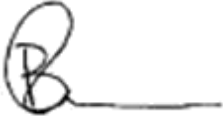


CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT AND COMMUNITY SERVICES

11 July 2014

Attachments: 1. Amended Strategic Planning Program

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Strategic Plans and Strategies			
Comprehensive Development Control Plan	DCP has been implemented and the scheduled 6 month review has been undertaken with several amendments considered appropriate.	<ul style="list-style-type: none"> Six month review to be reported to Council in August. Exhibition in September. Report to Council in November. Reported to Council 3 October Exhibition 14 October to 11 November 2013. Industry workshop 31 October 2013. Report for adoption to delayed until 2 December to allow completion of exhibition prior to preparation of the report. 	COMPLETED
Recreation Strategy	The purpose of the Recreation Strategy is to review the current provision of open space and recreation facilities within the LGA examining the adequacy of provision and investigating opportunities for rationalisation of land holdings.	<ul style="list-style-type: none"> Draft Strategy to be presented to Council May 2013. Exhibition June/July 2013. Report to Council August 2013 Reported to Council 7 August 2013 for adoption. 	COMPLETED
Sensitivity mapping – Aboriginal Culture	This project is grant funded. The purpose of the project is to identify and map cultural sensitive landscapes to assist development assessment.	Report to Council in September 2013 with completed mapping and on ground works.	COMPLETED
Affordable Housing Strategy.	The purpose of this strategy is to investigate options for the provision of Affordable Housing and to develop a Council Policy.	<ul style="list-style-type: none"> Discussion Paper and exhibition completed. Report Strategy and Draft Policy to Council May 2013. Exhibition of Policy April 2013. Report to Council for adoption July 2013 	COMPLETED
Review of Town Structure Plans	An initial workshop was held with Council on 4 th October 2012. As a consequence of the Service Assessment Report commissioned by the Department of Planning it is	<ul style="list-style-type: none"> Report to Council in October to include a SWOT analysis and rough estimates of costs to service development area options. 	No Further action during reporting period.

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
	<p>considered that the long term planning options for the development of Mudgee should be reviewed.</p>	<ul style="list-style-type: none"> • Report to be presented to 20 November 2013. • Structure Plans considered by Council at briefing on 20 November, 4 December, and 18 December 2013 with a report to Council. • Council resolved on the 18 December 2013 to defer consideration of the Structure Plans pending the investigation of the Development Servicing Plan and the investigation into drainage. 	
Section 94 Plan	<p>Council Section 94 Plan is out of date. A large number of the projects in the schedule of works are completed or the works identified are no longer appropriate. The White Paper has indicated that there will be a new approach to developer contributions and it is recommended that any review be delayed until the new year. <i>In the interim a minor amendment is proposed to incorporate a contribution for Gross Pollutant Traps rather than requiring each development to undertake water quality control measures.</i></p>	<ul style="list-style-type: none"> • Amendment to Section 94 for GPTs report to Council August. • Report presented to Council 16 October 2013 to retain consultants to undertake concept design for GPT to allow costings. Ongoing timeline to be determined once response to brief obtained from consultants. 	<ul style="list-style-type: none"> • Consultant has been appointed to investigate concept designs. It is envisaged that a further report would be presented to Council in October 2014. • Amendment to Section 94 Plan adding additional items to works schedule including local park. – COMPLETED • Amendment to Section 94 Plan catchments commenced 4 April 2014. - COMPLETED
Planning System Review	<p>Council has already endorsed a submission on the Green Paper. The release of the White paper is imminent and it is recommended that Council consider making a further submission regarding the amendment to the planning system. The timing of this project is driven by the DoPI but it is considered likely that submissions will be due by the end of May.</p>		<ul style="list-style-type: none"> • COMPLETED
Urban Release Strategy	<p>The development of an Urban Release Strategy was an outcome of the Comprehensive Land Use Strategy (CLUS) and a commitment given by Council to the</p>	<ul style="list-style-type: none"> • Submission of grant application completed. • Advised of successful grant application by press release 21 	<ul style="list-style-type: none"> • Consultant engaged 12 March 2014 • Council briefing on 19 March 2014 and 21 May 2014. • Draft Strategy received at Council

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
DoPI in endorsing the GLUS.		<ul style="list-style-type: none"> Brief prepared and sent to the Regional Office of the DoPI for approval 29 October 2013. Received advice on 19 February that MOU had been signed by the DoPI. Expressions of Interest for consultants to undertake study close 28 February 2013. Time Line to be determined pending response to brief. 	<p>30 June 2014 and to be circulated to Council after accuracy review by staff.</p> <ul style="list-style-type: none"> Strategy to be included in Council briefing 20 August 2014.
Implementation of the Land monitoring system	<p>This is included in the discussion paper for Affordable Housing. There are benefits beyond the affordable housing implication for Council to implement a monitoring system including the ability to provide up to date information to developers and the promotion of sufficient land supply.</p>	<ul style="list-style-type: none"> Commenced 30 July 2013 Monitoring to be further refined as part of the Urban Release Strategy. 	<p>No further action during this reporting period.</p>
Flood Study – Kandos Rylstone	<p>The study is completed and will be reported to the Floodplain Management Committee</p>	<ul style="list-style-type: none"> Report to Council in September for adoption of the study. Final comments referred to Consultant to complete study to enable report to Council. Report delayed by consultant. 	<p>Report to Council 23 July 2014 to reform Floodplain Management Committee and proceed to exhibition.</p>
Plan of Management – Flirtation Hill	<p>Council has received a complaint regarding the current management of the site. It is evident that the site provides a number of opportunities regarding its future use and management and it is proposed that a Plan of Management be prepared to investigate all possible options including any option to rezone/ reclassify the land. The project has been timetabled to commence in January 2014 to coincide with the investigation for the Regional Art Gallery/ Cultural Centre.</p>	<p>Investigation of possible to occur as part of the pARTicipate process with Plan of Management to be prepared after completion of pARTicipate.</p>	<p>No further action during this reporting period.</p>

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Investigation for Regional Art Gallery/ Cultural Centre	Project to commence in January 2014 and be completed by 30 June 2014.	<ul style="list-style-type: none"> Report presented to Council 5 February 2013 outlining pAR Tipcate process. - completed Electronic Survey launched 12 February 2013 to be closed 6 March 2013. Street stalls held in Mudgee, Gulgong and Rylstone – Completed Public Workshop held on 17 February – Completed Site visits to Bathurst, Orange and Dubbo conducted on 26 February. - completed Report to Council 19 March 2014 outlining results of research Report to Council 7 May outlining design options and Draft Business Plans. Exhibition – May/ June. Report to Council 18 June outlining result of exhibition Outcomes notified to public.	<ul style="list-style-type: none"> Report to Council on 2 April outlining the outcomes of the research phase of the investigation. Briefing to Council on 16 April regarding potential Regional Gallery site in accordance with resolution of 2 April 2014. Presentation by Cameron Anderson architect on 18 June 2014 regarding preferred location. Matter deferred for further consideration by Councillors.
Mudgee Traffic Study	Traffic to be undertaken to inform the new Section 94 Plan.		Draft Report completed. To be reported to Council in August 2014 seeking approval for exhibition.
Planning Proposals (PP)			
73 A Amendment –	This is the mapping amendments required as a result of changes that the DoPl made to the Draft LEP post exhibition without first seeking editing by Council. At the DoPl awaiting publication.		COMPLETED

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Black Springs Road	An amendment to the Lot Size Map to facilitate the subdivision of an existing 30ha lot into two consistent with surrounding development.		COMPLETED
Blaxland- Caerleon	At the DoPI for publication- delay with mapping. Submitted to the DoPI 04/01/13 Rezoning of the Caerleon Residential precinct.		COMPLETED
Saleyard Lane- Caerleon	At the DoPI for publication –delay with mapping. Rezoning of the former saleyards and adjoining land west to the railway corridor to facilitate residential development.		COMPLETED
Grimshaw Lane	At the DoPI for publication- delay with mapping. Submitted to DoPI 07/01/13 Rezoning of land south of Gulgong to increase the development densities from 4000m2 and 10ha minimum to general residential (approx. 400 lots) <i>Council approved the final version of the maps on 11 July 2013 and have been advised that publication for the rezoning will occur in approximately 3 weeks from this date.</i>	Currently with the DoPI awaiting publication.	COMPLETED
Bellevue Road	Rezoning of land on the southern side of Bellevue Road to increase the development densities from 4000m2 to general residential (approx 30 lots) <i>This project in on schedule with a report to Council included in this business paper.</i>	<ul style="list-style-type: none"> • Awaiting response from RFS • Exhibition May 2013 • Report to Council July 2013. • Submission to DoPI August 2013. • Waiting for mapping by DoPI likely to be published in conjunction with General Amendment Minor. 	COMPLETED

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Motel – Sydney Road	<p>Enabling clause in the LEP to permit the use of the site for the purpose of a motel.</p> <ul style="list-style-type: none"> Submitted to the DoPI for gateway 15 January 2013. Revised Gateway received 24 June & email sent to applicant requesting additional traffic information 24/6/13. 	<ul style="list-style-type: none"> Awaiting additional information from applicant. Information received. Exhibition from 11 October 2013 to 25 October 2013. Report to Council 18 November 2013. 	COMPLETED
General Amendment	<p>The purpose of this planning proposal is to make corrections to the LEP and fix any anomalies. This PP will include:</p> <ul style="list-style-type: none"> R5 Land at Grattai Mitre 10 – Business Environmental Sensitive Land – Water Map Rylstone Lot Size Farm Adjustment Clause Anomalies in the heritage schedule Clause 4.2 a – dwelling on rural land 2 ha minimum lot size at the airport. Reclassify drainage reserves Permissibility of camping in RE1 <p>There are some contentious issue in the amending LEP so additional time has been allowed in the time table for negotiations with the DoPI.</p>	<ul style="list-style-type: none"> Report to Council completed. Submission to DoPI for gateway August 2013 (may have to split Amendment based on complexity of changes) Response from DoPI August 2013. Exhibition October 2013 Report to Council November 2013. Submission to the DoPI for publication November 2013. This planning proposal has been split into two with the non contentious issues included in the minor amendment and the more contentious issues that may take longer to resolve included in major amendments. See below. 	See below
General Minor Amendments	<ul style="list-style-type: none"> Amendment to the R5 zone at Grattai – Lot 153 and 162 DP 756880, Extension of the B3 Commercial Core zone over Lot 100 DP 1080880 (Mitre-10), Amend anomalies in the heritage schedule Permissibility of camping in RE1 Public Recreation zone. 	<ul style="list-style-type: none"> Report to Council 6 November. Liaison with PC in regard to PC Opinion Nov 2013 Submission to the DoPI Dec 2013. 	COMPLETED

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
General Major Amendments	<ul style="list-style-type: none"> Amend an omission to the Lot Size Map – Lot 300 DP 1092535 	<p>Reinstatement of Minimum Lot Size as per s73A Amendment No. 2</p> <ul style="list-style-type: none"> Environmentally Sensitive Land – Water Map Farm Adjustment Clause Clause 4.2 a – dwelling on rural land 2 ha minimum lot size at the airport. Reclassify drainage reserves 	<ul style="list-style-type: none"> Proceeded through Gateway 22 October but formal notification of result yet to be received. Timeline to be confirmed when formal notification received. Public Exhibition to commence end Feb 2014 Public hearing held 5 June 2014 <ul style="list-style-type: none"> Report back to Council July 2014 Forward back to Department of Planning & Environment to be made
Maderia Road	<p>Min No. 74/10 Ordinary Meeting 21 April 2010.</p>	<ul style="list-style-type: none"> Report to Council August 2013 – submission to DoPI for gateway Gateway determination from the DoPI re exhibition requirements. – October 2013. Exhibition November 2013 Report to Council December 2013. Submission to DoPI December 2013. It is proposed to consider any rezoning of the site as part of an overall Plan of Management for Flirtation Hill. See above project 	<ul style="list-style-type: none"> No further action during this reporting period.

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
220 Ulan Road Mudgee	Planning Proposal to reduce the minimum lot size from 4 000m ² to 2 000m ²	<ul style="list-style-type: none"> Rescission motion to be presented to Council 20 November 2013. Timeline to be determined pending the outcome of the rescission motion. Gateway determination received 6 December 2013. Referral to RMS and CASA in accordance with Gateway for 21 Days. - Completed Exhibition of PP for 14 days in accordance with Gateway closing 31 January 2014. - Completed Report to Council 5 March 2014 	COMPLETED
Henry Bayly Drive	Pre-lodgement discussions have been undertaken with staff for the rezoning of land on the western side of Henry Bayly Drive to increase the development densities from 4000m ² to general residential	<ul style="list-style-type: none"> TBA At this stage the project is not proceeding to be deleted from SPP. 	Deleted
Rationalisation of Open Space	Submission imminent. As a consequence of the Recreation Strategy it is envisaged that there will be an opportunity to rationalise some existing open space within LGA. This planning proposal will require a public hearing should there be any public submissions. <i>Amendment of timeframes to allow detailed investigation of existing open space.</i>	<ul style="list-style-type: none"> Commence Planning Proposal with initial report to Council June 2014 subject to finalisation of Recreation Strategy No action in the last reporting period. Amendment made to Section 94 Plan to provide for an additional park in the Melton Road area. Investigations for suitable land currently being undertaken. 	<ul style="list-style-type: none"> Identification of land for new park Transfer commenced Park design underway
Rationalisation of Open Space – Jubilee Park	As a consequence of the Recreation Strategy it is envisaged that there will be an opportunity to rationalise some existing open space within LGA. This planning proposal will require a public hearing should there be any public submissions.	<ul style="list-style-type: none"> TBA pending the outcome of the Recreation Strategy. Project deferred pending further discussion with Rugby Club. 	<ul style="list-style-type: none"> Project deferred

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Burrundulla Road Mudgee	<p>Planning Proposal to rezone to R5 with a 2 ha. minimum. Inconsistent with the CLUS. Pre submission review undertaken. Waiting for further information from the applicant.</p>	<ul style="list-style-type: none"> Planning Proposal submitted 6 November 2013. Report to Council December 2014. Reported to Council 4 December 2014. Council resolved the following: <i>the proponents be invited to withdraw their planning proposals with a full refund of their fees pending the completion of the Urban Release Strategy. Should the proponents choose not to withdraw their proposal then the Council defer consideration of the proposal until the Urban Release Strategy is completed.</i> <ul style="list-style-type: none"> Applicant advised of Council resolution. 	<ul style="list-style-type: none"> No further action until Urban Release Strategy is finalised.
Hill End Road Mudgee	<p>Planning Proposal to rezone to General Industrial. Consistent with the CLUS. Pre submission review undertaken. Waiting for submission of Planning Proposal.</p>	<ul style="list-style-type: none"> Meeting with applicant 25 October who confirmed they wish to proceed with the rezoning after some concerns with the minimum lot size. Exhibition commence 1 November 2013. Report to Council 18 December 2013 Submission to DoPI 20 December 2013. Reported to Council 5 February after exhibition. Council resolved to forward to the DoPI requesting that the plan be made. LEP being undertaken under delegation. DoPI have been requested to undertake mapping. Next stage is submission to Parliamentary Counsel. 	<p>COMPLETED</p>

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Botabolar Road	Planning Proposal to allow dwelling. Pre submission meeting held.	<ul style="list-style-type: none"> Report presented to Council 20 November 2013 for consideration. Gateway determination 2/1/14 Exhibition Jan/Feb 14 Submitted to Parliamentary Counsel Feb 2014 Report back to Council 5 March 14 Publication date likely to be April 2014 	COMPLETED
116-118 Abattoir Road Mudgee	Planning Proposal to rezone to R5 with a 2 ha. Minimum. Inconsistent with the CLUS	<ul style="list-style-type: none"> Planning Proposal submitted 8 November 2014. Reported to Council 4 December 2014. Council resolved the following: <i>the proponents be invited to withdraw their planning proposals with a full refund of their fees pending the completion of the Urban Release Strategy. Should the proponents choose not to withdraw their proposal then the Council defer consideration of the proposal until the Urban Release Strategy is completed.</i> Applicant advised of Council resolution. 	<ul style="list-style-type: none"> No further action until Urban Release Strategy is finalised.
Development Applications	Preparation of a Development Application for residential development on the former saleyards site.	<ul style="list-style-type: none"> Development Application lodged 21/01/14. Exhibition from 24/01/14 to 7/02/14 19 February sent to Dubbo City Council for peer review of DA assessment report. Determination by Council likely to be April 2014 subject to peer review 	<ul style="list-style-type: none"> Development Application determined 7 May 2014. COMPLETED
Camping at Mudgee Showground	Resolution 304/12		COMPLETED
Motor – X	Resolution Corporate Services Committee 5 May 2010	<ul style="list-style-type: none"> Report to Council 4 December 2014 where Council resolved to withdraw 	<ul style="list-style-type: none"> No further action in this reporting period.

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Mountain Bike Facility- Mudgee Common	As the Crown has now agreed to the preparation of a Plan of Management a DA will not be necessary for the use.	<ul style="list-style-type: none"> Investigation currently being undertaken on land in the vicinity of Gulgong. 	COMPLETED
State Significant Development		<ul style="list-style-type: none"> Approval has been gained from Crown Lands for the preparation of a Plan of Management (PoM) for the use to occur on the site. Meeting to be held with representative of the Bike Club on the 22 July to review the Draft PoM Meeting to be held with residents and other users to discuss PoM week commencing 5 August 2013. Report to Council for exhibition 21 August 2013 Exhibition 28 days. Report to Council October 2013. Plan of Management reported to Council 6 November 2013 for adoption. 	Completed
Cobbora Coal Project	Additional information of potential water impacts still outstanding from the proponent. A further submission will be made upon the review of this outstanding information by Council's consultant.	<ul style="list-style-type: none"> Presentation to PAC undertaken on 11 December 2012 - Completed Meeting with the PAC on 16 January 2013- 	Completed
Mount Penny Coal Project	Council made a adequacy review submission to the DoPI in September 2012.	TBA	No further Action

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Wipinjong Coal – expansion	Preliminary discussions have occurred regarding potential expansion and modification applications.	<ul style="list-style-type: none"> Submission sent on 13 September 2013 regarding Modification No. 5. Further Submission made regarding the Mines response to submissions on 24 October 2013 DoPI have recommended conditions of approval to the PAC. Modification 5 Determined 7 February 2014. 	<ul style="list-style-type: none"> Modification 6 Environmental Assessment on exhibition. Report to Council 23 July 2014.
Lue Silver Mine – Bowden Kingsgate	Draft DGRs will be circulated to the Councillors for consideration.	<ul style="list-style-type: none"> Draft DGRs to be submitted to DoPI by the 31 January 2013. - Completed Planning Focus Meeting to be held in February 2013 – date yet to be confirmed. – Completed Community visioning exercise April/May – Completed Adequacy Review of EA - TBA 	<ul style="list-style-type: none"> No further action since last report – Environmental Assessment being prepared. .
Crudine Ridge Wind Farm		<ul style="list-style-type: none"> Environmental Assessment on exhibition from 12 December 2012 to 19 March 2013. Draft submission to be reported to Council 6 March 2013. - Meeting held with proponent to discuss amendments to transport routes. A Preferred Project Plan will be submitted for Council's consideration. Meeting and submissions regarding the alternate heavy vehicle traffic routes. Preferred Project Report exhibited from 25 November 2013 to 20 December 2013. Report to Council 18 December 2013 regarding Council's submission. MWRC submission sent to DoPI on 19 December 2013. 	<ul style="list-style-type: none"> No further action in this reporting period
Liverpool Ranges Wind Farm		<ul style="list-style-type: none"> Adequacy review due 31 January 2013. -Completed 	<ul style="list-style-type: none"> No further action since the reporting period
Uungala Wind Farm		<ul style="list-style-type: none"> Planning Focus Meeting March 2011 Response to Draft DGRs submitted to 	<ul style="list-style-type: none"> No further action since last report.

Project Name	Comment	Time Line as reported 5 March 2013	Comment / Amendments to Time Line
Bylong East Duplication – Rail	The Proposal comprises the construction of a new single line track and formation on the upside of the existing main line from the existing passing loop at Bylong, and will involve the reconfiguration of the Ulan line, providing approximately 5.3km of additional track to reduce section run times between Murrumbo Passing Loop and Bylong Passing Loop.	<ul style="list-style-type: none"> DoPI 31 March 2011. – Completed Adequacy Review of EA completed 20 June 2013. Submission on DGRs due 21 January 2013. - Completed 	<ul style="list-style-type: none"> No further action since last report.
Kepco Bylong Valley Coal Project		<ul style="list-style-type: none"> Staff attended the planning focus meeting on 13 February 2014 Report to Council on DGRs on the 19 February 2014. MWRC Council submission on DGRs sent to DoPI on 20 February 2014. 	<ul style="list-style-type: none"> Staff met with Kepco and representatives regarding the preparation of the Environmental Assessments on 2 April 2014 and 28 May 2014.

6.2.8 Monthly statement of bank balances and investments as at 30 June 2014

REPORT BY THE MANAGER, FINANCIAL PLANNING TO 16 JULY 2014 COUNCIL MEETING

Investments and Bank Balances.docx

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RECOMMENDATION

That:

1. **the report by the Manager, Financial Planning on the Monthly statement of bank balances and investments as at 30 June 2014 be received;**
2. **the certification of the Responsible Accounting Officer be noted**

Executive summary

The purpose of this report is to certify that Council's investments have been made in accordance with legal and policy requirements; provide information on the detail of investments and raise other matters relevant to Council's investment portfolio as required.

Detailed report

As per Clause 212 of the Local Government (General) Regulation 2005 the Responsible Accounting Officer certifies that;

- a) this report sets out details of all money that the Council has invested under Section 625 of the Act, and
- b) all investments have been made in accordance with the Act, the regulations and Council's investment policies.

This report has been made up to the last day of the month preceding this meeting.

Financial implications

Not applicable.

Strategic or policy implications

Not applicable.



LEONIE JOHNSON
MANAGER FINANCIAL PLANNING




BRETT EXELBY
DIRECTOR, FINANCE AND ADMINISTRATION

10 July 2014

- Attachments:*
1. Monthly statement of bank balances and investments
 2. Schedule of MWRC investment policy requirements
 3. Monthly investment portfolio activity

APPROVED FOR SUBMISSION:

A handwritten signature in black ink, appearing to be the name 'BRAD CAM', written over a horizontal line.

BRAD CAM
GENERAL MANAGER

ATTACHMENT 1

For the month ended: 30-Jun-14

Bank Accounts	Opening Balance	Receipts	Payments	Closing Balance	Overdraft Limit
National Australia Bank	\$ 341,047	\$ 12,694,293	\$ 11,118,769	\$ 1,916,571	\$ 700,000

The bank balance has been reconciled to the General Ledger as at 30/06/2014

Investments	Type	Amount	Yield %	Maturity Date	Placement			Govt Rating	% of Portfolio
					Date	Term	Rating		
National Australia Bank	At Call	\$ 1,320,000	2.80%	N/A	At Call	A-1+	1	3.5%	
National Australia Bank	Term Deposit	\$ 1,000,000	3.72%	1/10/2014	2/04/2014	182	A-1+	2	2.6%
National Australia Bank	Term Deposit	\$ 2,000,000	3.74%	22/10/2014	23/04/2014	182	A-1+	2	5.3%
National Australia Bank	Term Deposit	\$ 1,500,000	3.62%	3/09/2014	28/05/2014	98	A-1+	2	3.9%
National Australia Bank	Term Deposit	\$ 1,500,000	3.65%	10/12/2014	25/06/2014	168	A-1+	2	3.9%
National Australia Bank	Term Deposit	\$ 500,000	3.68%	9/07/2014	19/03/2014	112	A-1+	2	1.3%
St George Bank	Term Deposit	\$ 1,300,000	3.80%	24/09/2014	26/03/2014	182	A-1+	1	3.4%
St George Bank	Term Deposit	\$ 1,250,000	3.70%	23/07/2014	26/03/2014	119	A-1+	2	3.3%
St George Bank	Term Deposit	\$ 500,000	3.62%	5/11/2014	14/05/2014	175	A-1+	2	1.3%
St George Bank	Term Deposit	\$ 1,700,000	3.64%	16/07/2014	19/03/2014	119	A-1+	2	4.5%
St George Bank	Term Deposit	\$ 1,000,000	3.50%	30/07/2014	30/04/2014	91	A-1+	2	2.6%
St George Bank	Term Deposit	\$ 1,000,000	3.60%	15/10/2014	4/06/2014	133	A-1+	2	2.6%
St George Bank	Term Deposit	\$ 1,500,000	3.60%	6/08/2014	7/05/2014	91	A-1+	2	3.9%
St George Bank	Term Deposit	\$ 1,000,000	3.63%	3/12/2014	11/06/2014	175	A-1+	2	2.6%
Commonwealth Bank	Term Deposit	\$ 2,700,000	3.68%	16/07/2014	19/03/2014	119	A-1+	1	7.1%
Bankwest	Term Deposit	\$ 1,000,000	3.53%	17/09/2014	11/06/2014	98	A-1+	1	2.6%
ANZ	Term Deposit	\$ 1,000,000	3.65%	20/08/2014	21/05/2014	91	A-1	1	2.6%
ANZ	Term Deposit	\$ 1,300,000	3.54%	26/11/2014	11/06/2014	168	A-1	2	3.4%
ANZ	Term Deposit	\$ 1,700,000	3.65%	2/07/2014	2/04/2014	91	A-1	2	4.5%
ANZ	Term Deposit	\$ 2,000,000	3.67%	8/10/2014	9/04/2014	182	A-1	2	5.3%
ANZ	Term Deposit	\$ 1,000,000	3.65%	27/08/2014	21/05/2014	98	A-1	2	2.6%
ANZ	Term Deposit	\$ 1,200,000	3.55%	24/09/2014	18/06/2014	98	A-1	2	3.2%
Macquarie Bank	Term Deposit	\$ 1,000,000	3.50%	12/11/2014	21/05/2014	175	A-1	1	2.6%
Macquarie Bank	Term Deposit	\$ 1,000,000	3.50%	10/09/2014	4/06/2014	98	A-1	2	2.6%
ING Australia Bank	Term Deposit	\$ 1,000,000	3.65%	17/12/2014	18/06/2014	182	A-2	1	2.6%
Bendigo & Adelaide Bank	Term Deposit	\$ 1,000,000	3.62%	13/08/2014	14/05/2014	91	A-2	1	2.6%
Bendigo & Adelaide Bank	Term Deposit	\$ 1,000,000	3.56%	5/11/2014	25/06/2014	133	A-2	2	2.6%
Bank of Queensland	Term Deposit	\$ 2,000,000	3.65%	19/11/2014	4/06/2014	168	A-2	1	5.3%
Members Equity Bank	Term Deposit	\$ 1,000,000	3.58%	29/10/2014	7/05/2014	175	A-2	1	2.6%
Members Equity Bank	Term Deposit	\$ 1,100,000	3.74%	1/10/2014	27/03/2014	188	A-2	2	2.9%
Total Investments		\$ 38,070,000							

Financial Claims Scheme

- 1 Guaranteed to \$250,000
- 2 Not Covered

ATTACHMENT 2

MWRC Policy Requirements:

Investments by Insitution	Long/Short Term Ratings	Amount	% of Portfolio	
			Actual	Policy Limit
National Australia Bank	AA/A-1+	\$ 7,820,000	21%	25%
Bankwest	AA/A-1+	\$ 1,000,000	3%	25%
St George Bank	AA/A-1+	\$ 9,250,000	24%	25%
Commonwealth Bank	AA/A-1+	\$ 2,700,000	7%	25%
ANZ	AA/A-1	\$ 8,200,000	22%	25%
Macquarie Bank	A/A-1	\$ 2,000,000	5%	15%
ING Australia Bank	A-/A-2	\$ 1,000,000	3%	10%
Bendigo & Adelaide Bank	A-/A-2	\$ 2,000,000	5%	10%
Bank of Queensland	A-/A-2	\$ 2,000,000	5%	10%
Members Equity Bank	BBB+/A-2	\$ 2,100,000	6%	10%
		\$ 38,070,000	100%	

Investments by Rating	Rating*	Amount	% of Portfolio	
			Actual	Limit
Direct Securities	AA/A-1+	\$ 20,770,000	55%	100%
	AA/A-1	\$ 8,200,000	22%	100%
	A/A-1	\$ 2,000,000	5%	60%
	BBB/A-2	\$ 7,100,000	19%	20%
	BBB-/A-3	\$ -	0%	20%
	Unrated	\$ -	0%	20%
Managed Funds	AAA		0%	
	AA		0%	
	A		0%	
	BBB		0%	
	Unrated		0%	
		\$ 38,070,000	100%	

*Investments lower than AA/A-1 are restricted to licenced banks, credit unions and building societies

Term to Maturity	Amount	Actual	% of Portfolio	
			Minimum	Maximum
Less than 1 year	\$ 38,070,000	100%	30%	100%
Between 1 and 3 years	\$ -	0%	0%	70%
Between 3 and 5 years	\$ -	0%	0%	50%
More than 5 years	\$ -	0%	0%	25%
	\$ 38,070,000	100%		

ATTACHMENT 3

Monthly Investment Portfolio Activity:

The below table shows monthly investment activity within the portfolio including investments that have

Bank Accounts	Opening Balance	Redeemed Balance	Re-invested Balance	Change in interest rate	Change in Term (days)	New Term Rate
National Australia Bank	\$ 2,120,000	\$ 800,000	\$ 1,320,000	0.00%	At Call	2.80%
Macquarie Bank	\$ 1,000,000	\$ -	\$ 1,000,000	0.05%	1	3.55%
St George Bank	\$ 1,000,000	\$ -	\$ 1,000,000	0.00%	35	3.60%
Bank of Queensland	\$ -		\$ 2,000,000	New Deposit		3.65%
Longreach	\$ 1,000,000	\$ 1,000,000	\$ -	Redeemed		
ANZ	\$ 1,300,000	\$ -	\$ 1,300,000	-0.10%	70	3.54%
Bankwest	\$ 1,000,000	\$ -	\$ 1,000,000	0.00%	0	3.53%
St George Bank	\$ -		\$ 1,000,000	New Deposit		3.63%
ANZ	\$ 1,200,000	\$ -	\$ 1,200,000	-0.09%	-7	3.55%
Beyond Bank Australia	\$ 1,000,000	\$ 1,000,000	\$ -	Redeemed		
ING Australia Bank	\$ -		\$ 1,000,000	New Deposit		3.65%
National Australia Bank	\$ 2,200,000	\$ 700,000	\$ 1,500,000	-0.03%	63	3.65%
Newcastle Permanent	\$ 1,800,000	\$ 1,800,000	\$ -	Redeemed		
Bendigo & Adelaide Bank	\$ -		\$ 1,000,000	New Deposit		3.56%
	<u>\$ 13,620,000</u>		<u>\$ 13,320,000</u>			

Net Portfolio Movement **\$300,000** Reduction

6.2.9 Lifeskills Financial Assistance

REPORT BY THE FINANCIAL ACCOUNTANT TO 23 JULY 2014 COUNCIL MEETING

Lifeskills Financial Assistance

GOV400038, A0140201

RECOMMENDATION

That:

1. **the report by the Financial Accountant on Lifeskills Financial Assistance Application be received;**
2. **Council provide financial assistance of \$25,000 to Lifeskills Plus Inc to be used for Stage One of the construction project at 10/13 Oporto Road.**

Executive summary

The purpose of this report is for Council to consider the change in purpose of the \$25,000 financial assistance contribution to Lifeskills approved on 24 July 2013.

It is recommended that Council approve the contribution as the change in purpose has not altered the final project outcome and the funds will be utilised in a more effective manner.

Detailed report

On 24th July 2013, minute 264/13, Council approved financial assistance to Lifeskills of \$25,000. At this time, it was Council's understanding that this donation would be used to build the boundary fence around a 600 square meter section of the adjoining Council reserve.

Lifeskills on 20th June 2014 requested release of the donation and also advised their preference to utilise the funds for materials in stage one of the construction project rather than erecting a boundary fence. No funds have been released due to the change in purpose of the donation.

This report, along with a copy of the request from Lifeskills, ensures Council is informed on the proposed change in use and is provided with the opportunity to consider the donation.

Financial and Operational Plan implications

Funding of \$25,000 was set aside in the 2013/2014 Financial Assistance budget. A recommendation to revote the \$25,000 unspent from 2013/2014 will be presented in the June Quarterly Budget Review. Should this revote not be successful this donation will be provided from the 2014/2015 Financial Assistance budget.

Community Plan implications

Council's Financial Assistance Policy applies.

NEIL BUNGATE
FINANCIAL ACCOUNTANT



BRETT EXELBY
DIRECTOR, FINANCE AND ADMINISTRATION

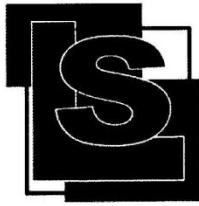
11 July 2014

Attachments: 1. Lifeskills – Request for Council support towards Lifeskills Plus Community Center

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER



Lifeskills Plus Inc.
EMPOWER TO ACHIEVE

Acting General Manager
Property Division
Mid-West Regional Council
Market Street
MUDGEE NSW 2850

Dear Sir,

Carolyn Peek
CEO

13 Oporto Road
Mudgee NSW 2850

P (02) 6372 6440
M 0458 621 154
E ceo@lifeskills.ngo.org.au



Re: Request for Council support towards Lifeskills Plus Community Center

Lifeskills Plus provides support in MWR LGA through provision of a range of support services including day programs, post school programs, out of school hours support, teenage group, leaving care program, supported living program for people with disabilities and also much needed respite support to the families of people with disabilities in our area.

Background

Lifeskills Plus Inc. has been working with Australian Government, NSW State and Local Government representatives to obtain funding for the purchase of 10/13 Oporto Road, Mudgee for a community center to support people with disabilities and their families in the MWR LGA.

With the support of the above representatives we were successful in obtaining funding in 2013 to purchase this building. Since that time Lifeskills Board and staff have been working with architect and building designer, quantity surveyor, project manager as well as local businesses and community groups to develop a well-designed and functional building that will support people with disabilities, their families and the community for years to come.

Lifeskills Plus was working with Warwick Bennett, GM throughout this last financial year on options for support for Lifeskills. I understand that the \$25,000 donation approved by council was intended to build the boundary fence around the 600square metre section of the adjoining reserve. After discussions between our CEO and Warwick it was agreed that it was important to utilize these funds in the most effective and efficient manner. The fact that Lifeskills would be able to obtain the fencing at a lower price and have labour donated to erect the fence, it was agreed with Warwick that the funds could be more effectively utilized in another area of the project.

All our applications have been submitted to council and I understand that the construction certificate is at the printing/signing off stage. Our Board of Directors, at their general meeting on 17/6/2014, resolved that 'Lifeskills Plus commence construction of Stage R1 as soon as possible after receipt and review of Construction Certificate'. We envisage commencing the demolition next week if we receive the certificate.

Use of Facility

Lifeskills Plus Community Centre will provide much needed facilities to support people with disabilities in day programs and skills development as well as respite care for the families of people with disabilities (many of whom are currently travelling to Dubbo or Bathurst to take their children to respite). The building would also be accessible for people from the community eg. Sensory room could be used by preschools, aged care facilities; woodwork room could be used by youth groups; training facilities by other organizations etc.

Request to Council

Lifeskills requests the support of Mid-West Regional Council as per resolution at MWRC meeting on 24/7/2013 (page 21/50) to provide a donation to Lifeskills Plus for the sum of \$25,000 towards the new center. We understand the grant has been authorized and we respectfully request release in this current financial year.

As per information above in Background instead of using the grant for council to purchase and erect the boundary fence, we would prefer to use the \$25,000 for materials in stage one of the project. We will be setting up the safety fencing on 25/6/2014 with demolition works to commence thereafter.

We are most agreeable to fully acknowledge the contribution of the council towards this project as per Sponsorship Acknowledgement Policy.

Other Supports

It is only through the supports of council and local businesses that this project is enabled. We acknowledge the kind donations of labor, materials and monetary contributions of businesses and community groups.

Should you wish to access further information please do not hesitate to contact Carolyn Peek, CEO on 63726440 or 0458621154.

Thank you for your time and consideration towards this important community project.

Yours faithfully



Bruce Walker
Chairperson
Lifeskills Plus Inc. Board of Directors
Per C. Peek, CEO
20/6/2014

6.2.10 Financial assistance towards construction of a mobile biosolids dewatering unit

REPORT BY THE BUSINESS MANAGER SERVICES TO 23 JULY 2014 COUNCIL MEETING

Financial assistance towards construction of a mobile biosolids dewatering unit V1

GOV400038, F0740001

RECOMMENDATION

That:

1. **the report by the Business Manager Services on the Financial assistance towards construction of a mobile biosolids dewatering unit be received;**
2. **Council accepts the NSW Government offer of \$111,381 (being 26.6% of total project cost, excluding GST) under the Country Towns Water Supply and Sewerage Program**
2. **the Common Seal of Council be affixed to all necessary documentation; and,**
3. **Council amends the management plan to include the grant funding of \$111,381 (excluding GST) and reduce transfers from sewer fund reserves of \$111,381 (excluding GST) in the 2014/2015 financial year.**

Executive summary

Council has received an offer of financial assistance under the NSW Government Country Towns Water Supply and Sewerage Scheme towards the construction of a mobile biosolids dewatering unit associated with Mudgee Sewerage Augmentation.

Detailed report

The new Mudgee Sewage Treatment Plant has been designed and constructed to process and store approximately one year's production of sludge, at which time a system must be in place to remove the sludge from the lagoons.

On the 7 May 2014, Council accepted the tender of VoR Environmental Australia Pty Ltd for provision of a Volute Dehydrator to dewater sludge produced within Council's sewage treatment plants.

Similarly to other components of the Mudgee Sewerage Augmentation, once costs for the dewatering unit were finalised, Council requested financial assistance under the NSW Government Country Towns Water Supply and Sewerage Scheme.

Subsequently, Council has been offered financial assistance of \$111,381 (excluding GST), being 26.3% of the cost of the construction of a mobile biosolids dewatering unit, including its installation and commissioning at Mudgee Sewage Treatment Plant.

To date, Council has received \$6,015,396 (excluding GST) under the NSW Government Country Towns Water Supply and Sewerage Scheme towards the Mudgee Sewerage Augmentation. The total financial assistance offered by the NSW Government is \$6,492,395 (excluding GST).

In accordance with the funding agreements between NSW Government and Council for the Mudgee Sewerage Augmentation, Council is required to achieve full compliance with the Best Practice Management of Water Supply and Sewerage Guidelines.

To claim the \$476,999 (excluding GST) financial assistance remaining under offer, Council is required to implement a Liquid Trade Waste Policy and appropriate liquid trade waste fees along with completion of an Integrated Water Cycle Management Evaluation and Strategy Plans. A draft Liquid Trade Waste Policy and Integrated Water Cycle Management Plans are being prepared for Council's consideration this financial year.

Financial and Operational Plan implications

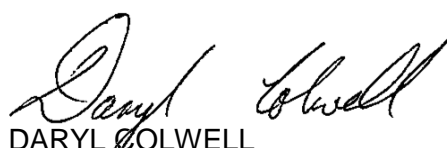
The biosolids dewatering unit project budget is \$423,500 (excluding GST).

Acceptance of the financial assistance offer will require amendment to the management plan for the 2014/2015 financial year. It is proposed to include grant funding of \$111,381 (excluding GST) and reduce transfers from sewer fund reserves of \$111,381 (excluding GST).

Community Plan implications

Not applicable.

CLAIRE CAM
BUSINESS MANAGER SERVICES


DARYL COLWELL
ACTING DIRECTOR, MID-WESTERN
OPERATIONS

8 July 2014

Attachments: 1. NSW Government letter of offer for financial assistance for biosolids dewatering unit

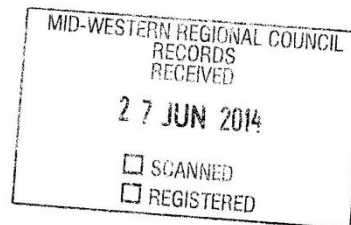
APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

**The Hon Kevin Humphries MP**Minister for Natural Resources, Lands and Water
Minister for Western New South Wales

MF14/3854

Councillor Des Kennedy
Mayor
Mid-Western Regional Council
PO Box 156
MUDGEES NSW 2850Dear Councillor ^{Des,} Kennedy

I refer to your letter of 9 May 2014 concerning financial assistance for the construction of the sludge dewatering unit for the Mudgee Sewerage Augmentation Scheme.

I am pleased to offer Council additional financial assistance of \$111,381 (being 26.3 per cent of \$423,500, excluding GST), under the Country Towns Water Supply and Sewerage Program, (CTWS&SP) towards the cost of the sludge dewatering unit. This brings the total CTWS&SP funds provided for the Mudgee Sewerage Augmentation Scheme to \$6,492,395. A schedule of costs is attached for Council's information.

Under the CTWS&SP's rules, there are no provisions for revised estimates or additional costs. The upper limit of financial assistance for this phase of the work is \$111,381.

The standard conditions that will apply to this offer of financial assistance are attached in duplicate. Council is requested to return a signed original of these conditions to Maree Abood, Director, Urban Water, NSW Office of Water, GPO Box 3889, Sydney 2001.

I note that Council is working towards full compliance with Best Practice Management of Water Supply and Sewerage Guidelines, which were gazetted by the NSW Government in May 2004 and revised in August 2007. Council is reminded that the amount of \$902,915 being withheld in the previous funding offers will be released once it achieves full Best Practice compliance, as set down in Schedule 3 of the previous funding offer.

I have asked that Mr Matt Parmeter, NSW Office of Water, Dubbo office, be available to discuss this matter further with you. Mr Parmeter may be contacted on 02 6841 7410.

Yours sincerely

Kevin Humphries MP
Minister for Natural Resources, Lands and Water
Minister for Western NSW

24 JUN 2014

Encl.

MF14/3854

**MID-WESTERN REGIONAL COUNCIL
 MUDGEE SEWERAGE AUGMENTATION
 PROJECT COST SUMMARY**

Item	Description	Cost (\$)	Govt Subsidy Rate (%)	Govt Subsidy Amount (\$)
1	Previous Offer/s			
1.1	Pre construction	1,299,041	46.36	602,286
1.2	Sewage Transfer Pipeline	2,445,000	26.3	643,035
1.3	Sewage Treatment Plant	13,699,295	26.3	3,602,915
1.4	Pumping Stations and Power Supply	2,788,855	26.3	733,469
1.5	Detailed design, Rising main construction and associated works	3,039,196	26.3	799,309
	Sub-Total previous offer/s	23,271,387		6,381,014
2	This Offer			
2.1	Sludge dewatering unit	405,900	26.3	106,752
2.2	Project Management	17,600	26.3	4,629
	Sub-Total this offer	423,500		111,381
	TOTAL	23,694,887		6,492,395

Note:

- All figures for this offer exclude GST.

The Common Seal of Council
 was hereunto affixed on

.....

.....
 Mayor

.....
 General Manager

MF14/3854

NSW OFFICE OF WATER
Country Towns Water Supply and Sewerage Program

SCHEDULE 1 TO THE CONDITIONS
FOR COUNCIL MANAGED WATER SUPPLY AND SEWERAGE WORKS

	Mid-Western Regional Council
The Work:	Mudgee Sewerage Augmentation - Construction of Sludge Dewatering Unit

The Work comprises:

1	Construction of sludge dewatering unit
---	--

The Estimated Cost

The estimated cost for the Work is \$423,500 (excluding GST).

The Amount of Grant

The Upper Amount of this Grant, referred to in the Clause 9 of the Conditions is \$111,381 (excluding GST), which does not include the previously approved funds.

The Common Seal of Council
was hereunto affixed on

.....

.....
Mayor

.....
General Manager

MF14/3854

NSW OFFICE OF WATER
Country Towns Water Supply and Sewerage Program

SCHEDULE 2 TO THE CONDITIONS

FOR COUNCIL MANAGED WATER SUPPLY AND SEWERAGE WORKS

**Mudgee Sewerage Augmentation -
Construction of Sludge Dewatering Unit**

Grant Payments against Project Milestones

Items and Components or Stages of the Work in Schedule 1	Project Milestones	Maximum Amount of Grant Payment and Term of Payment Subject to Note 1 below
1	Completion of sludge dewatering unit	Payment of \$111,381
Total		\$111,381

NOTE 1:

Payments will be subject to satisfactory completion of the Works and compliance with the enclosed "Conditions for Using Government Funds for the Construction of Water Supply and Sewerage Scheme".

The Common Seal of Council
was hereunto affixed on

.....
Mayor

.....
General Manager

.....

6.2.11 Renaming of Denison Lane, Mudgee

REPORT BY THE REVENUE & PROPERTY MANAGER TO 23 JULY 2014 COUNCIL MEETING

Renaming of Denison Lane

GOV400038, A0790141

RECOMMENDATION

That:

1. **the report by the Revenue & Property Manager on the Renaming of Denison Lane, Mudgee be received;**
2. **Council rename Denison Lane to Gundys Lane.**

Executive summary

In an effort to avoid duplicated street names it is requested that Council rename Denison Lane to avoid confusion with Denison Street addressing.

Detailed report

Council has a requirement, per the Geographical Names Board and under the Addressing Standard, to avoid the use of duplicated street names. As a result, Council proposes to rename Denison Lane to avoid confusion with Denison Street. Renaming of this lane will not affect any property records or addressing as there is currently no Denison Lane addressing.

Council wrote to neighbours of Denison Lane on 6 June 2014 requesting their naming suggestions. Public consultation was also invited in an advertisement placed in the 6 June 2014 issue of the Mudgee Guardian. Submissions closed on 27 June 2014 and during this period five (5) submissions were received with the following names suggested:

1. Muttewai Lane
2. Pinchgut Lane
3. Martello Lane
4. Woodblock Lane
5. Kendall Lane
6. Wynyard Lane
7. Greenway Lane
8. Phillips Lane
9. Gundy Lane
10. Gundy Phillips Lane
11. Gundys Lane

Financial and Operational Plan implications

The cost of Gazettal notice is approximately \$60 and the purchase and installation of one (1) street sign at approximately \$600. These costs are included in the 2014-2015 Operational Plan.

Community Plan implications

Street naming is legislated under the Roads Act 1993. This Act empowers the authority in charge of the road with the rights to name it. The renaming of this lane will allow for future street addressing which will not conflict with current Denison Street addressing. Section 162 of the Roads Act (1993) state that "a road authority may name and number all public roads for which it is the authority. A roads authority may not alter the name of a public road unless it has given the Geographical Names Board (GNB) at least two months notice of the proposed name."

The Geographical Names Board has been advised of the renaming of this lane and these possible road names. There is no objection to the renaming or the majority of the proposed names. There is an objection to Phillips Lane due to duplication as there is a Phillips Close in Mudgee and Phillip Street in Wollar. There is also an objection to Muttewai Lane dependant on whether Muttewai is in a local indigenous language and pending consultation with the Local Aboriginal Land Council.

In accordance with Council's Road Naming Policy, the name that Council endorses for the renamed lane will be:

1. advertised in The Mudgee Guardian inviting submissions in writing from the public for a period of 21 days.
2. concurrently, notice of the proposed name will be sent to Australia Post, the Registrar General, the Surveyor General, the Chief Executive of the Ambulance Service of NSW, New South Wales Fire Brigades, the NSW Rural Fire Service, the NSW Police Force, the State Emergency Service, the New South Wales Volunteer Rescue Association Inc, and, in the case of a classified road – Roads & Maritime Services, inviting submissions in writing for a period of 21 days.

At the expiration time for the lodgement of submissions, a further report will be prepared for Council addressing any submissions received and recommending the formal adoption of the proposed street name, and Gazettal of the new street name.

DIANE SAWYERS
REVENUE & PROPERTY MANAGER


BRETT EXELBY
DIRECTOR, FINANCE AND ADMINISTRATION

8 July 2014

- Attachments:*
1. Correspondence received from the Geographical Names Board
 2. Submissions and Pre-Approved Names List
 3. Map of the street to be renamed.

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

ATTACHMENT 1



PO Box 143
Bathurst NSW 2795
T: 02 6332 8214
F: 02 6332 8217
E: gnb@lpi.nsw.gov.au
www.gnb.nsw.gov.au

Your Reference: CA: R0790141
Our Reference:
Contact Officer: Rhet Humphrys
Telephone No: 02 6332 8363
Email: rhet.humphrys@lpi.nsw.gov.au

The General Manager
Mid-Western Regional Council
PO Box 156
MUDGEE NSW 2850

ATTENTION: Carolyn Atkins

Dear Carolyn

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter of 13th June 2014, which proposed to rename:

DENISON LANE, Mudgee

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), under the GNB NSW Road Naming Policy there is no objection to this road renaming provided that the name chosen meets the principles outlined in the NSW Road Naming Policy, and the correct process is carried out when renaming this road.

Kind Regards,

Rhet Humphrys
Geographical Names Board Secretariat

24th June 2014



PO Box 143
Bathurst NSW 2795
T: 02 6332 8214
F: 02 6332 8217
E: gnb@lpi.nsw.gov.au
www.gnb.nsw.gov.au

Your Reference: CA/R0790141
Our Reference:
Contact Officer: Rhet Humphrys
Telephone No: 02 6332 8363
Email: rhet.humphrys@lpi.nsw.gov.au

The General Manager
Mid-Western Regional Council
PO Box 156
MUDGEES NSW 2850

ATTENTION: Carolyn Atkins

Dear Carolyn

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter of 27th June 2014, which proposed the following public road names:

**MUTTEWAI LANE, PINCHGUT LANE, MARTELLO LANE, WOODBLOCK
LANE, KENDALL LANE, WYNYARD LANE, GREENWAY LANE, PHILLIPS
LANE, GUNDY LANE or GUNDYS LANE**

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the name has been reviewed under the GNB NSW Road Naming Policy and I would raise the following objections:

MUTTEWAI LANE – *Principle 5 - Acceptable Road Names*, Aboriginal names shall be in a local language chosen in consultation with the Local Aboriginal Land Council.

PHILLIPS LANE - objection is raised under *Principle 4 Uniqueness, Duplication*, a road name will be regarded as a duplicate if it is the same or similar in spelling or sound to an existing name, regardless of the road type. There is already a **PHILLIP CLOSE** located in Mudgee.

Should you wish to proceed with adoption of the names to which objection has been raised, then Council should write to the **Secretary of the Geographical Names Board, Lands Department, LPI Bathurst, PO Box 143, NSW 2795** setting out reasons why the names are valid. The matter will then be put to the Board who may choose to overturn the objections.

Kind Regards,

Rhet Humphrys
Geographical Names Board Secretariat

8th July 2014

ATTACHMENT 2

From: Evan Kelly [redacted]
To: Council
Cc: Evan Kelly
Subject: Emailing: Dension Lane name change

 Message  Dension Lane name change.docx (11 KB)

To the General Manager and Carol Atkins,

I have attached my suggestions for the Denison Lane name change.

I will post it also as per the instructions on the letter i have received.

Regards,
Evan Kelly

To the General Manager,

I am a George St resident, my wife and I are owner occupiers at no. 38.

Our property backs onto Denison Lane.

I have some suggestions re the name change of Denison Lane.

My suggested names follow 2 themes; the first being those with a reference to Sydney Harbour's Fort Denison, and the second referring to Sydney's George St.

The aboriginal name for Fort Denison was Muttewai. [Muttewai Lane.]

The white settlers name for it was Pinchgut [perhaps not so appealing Pinchgut Lane.]

On the Fort, there is a Martello tower; the British Empire's last one ever built. [Martello Lane.]

George St, Australia's first street, was in the 1880's, paved with wooden blocks. [Woodblock Lane.]

Behind George St in Sydney are several laneways, the best names I think are Kendall Lane, Wynyard Lane and Greenway Lane after the well known convict architect Francis Greenway.

All of these I think suit as street or lane names.

Greenway Lane would probably be my top pick.

Thank you for allowing the locals to help choose.

Kind Regards,

Evan Kelly

10th June, 2014

General Manager
Mid-Western Regional Council
PO Box 156
MUDGEES, NSW 2850

To the General Manager,

RE SUBMISSION FOR RE-NAMING DENISON LANE

I am writing in regards to the Request for Submissions to rename Denison Lane. I would like to propose that it be named Phillips Lane.

The Phillips family have lived at 30 Horatio Street, which corners the Laneway and Horatio Street for 70 years. My grandfather Oliver 'Gundy' Phillips purchased the property in 1944 and built the existing residence in 1946. The Phillips family have been in the Mudgee district for nine generations, originally graziers in Hargreaves before moving family into town.

The residence has housed five generations of the Phillips Family and will continue to do so into the future.

I would like to cite Council's admission and determination in previous cases for street-naming, that the names remain local and relevant to the district. This can be cited in the Mid-Western Regional Council's Ordinary Meeting of Council 16th April, 2014 6.2.6 Naming of New Unnamed Streets in Caerleon Estate Subdivision and the Ordinary Meeting of Council on 24th July, 2013 – Pre-Approved List of Street Names.

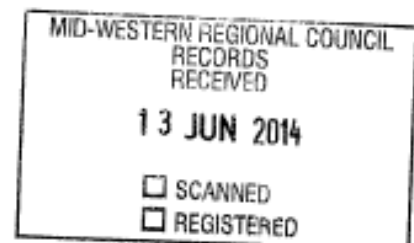
Please advise if further information needs to be provided. I look forward to your favourable response.

Kind regards,



Shiree Phillips

The Phillips Family
30 Horatio Street
MUDGEES NSW 2850
0405 815 004
shiree.phillips@unsw.edu.au



Horatio Street
MUDGEE NSW 2850

18TH June 2014

Mid Western Regional Council
PO Box 156
MUDGEE NSW 2850

Att: Carolyn Atkins

Re: Naming of Laneway between Horatio Street and Denison Street.

The Phillips family built their house at No 30 Horatio Street in the late 1940's and members of that family still own and live in the family home. I would like to propose that the laneway in question be named Phillips Lane [Close, Crescent] or Gundy Phillips Lane [Close, Crescent].

There has not been a sign on this laneway to my knowledge but people in the local area have always referred to this laneway as Phillips Lane.

I think it would be very fitting to commemorate to this family who have been and still are very community minded people.

Yours faithfully
Rod HARVEY



**Brian Murdoch & Betty Edwards**

PO Box
MUDGEE NSW 2850
Email : murdoch89@bigpond.com

Phone : 02
Mobile: 0427 (Brian)
0427 (Betty)

18th June 2014

The General Manager
Mid-Western Regional Council
PO Box 156
MUDGEE NSW 2850

Att: Carolyn Atkins

Re: Renaming of Denison Lane as advertised Mudgee Guardian 6.6.14.

Gundy & Mollie Phillips built their family home at No 30 Horatio Street in the late 1940's where they raised their four sons and a daughter. Members of the Phillips family still own and live in the family home. I would like to propose that the laneway in question be named Phillips Lane [Crescent, or Place], Gundy Phillips Lane [Close, or Crescent, or Place] or Gundy Lane [Close, or Crescent, or Place]. I am aware there is a Phillips Close in Mudgee but the name Gundy Phillips has been synonymous with this area for a long time.

My father built at No 31 Horatio opposite Phillip's in the early 1950's, we moved in when I was thirteen and we still own the white cement house. I don't ever remember there being a sign on this laneway opposite but to my knowledge people in the local area have always referred to this laneway as Phillips Lane.

Gundy worked with the PMG in Mudgee during his working life while his wife Mollie raised their five children who all attended school in Mudgee, played sport, were involved with horses (two of the boys being very prominent Jockeys, one in the country areas and one in the city circuit) and all of the family have always been very involved in other aspects of the community.

I think it would be very fitting honour to this family who have been and still are very community minded people.

Yours faithfully
Brian W Murdoch

P & D Eldred (Holdings) PTY LTD
23 Dewhurst Dr, Mudgee NSW 2850
Phone: 0418639399
ACN 062 200 846

To the General Manager,
Mid-Western Regional Council,
PO Box 156,
MUDGEE NSW
2850.

Re Naming of Denison Lane

Thankyou for the opportunity to submit a preferred name for the renaming of Denison Lane to avoid confusion with Denison Street.

In talking to the Neighbours Peter & Barry Philips, & knowing their long history associated with the lane going back in excess of 70 years, they had suggested to name it in recognition of their father whose nick name was Gundy.

We propose that the Denison Lane be renamed as Gundys Lane.

Regards



Peter & Debbie Eldred
Managing Director
Mob: 0418639399



6.2.12 Naming access lanes off Perrams Road

REPORT BY THE REVENUE & PROPERTY MANAGER TO 23 JULY 2014 COUNCIL MEETING

Naming access lanes off Perrams Road

GOV400038, A0790141, R0790041

RECOMMENDATION

That:

1. **the report by the Revenue & Property Manager on the naming of access lanes off Perrams Road be received;**
2. **Council name access track 1 Wattle Brae Lane and access track 2 Sutters Lane.**

Executive summary

In an effort to provide clear and concise addressing for multiple properties using one access point, it is requested that Council name two access tracks off Perrams Road, AARONS PASS.

Detailed report

Council has a requirement, under the Addressing Standard, to provide clear and concise addressing for all properties within the Council area. Seven properties are accessed via tracks off Perrams Road. At the moment their addressing relates to the point the first access track leaves Perrams Road rather than the actual point at which their property is accessed.

Council wrote to affected property owners on 10 June 2014 advising that Council was looking into naming the tracks and requested their naming suggestions. Submissions closed 4 July 2014 and during this period two (2) submissions were received with the following names suggested:

1. Wattle Brae Lane or Track
2. Sutters Lane
3. Hill View Lane

Financial and Operational Plan implications

The cost of Gazettal notice is approximately \$60 and the purchase and installation of two street signs along with a No Through Road sign is approximately \$1200. These costs are included in the 2014-215 Operational Plan.

Community Plan implications

Street naming is legislated under the Roads Act 1993. This Act empowers the authority in charge of the road with the rights to name it. The naming of the access tracks will allow more precise addressing to be allocated to the properties that use them. Section 162 of the Roads Act (1993) states that "a road authority may name and number all public roads for which it is the authority. A roads authority may not alter the name of a public road unless it has given the Geographical Names Board (GNB) at least two months notice of the proposed name."


The Geographical Names Board has been advised of these possible road names and has no objection to them.

In accordance with Council's Road Naming Policy, the names that Council endorses for these access tracks will be:

1. advertised in The Mudgee Guardian inviting submissions in writing from the public for a period of 21 days.
2. concurrently, notice of the proposed names will be sent to Australia Post, the Registrar General, the Surveyor General, the Chief Executive of the Ambulance Service of NSW, New South Wales Fire Brigades, the NSW Rural Fire Service, the NSW Police Force, the State Emergency Service, the New South Wales Volunteer Rescue Association Inc, and, in the case of a classified road – Roads & Maritime Services, inviting submissions in writing for a period of 21 days.

At the expiration time for the lodgement of submissions, a further report will be prepared for Council addressing any submissions received and recommending the formal adoption of the proposed road names, and Gazettal of the new road names.

DIANE SAWYERS
REVENUE & PROPERTY MANAGER



BRETT EXELBY
DIRECTOR, FINANCE AND ADMINISTRATION

9 July 2014

- Attachments:*
1. Correspondence received from the Geographical Names Board
 2. Submissions and Pre-Approved Names List
 3. Map of the tracks to be renamed.

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

ATTACHMENT 1



PO Box 143
Bathurst NSW 2795
T: 02 6332 8214
F: 02 6332 8217
E: gnb@lpi.nsw.gov.au
www.gnb.nsw.gov.au

Your Reference: CA R0790141
Our Reference:
Contact Officer: Rhet Humphrys
Telephone No: 02 6332 8363
Email: rhet.humphrys@lpi.nsw.gov.au

The General Manager
Mid-Western Regional Council
PO Box 156
MUDGEES NSW 2850

ATTENTION: Carolyn Atkins

Dear Carolyn

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter of 4th July 2014, which proposed the following public road names:

WATTLE BRAE LANE, SUTTERS LANE, HILLVIEW LANE

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the name has been reviewed under the GNB NSW Road Naming Policy and there is no objection to their use, providing they do not specifically refer to any living person.

Kind Regards,

Rhet Humphrys
Geographical Names Board Secretariat

9th July 2014

ATTACHMENT 2

27th July 2014

General Manager

Mid-Western Regional Council

PO Box 156 Mudgee NSW 2850

Re: Proposed Road Naming – Un-Named Access Lane off Perrams Road

Dear Sir / Madam,

I wish to make a submission for the naming of access track 1 running north of Perrams Road which services my property – Lot 972 DP 1004897.

I would like to propose the name of "Wattle Brae " Lane / Track based on the following criteria;

This is a thematic name relating to the beautiful native wattle that grows in the virgin bush within and surrounding my property.

My Lot 972 is one of 3 lots (971, 972, 973) which form part of an original land subdivision which was named "Wattle Brae". Presumably with reference to the native wattle and sloping, often steep terrain which comprise these lots.

Currently at the main gate leading to these three lots there is a formal sign saying "Wattle Brae". Also there is another "Wattle Brae" directional sign placed at the intersection where access track 1 departs from Perrams Road. These signs have been in place for over 12 years and therefore the "Wattle Brae" property lots are well known to local residents in the nearby community. In fact I always quote the "Wattle Brae" sign and property reference to visitors, authorities, trades and deliveries, which greatly assists in effective navigation to my lot.

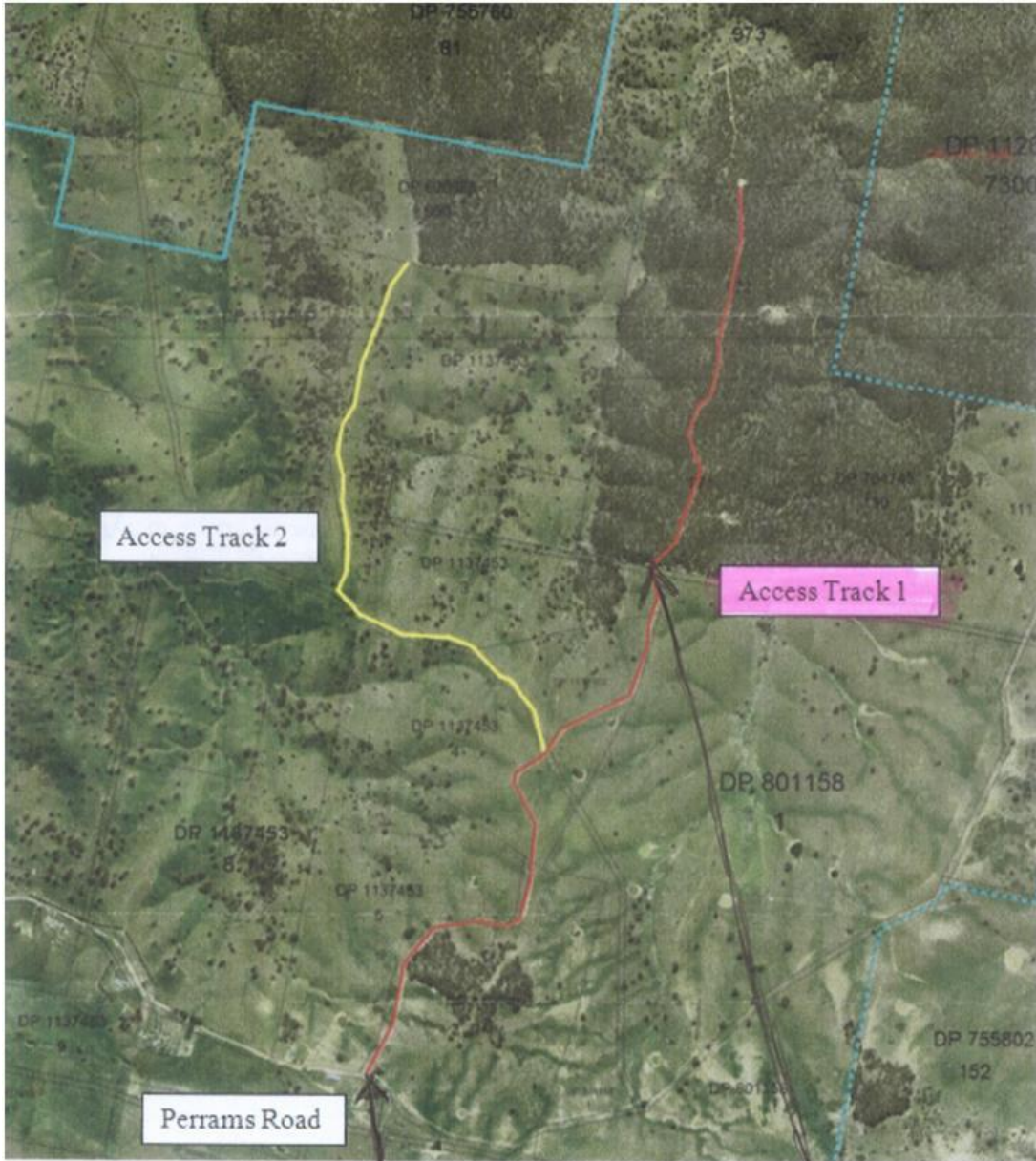
Due to the fact that native wattle is prevalent and that the above three lots have been called and known as "Wattle Brae" for around 12 years I believe that the name of "Wattle Brae" Lane / Track would be highly appropriate and fit well with the current naming and environment.

Many thanks in advance for your review and consideration of my submission and am hoping that my suggestion is chosen by Council.

Yours Sincerely,



Craig Stathis



"Wattle Brae"
Directional sign here

"Wattle Brae"
Property sign here
for lots 971, 972, 973

From: Miriam Godeschalk [mailto:]
To: Council
Cc:
Subject: Proposed Road Naming

To General Manager,

Per your 10/6/14 letter regarding naming of access tracks off Perrams Rd.
Lot 3 DP 1137453.

We would like to submit the following:

1. Sutters Lane

In memory of my father who loved coming up to visit this area, so much so that we ended up purchasing here. We used to come up here at least four times a year and my dad even came up just before his death to spend time in the area as he always found it so peaceful and beautiful. Unfortunately my dad never got to see the property we bought but it would have brought him much joy to know that we now have a piece of the land that he loved so much.

Our second choice of name would be:

2. Hill View Lane

Due to the fact one of the other reasons for us purchasing here was the beautiful rolling hills and the views. What more can we say. It is a peaceful and lovely site.

Thank you so much for the opportunity to name our track.

Regards Miriam and Henry Godeschalk.

List of Approved Street/Road Names

COUNCIL MEETING 3 AUGUST 1993

Alexander McEwen – First Presbyterian minister, St Paul's 1858-1883

~~Thomas Chappell – Business man in early Mudgee, 1845-1904. Miller and Owner of New Steam Flour and Saw Mills in Market Street and at Burrundulla. Approved 1/2/12 Council Meeting for cul-de-sac off Melton Road in Mudgee~~

Alfred Thomas

Wilton Street – Named after William Wilton, Mayor 1884 & 1885. Had a street named after him from Mudgee Church of England boundary to Kelletts produce store between and parallel to Market and Shorts Streets but street no longer exists

Charles Wilton

Dud Mills – Successfully published Bush Poet from the Mudgee area who died in 1992.

Allan Marsh – Served on Council and was a member of an old Mudgee family.

Harold Marsh – Served on Council and was a member of an old Mudgee family. Was a Stock & Station Agent and Auctioneer.

Nicholas Rowell – Laid foundation stone for Salvation Army Citadel, opened in 1889. Employee at Kelletts who then opened up his own store during the gold rush then took up farming along Lawsons Creek.

James Gillis McDonald – Aboriginal tracker attached to Mudgee District Police for 40 years. Was a noted and respected athlete, swimmer and boxer who won the famous Botany Handicap (now Stawell Gift). Was involved in the capture of the Governor Brothers. Died 1937.

~~Richard Hughson – First Mayor of the Municipality 1860. Was an innkeeper and journalist. Approved 18/6/14 Council Meeting for street off Melton Road in Mudgee~~

Thomas Fiaschi - 1853-1927 Born in Florence and came to Australia in 1875. A famous Doctor who practiced at Sydney Hospital. After World War I took over Mudgee Vineyard from Roth and was president of the Australian Wine Producers Assoc of NSW in 1902-27.

James Spears (Gulgong) – Proprietor of the Times Bakery late 1800s early 1900s and owner of property Wyaldra. Largely responsible for the establishment of the Gulgong Pioneers Museum on the old bakery site. To be used in the Gulgong area.

Boldrewood (Gulgong). Rolf Boldrewood, author of Robbery Under Arms, The Miners Right and others. Rolf Boldrewood, was the pen name of Thomas Alexander Browne, Police Magistrate in Gulgong 1871-1881 and Gold Commissioner from 1872-1881. Died 11/3/1915. To be used in the Gulgong area.

Kamilaroi – The name of an Aboriginal tribe who moved over part of the Council area

COUNCIL MEETING 18 APRIL 2007

Melaleuca - Species of native shrubs and trees. Named added to pre approved list April 2007

COUNCIL MEETING SEP 2009

Ralphs Road (Mudgee South) – Named after Ralph Turner a POW in Changi Prison where he died aged 21. The Turner property was in the area of the road that was commonly named Old Reservoir Road (near Redbank Dam). Ralphs Road was approved by Council November 2008 but the residents in the area felt the name had been forced on them and they preferred Old Reservoir Road. Ralphs Road was changed to Old Reservoir Road by Council in September 2009. Ralphs Road was already approved so can be used for a new road name but preferably in the Mudgee South area.

COUNCIL MEETING 1 FEB 2012

Ern Webster – Captain of the Mudgee Fire Brigade for 42 years, being awarded the Queens Fire Service Medal for distinguished service on 28/11/1969. Died November 1987.

COUNCIL MEETING 15 AUG 2012

Harvey – For the Harvey Family – James Harvey served in the NSW Police in Sydney, Cowra, Bathurst, Orange, Bourke and (in the 1890s) Mudgee as Senior Sergeant in charge of the Mudgee Police Station. He served until the early 1900s when ill health bought about his retirement. James was a Past Master of the Masonic Lodge and a prominent member of the Ancient Order of Forresters. His wife, Rosa Harvey was well known for her charity and church work in Mudgee. Two sons served Australia in World War I and two grandsons in World War II.

Nelthorpe – Rose Nelthorpe (the daughter of James & Rosa Harvey) lived in Mudgee from when her family moved here when she was a child till she passed away in 1974 at 95. Rose served the RSL Auxiliary, the Red Cross, Mudgee Hospital Auxiliary, the Country Women's Association and many others. She was recognised for her charity work with the Queens Medal for Meritorious Service. Her husband, Walter, served Australia in World War I and was, for many years, the Secretary of the original Mudgee Hospital. He was also appointed an honorary Magistrate in 1913.

Chapman – Michael Chapman was born in Mudgee in 1934 and passed away in 2004. He was a RFS Captain for the Cudgegong & Ilford Brigades, a Councillor and Shire President of Rylstone Shire Council, Creator and Chairman of the Property Rights Association of landowners affected by Windamere Dam. Mr Chapman volunteered building community buildings in developing countries like Tonga, Samoa and in the Kimberly, he helped with the renovations of Gulgong's Presbytery and Heritage Convent. He also volunteered for 2 years with the Ryder Cheshire Foundation in East Timor in 2002/03 which ultimately led to his death of dengue fever.

COUNCIL MEETING 17 NOV 2012

Oldfield – For the Oldfield Family – Richard Oldfield came to Australia and settled in Windsor then resettled in Gulgong during the gold rush. He married Mary Ann Field but was not a successful miner so he a stamping machine. With his sons he crushed rocks in Gulgong and Mebul. His son, George Oldfield, carried on the rock crushing business until it was not viable. George and his son William Oldfield then acquired a coach run to Gilgandra and Mudgee from Gulgong. Years later Cobb and Co acquired the coach run from George and William. William Oldfield became a Whysalra Shire Council employee working as a horse and dray driver, then a road maintenance and grader drive. During World War II he went to Darwin and worked as a grader driver on the airfields, grading aerodrome areas when Darwin was bombed. After the war William (Bill) returned to Gulgong and continued working for Council as a garbage collector. When Bill retired, Mudgee Council presented him with a watch at a dinner in his honour after 30 plus years of service. Bill also served 25 years on the Gulgong Fire Brigade. The Oldfield family history started in 1865 until 1972, over one hundred years in Gulgong.

Endeavour – HMS Endeavour or HM Bark Endeavour was the ship captained by Lieutenant James Cook on his first voyage of discovery to Australia and New Zealand from 1769 to 1771. She was launched in 1764 as the collier Earl of Pembroke but was purchased by the Royal Navy in 1768 for a scientific mission to the Pacific Ocean to observe the 1769 transit of Venus, and to explore the seas for the surmised Terra Australis Incognita.

Resolution – HMS Resolution was the ship captained by Captain James Cook on his second and third voyages of exploration in the Pacific from 1772 to 1775 and 1776 to 1780, after Cook's death in 1779. She was launched in 1770 as the collier Marquis of Granby and was purchased by the Royal Navy in 1771. She was originally registered as HMS Drake but was renamed HMS Resolution in December 1771.

COUNCIL MEETING 5 DEC 2013

Jack Smith (Clandulla, Rylstone area) – Jack moved to the Clandulla area in 1928 when he was 14 years of age and his family have lived on or owned land in Clandulla and between Bylong Valley Way and the railway line ever since. He always lived in Clandulla, except for when serving in the military during World

War II, until his death in 2003. Jack was a keen sportsman and a leading player in the local cricket team and tennis club. He was always involved in the local community and was a foundation member of the local Rural Fire Service and deputy Captain until his mid seventies. He was also a long serving member of the local school Parents & Citizens Association until Clandulla School closed. The P&C then changed to a Progress Association and Jack continued as a member until his death. He was made a life member of both organisations due to his long and dedicated service. Jack was also the local polling booth returning officer for the area until the polling booth was removed when the school closed. As a long standing member of the Clandulla community Jack Smith could be used in any road/street/bridge/place name in the Rylstone Kandos Clandulla Charbon areas.

COUNCIL MEETING 1 MAY 2013

Sorata (Windeyer) – Sorata Street as a street name in the village of Windeyer. May have never been formed but has since been closed as Lot 1 DP 1181771 (registered 18/12/12). Name added to Pre-Approved List for use in the Windeyer area to retain the history.

Lovett (Mudgee) – Edward Thomas Lovett was Mayor of Mudgee for four years from 1933-1937 (approx) and served on Council for 8 years.

Pirie (Mudgee) – The Pirie Family – James came to the area in the early part of the 20th century, around 1912, to manage the Loneragan properties. He was President of the Cudgegong Shire Council. His eldest son James W. owned land in the Hargraves area in the 1930s and also served on Cudgegong Shire Council, during this time the Council amalgamated with Gulgong Shire Council. James' youngest son Andy served on Mudgee Municipal Council for many years, including one term as Mayor. Andy ran his own Stock & Station business and served on many sporting and semi Government organisations, being the chairman of the Mid-Western Weeds Council for a number of years. All three men were talented singers and entertainers. And another two generations of the family are currently involved in business and community service in the Mudgee area.

Minorca (Rylstone Kandos Clandulla Charbon) – Named for the convict ship Minorca which sailed in June 1801 and arrived in the New South Wales Colony on 31/1/1802 carrying free settler James Vincent. The pioneer pastoralist lived on the property Carwell.

Riversdale (Rylstone Kandos Clandulla Charbon) – Local pioneer James Vincent's daughter, Elizabeth, married John Nevell and two of their properties were resumed for Windamere Dam. One was called Riversdale.

Oakborough (Rylstone Kandos Clandulla Charbon) – Local Pioneer James Vincent's daughter, Elizabeth, married John Nevell and two of their properties were resumed for Windamere Dam. One was called Oakborough.

Bloodsworth (Rylstone Kandos Clandulla Charbon) – James Bloodsworth was born in 1701 and sentenced to transportation in 1785. He came to the New South Wales Colony in the First Fleet onboard the Charlotte. James built kilns & instructed others in the art of brick making with his bricks going into the building of Sydney Cove's first building, Government House. He was commissioned by Governor Phillip to build his residence, then other buildings like warehouses and soldier's barracks, a clock tower, windmill and houses. On 15/12/1790 Governor Phillip was empowered to pardon Convicts so long as they did not return to England before their original sentence period expired. The next day James Bloodsworth was one of three men who received their freedom. On his emancipation James Bloodsworth became the first Master Builder in NSW (Australia). He passed away from illness at his house on South Row (O'Connell Street Sydney) on 21/3/1804 after a distinguished career in the building industry and as a respected citizen of the Colony. So great was the esteem in which he was held that he Governor King ordered what was then the equivalent of a State Funeral. By the 1840s James' son James Bellamy Bloodsworth and his wife Mari had land at Bathurst and Dabee (as the village of Dabee grew Governor Gipps named it Rylstone), starting the Bloodsworth family connection with the Rylstone area. Their second daughter, Ann and her husband James Brown also moved to Dabee (Rylstone) sometime after their marriage in 1840, where they took up farming.

COUNCIL MEETING 19 JUNE 2013

Norm King – Mr King was born in the back of his Uncle's model T Ford near Rylstone before midnight on 4/5/1920. His birth date is listed as 5/10/1020 because it wasn't till then that the family arrived at the Rylstone Hospital. Norm moved to Mudgee in 1939. He worked at Fountains Garage until enlisting in the Army on 1/10/1941 and then into the AIF on 26/11/1942 seeing action in the South West Pacific. On the day of his discharge, 29/1/1946, Norm joined the RSL and worked tirelessly for the Mudgee Sub-Branch and the Mudgee Community for the next 64 years. Norm was President of the Mudgee Sub-Branch from 1971 to 2003 when he resigned due to ill health, however he continued to support the RSL visiting sick ex-servicemen, selling ANZAC, Remembrance Day and Legacy badges and raffle tickets until only a few months before his passing in November 2009. At work at Fountains Garage, where he returned to after the War, he was awarded the Ford Service Manager Award for 1958 & 1959. He was awarded Life Membership of the RSL in 1980, was named Mudgee Shire Citizen of the Year on Australia Day 1993 and was awarded the RSL Meritorious Service Medal in 1994. Preferred use for a Park

William Oxley – Constable Oxley was born in England in 1804 and came to Australia in 1839 with his wife and family. Around 1846 he moved his family to the Mudgee area and was sworn in as a Constable of Police at Mudgee in 1851. At that time Mudgee was in its infancy having not yet been declared a municipality. Gold had just been discovered in the district resulting in a huge population explosion and bushrangers becoming commonplace. Mudgee Gaol was a decade from opening. It was only 63 years after the arrival of the First Fleet and prior to the creation of, what is now, the New South Wales Police Force. Constable Oxley was killed in 1853 from injuries sustained when he intervened in a drunken fight in the township of Mudgee and was struck on the head with a piece of timber. He was buried in what is now Blackman Park before his headstone was moved in later years to Memorial Park in Douro Street Mudgee. 19/5/2013 marked the 160th anniversary of Constable Oxley's death.

James Vincent (Rylstone Kandos Clandulla Charbon) – Pioneer in the Rylstone Kandos area, arrived in the Colony of NSW on the Minorca on 31/1/1802. Held a public situation for several years under Governor King. Established the Carwell property near Rylstone in 1829 with John Nevell, also settling the Flatlands property. Died 11/6/1848 aged 77 and is buried in the Carwell Cemetery.

Jimmy Lambert (Rylstone Kandos Clandulla Charbon) – Born 1823 and died in 1882. Acknowledged during his lifetime as the King of the Dabee tribe. Jimmy was well respected by both the indigenous and European communities.

COUNCIL MEETING 24/713

Michelle – To honour Michelle Morrissey who was tragically killed in her home in Mudgee in 2010. Michelle was a bright, young woman who worked hard at her education, being named Student of the Year for your Mudgee Public School Year 6 class and completing her HSC included on the NSW Board of Studies Distinguished Achievers List of 2008 HSC Honour Roll. The day after she completed her HSC Exams, Michelle began a traineeship with O'Brien Bartlett First National Real Estate, which she completed early and was then promoted to the Property Management Department. Michelle involved herself with fundraising for 3 of Mudgee's Nursing Homes while at school and later with Relay for Life.

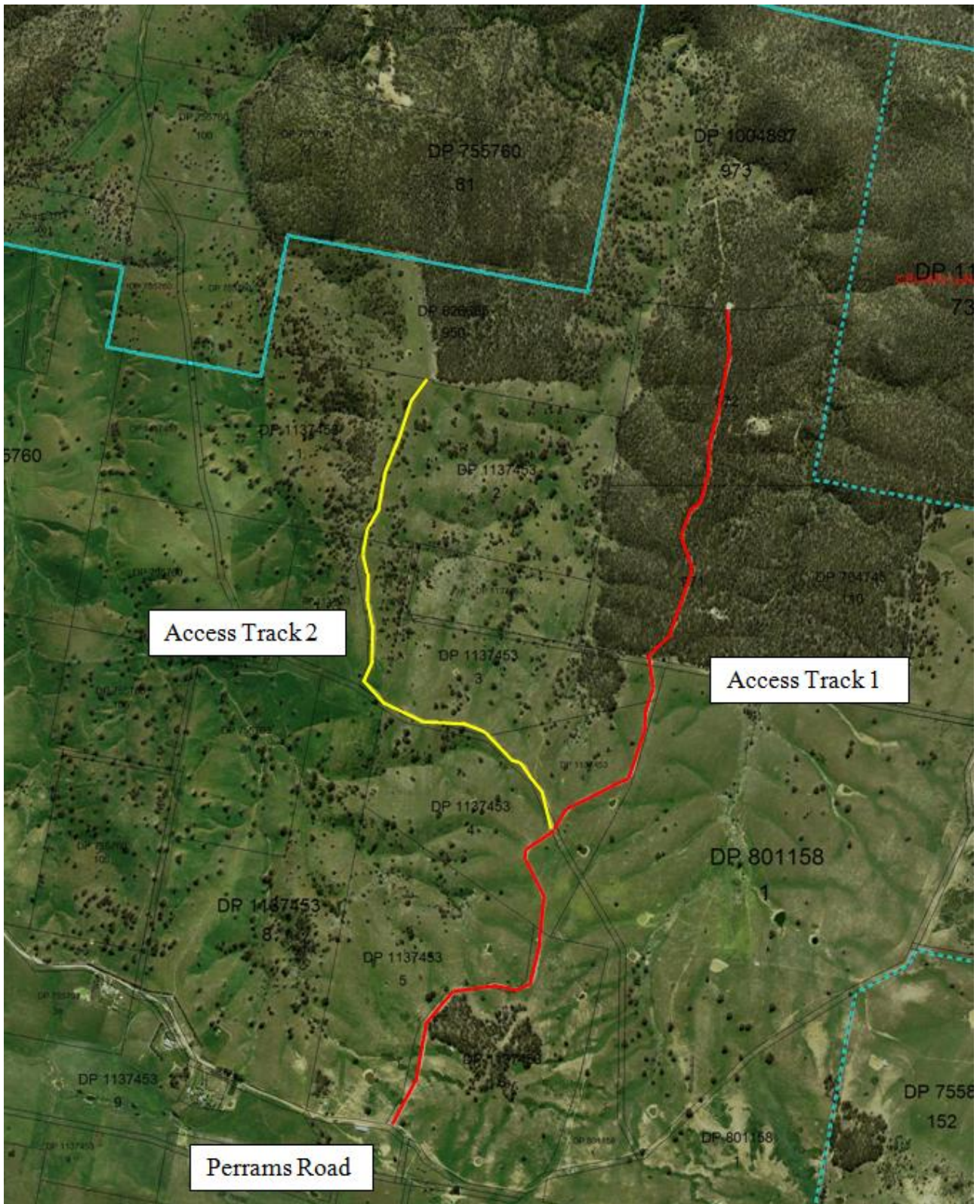
~~Rowe – Thomas Rowe was one of NSW most prominent and successful architects. He designed the Mechanics Institute in Mudgee, the Methodist Church in Ilford, the Presbyterian Churches in Hill End and Mudgee. He designed a huge portfolio of commercial, ecclesiastical and residential briefs from the 1860s until his death in 1888. Some still standing are the Sydney Hospital, the great Synagogue in Elizabeth Street Sydney and Newington College in Stanmore. Approved 18/6/14 Council Meeting for street off Melton Road in Mudgee~~

Lillie Cook – The property of Glen Ayr, which covered the land from Henry Bayly Drive back along Rifle Range Road, was for many years, until the 1950s, used as Cooks Dairy Farm owned and run by Walter Cook and his wife Lillie Cook nee Cox.

Annie Pyne – Born 9/3/1888 in Woolloomooloo, Annie Williams married Edmund Pyne of Eurunderee in 1925 and became a staunch support of the Red Cross and the Mudgee District Hospital Auxiliary. On 13/10/1971 Annie was awarded a Life Membership of United Hospital Auxiliaries of NSW for her work and dedication to the Mudgee District Hospital. On 6/5/1972 she was selected as the Quota Club of Mudgee's Woman of the Year for 1972 in recognition of her wonderful and consistent work in the service of the community over the years. Annie passed away on 29/9/1992 at 104 years of age.

COUNCIL MEETING 16/4/14

Bucholtz – To honour the Bucholtz family and their long association with Mudgee and Eurunderee. Frederick J Buchholz (Australized to Bucholtz) established the winery of Fredericksberg in 1859 which was further developed by his son Frederick Anthony Bucholtz to become to become the largest vineyards in the southern hemisphere at their peak. The Fredricksberge winery successfully exhibited wines in Paris, Calcutta, London, Sydney and Melbourne. Table grapes from Fredricksberg were sent to England for the Colonial and Indian Exhibition and were reputed to have been served the Queen Victoria. The winery was sold and became known as Westcourt Winery. The family moved to Willow Tree at Wilbetree. Henry Lawson based his stories Buckholt's Gate and Roll Up at Talbragar on events surrounding the family while they still lived at Eurunderee and Frederick J Buchholz was chairman of the Committee instrumental in the establishment of the Eurunderee School. Frederick A Bucholtz was one of the first Mudgee Volunteers to serve, as a Lance Corporal, with the First Australian Light Horse in the Transvaal (Boer War). He later attended the Coronation of King Edward VII in 1902. The family has been in Australia for 8 generations (161 years).



6.2.13 Naming of unnamed streets in the Valley Grove Estate subdivision

REPORT BY THE REVENUE & PROPERTY MANAGER TO 23 JULY 2014 COUNCIL MEETING
Naming of unnamed streets in the Valley Grove Estate subdivision
GOV400038, A0790141

RECOMMENDATION

That:

1. **the report by the Revenue & Property Manager on the Naming of unnamed streets in the Valley Grove Estate subdivision be received;**
2. **Council name road no 1 Charles Lester Place, road no 2 Pirie Close and road no 3 Michelle Court.**

Executive summary

A new subdivision off Bellevue Road in Mudgee includes three new streets. Addressing requirements for the new subdivision will necessitate the naming of these new streets.

Detailed report

Council, being the Roads Authority, is required to name new or unnamed streets and roads. The purpose of this report is to provide a list of names submitted by the public from which Council can choose names for these unnamed streets.

Council wrote to neighbours of the road reserves on 30 May 2014 requesting their naming suggestions. Public consultation was also invited in an advertisement placed in the 6 June 2014 issue of the Mudgee Guardian. Submissions closed on 27 June 2014 and during this period four (4) submissions were received with the following names suggested:

1. Michelle Court
2. Binnawee Place
3. Pirie Close
4. Lester Place
5. Charles Lester Place

Financial and Operational Plan implications

The cost of Gazettal notice is approximately \$60. The purchase and installation of three (3) to four (4) street signs will be met by the Developer.

Community Plan implications

Street naming is legislated under the Roads Act 1993. This Act empowers the authority in charge of the road with the rights to name it. The naming of the new streets will allow the completion of street addressing within this new subdivision. Section 162 of the Roads Act (1993) state that "a road authority may name and number all public roads for which it is the authority. A roads

authority may not alter the name of a public road unless it has given the Geographical Names Board (GNB) at least two months notice of the proposed name.”

The Geographical Names Board has been advised of these possible road names and has no objection to all but one. There was an objection to Lester Place due to duplication as there is a Lesters Lane at Piambong. The GNB have approved Charles Lester Place in recognition of Dr Lester’s contribution to the community.

In accordance with Council’s Road Naming Policy, the names that Council endorses for the unnamed streets will be:

1. advertised in The Mudgee Guardian inviting submissions in writing from the public for a period of 21 days.
2. concurrently, notice of the proposed names will be sent to Australia Post, the Registrar General, the Surveyor General, the Chief Executive of the Ambulance Service of NSW, New South Wales Fire Brigades, the NSW Rural Fire Service, the NSW Police Force, the State Emergency Service, the New South Wales Volunteer Rescue Association Inc, and, in the case of a classified road – Roads & Maritime Services, inviting submissions in writing for a period of 21 days.

At the expiration time for the lodgement of submissions, a further report will be prepared for Council addressing any submissions received and recommending the formal adoption of the proposed street names, and Gazettal of the new street names.

DIANE SAWYERS
REVENUE & PROPERTY MANAGER



BRETT EXELBY
DIRECTOR, FINANCE AND ADMINISTRATION

8 July 2014

- Attachments:*
1. Correspondence received from the Geographical Names Board
 2. Submissions and Pre-Approved Names List
 3. Maps of the unnamed streets.

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER



**Land & Property
Information**

Panorama Avenue BATHURST
P O Box 143
BATHURST NSW 2795
Tel: (02) 6332 8440
Fax: (02) 6332 8415
Email: bob.davis@lpma.nsw.gov.au
www.lpma.nsw.gov.au

The General Manager
Mid Western Regional Council
P O Box 156
MUDGEE NSW 2850

Attention: Carolyn Atkins

22nd March 2013

Your Ref: CA: R0790141
Our Ref: T02/0175 2013 - 051



Dear Madam,

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter of 19th March 2013 which proposed the following public road name:

MICHELLE CRESCENT

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the name has been reviewed under the GNB Guidelines for the Naming of Roads and there is no objection to its use providing it does not refer specifically to any living person.

Yours Faithfully

A handwritten signature in black ink that reads 'Bob Davis' followed by the date '24/03/13'.

Bob Davis, Team Leader DCDB Update
For Division Manager Information Sourcing



Land & Property Information

Panorama Avenue BATHURST
P O Box 143
BATHURST NSW 2795
Tel: (02) 6332 8440
Fax: (02) 6332 8415
Email: bob.davis@lpma.nsw.gov.au
www.lpma.nsw.gov.au

The General Manager
Mid Western Regional Council
P O Box 156
MUDGEES NSW 2850

Attention: Carolyn Atkins

25th March 2013

Your Ref: CA: R0790141 R0790041
Our Ref: T02/0175 2013 - 053

Dear Madam,

ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008 SECTION 162 – NAMING OF PUBLIC ROADS

I refer to your letter of 21st March 2013 which proposed the following public road name:

PIRIE STREET

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the name has been reviewed under the GNB Guidelines for the Naming of Roads and there is no objection to its use providing it does not refer specifically to any living person.

Yours Faithfully

Bob Davis, Team Leader DCDB Update
For Division Manager Information Sourcing





PO Box 143
Bathurst NSW 2795
T: 02 6332 8214
F: 02 6332 8217
E: gnb@lpi.nsw.gov.au
www.gnb.nsw.gov.au

Your Reference: CAR0790141
Our Reference:
Contact Officer: Rhet Humphrys
Telephone No: 02 6332 8363
Email: rhet.humphrys@lpi.nsw.gov.au

The General Manager
Mid-Western Regional Council
PO Box 156
MUDGEE NSW 2850

ATTENTION: Carolyn Atkins

Dear Carolyn

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter of 27th June 2014, which proposed the following public road names:

**MICHELLE COURT, PIRIE CLOSE, BINNAWEE PLACE, LESTER PLACE,
CHARLES LESTER PLACE**

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the name has been reviewed under the GNB NSW Road Naming Policy and I would raise the following objections:

LESTER PLACE - objection is raised under *Principle 4 Uniqueness, Duplication*, a road name will be regarded as a duplicate if it is the same or similar in spelling or sound to an existing name, regardless of the road type. There is already a **LESTERS LANE** located in Piambong.

CHARLES LESTER PLACE – Is approved in this instance as it provides uniqueness for the already in use **LESTERS LANE**, Piambong and **CHARLES ROAD**, Grattai.

Should you wish to proceed with adoption of the name to which objection has been raised, then Council should write to the **Secretary of the Geographical Names Board, Lands Department, LPI Bathurst, PO Box 143, NSW 2795** setting out reasons why the name is valid. The matter will then be put to the Board who may choose to overturn the objections.

Kind Regards,

Rhet Humphrys
Geographical Names Board Secretariat

8th July 2014

ATTACHMENT 2

SUE MORRISSEY

11/6/14

[REDACTED] MUDGEES NSW 2850

The General Manager
Mid-Western Regional Council
P O Box 156
Mudgee NSW 2850

Dear General Manager,

RE: PROPOSED ROAD NAMES IN THE VALLEY GROVE ESTATE
OFF BELLEVUE ROAD

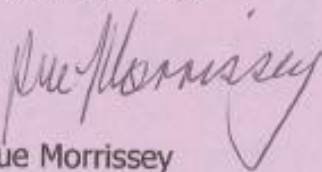
I would like "MICHELLE" to be considered for one of the abovementioned Street/Road names.

"Michelle" has already been approved and is currently included in the pre-Approved street/road names list.

This area of town would be most suitable to honour Michelle. It is close to where she was buying a block of land at 105 White Circle. This was in process at the time of her death. It is also in between where her grandparents have retired to and where we now live, and we are all very familiar with this estate as we walk to each others places.

Thankyou for considering this submission, and I await your favourable response.

Yours faithfully,


Sue Morrissey



18th March 2013

Warwick L Bennett
General Manager
Mid Western Regional Council
P O Box 156
MUDGEES NSW 2850



Dear Mr Bennett,

RE SUBMISSION FOR NAMING OF STREETS IN THE NURROWIN
ESTATE SUBDIVISION

I would be honoured if consideration could be given to naming one of the
abovementioned two streets - "MICHELLE CRESCENT".

This would be in memory of my beautiful daughter Michelle Morrissey
whose life was tragically taken in Mudgee almost three years ago through
a homicide.

The security and safety of every man, woman and child in Mudgee
changed the day Michelle's life was stolen, and I feel it would be apt for
the Council to recognise a model young hardworking citizen of this town
by naming a street in her memory.

I await your favourable response.

Yours faithfully,

Sue Morrissey

Mudgee NSW 2850

Carolyn Atkins
Property Support Officer
P O Box 156
MUDGEES NSW 2850

29/5/13

Dear Carolyn,



REF: CA R0790141

RE NAME FOR INCLUSION IN THE PRE-APPROVED STREET/ROAD NAMES LIST

Thank you for your letter dated 22nd May 2013 regarding Michelle.

I would be honoured, and YES definitely approve of Michelle's name being submitted to an upcoming Council meeting to be included in a list of pre-approved street/road names for future use.

As requested, I will share some information about Michelle's life. She was born on 12th November 1990, in Orange NSW. We moved to Mudgee in 2002, and Michelle attended Mudgee Public School for year 6, where she was awarded "Student of the Year" for her class.

She then attended Mudgee High School until she completed her HSC, and was named on the NSW Board of Studies Distinguished Achievers List of 2008 HSC Honour Roll.

Michelle was a shy and timid toddler who developed into an amazingly confident and successful teenager. From the Age of 13 and up until her death she worked at McDonalds in Mudgee part time and collected many crew member awards and certificates over her time there, whilst never letting her school studies fall behind.

Michelle was on her 2008 HSC year's committee for fund raising. They raised money for the three nursing homes in Mudgee. She was always the first to volunteer to run a stall or be the traffic stopper on Rainbow Day to ask for donations.

The day after completing her HSC exams, Michelle commenced a traineeship with O'Brien Bartlett First National Real Estate. She completed this early and was quickly promoted to the Property Management Department.

During her last couple of years, Michelle was involving herself with the Relay for Life charity day. She was always keen to camp out, walk through the night and raise money through games and selling things to assist with this annual event.

Michelle was from a very large extended family and always enjoyed the company of her many cousins, Aunts, Uncles and Grandparents.

She was especially close in age and companionship to her only sister Kate, and always cared for and guided her in a mature manner that was beyond her years in age.

At the time of her death, Michelle was in the process of buying her own block of land with the dream and excitement of building and settling in Mudgee.

Michelle was a hard working, honest, kind and friendly young woman, who was respected and loved by so many people. We all struggle daily coming to terms with Michelle's death, and the fact it happened in our town.

Once again, I say I feel it would be apt for Council to recognise a young model citizen of this town by naming a street in her memory.

Yours faithfully,



Sue Morrissey

Mudgee NSW 2850



O'Brien Bartlett
FIRST NATIONAL REAL ESTATE

Michelle Morrissey
REAL ESTATE OFFICER

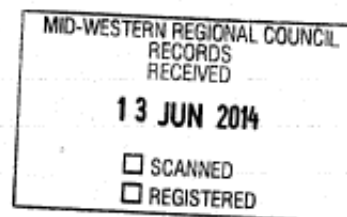
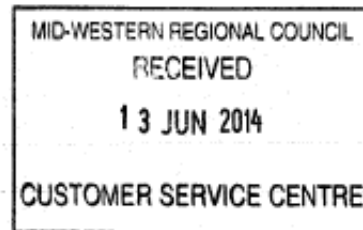
128 Church Street, Mudgee NSW 2850
Phone (02) 6372 3000 • Fax (02) 6372 6087
Email : leasing@obrienbartlett.com.au • Internet : www.obrienbartlett.com.au

Licensed Estate Agents, Auctioneers and Property Managers

Attn: General Manager.

please find following submission
for street names.

David Lester.
6373 2225.
PO Box 51
Mudgee NSW 2850.



BINNAWEE

30th December 1834 976 acres - Portion 6 County Wellington Parish of Piampong. Fronting McDonalds Creek, Granted to George Henry Cox.

19th March 1853 George Henry Cox to William Lewis & Kenneth Cox

1854. William Lewis. Built 2 story 8 rooms brick homestead. Named it. "LOISVILLE."

27th May 1862 Kenneth Cox (Sydney) to William Blackman & Samuel Blackman

11th July 1869 Samuel Blackman to William Blackman & N.P. Bayly. (Harilah).

2nd October 1878 N.P. Bayly & William Blackman to George Henry Cox. Re named "BINNAWEE"

1st September 1899 George Henry Cox, A.M.P. Society & N.S.W Bank to George Stewart.

25th March 1918 Grant Release.

20th December 1923 George Stewart to Charles E. Hester & Bruce G. Hester.

7th August 1948 To Bruce G. Hester.

10th October 1960 Bruce G. Hester to David B. Hester
"Binna wee" has now been in the Hester family for 91 years.

1967 Binna wee homestead Recorded a NATIONAL TRUST HOLDING LISTING.

2009 BINNAWEE Listed New South Wales State Heritage Registrar.

Mountain View Rd;
Mudgee 2850
18-6-14

General Manager,
Mid Western Regional Council,
PO Box 156
Mudgee 2850

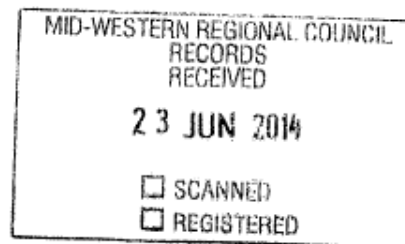
Dear Sir,

Following your letter confirming that the name "Pirie" be used to name a street or road in Mudgee had been approved, we wish to make a request that it be used in the new "Valley Estate" off Bellevue Rd Mudgee.

The details we provided re the Pirie family were that the first James Pirie came to Mudgee in the year 1912, to manage Rural Properties for the Loneragan family. His two sons being James and Andrew were involved with the Mudgee Council.
Should you require any further information please contact us.

Yours faithfully,
James & Janette Pirie.

Janette M. Pirie



Mountain View Road,
Mudgee. 2850.
14 2014



Carolyn Atkins,
Property Support Officer,
M, W.R. C.
POB 156,
Mudgee 2850.

Dear Carolyn,

Further to the conversation you had with Jan requesting information as to when my grandfather James Pirie came to Mudgee, to work for the Loneragan family, as far as I can ascertain it would have been about 1912.

We are hopeful that the "Pirie" name may be used for a future street as it has already been approved as per your previous correspondence.

Yours faithfully,
James Pirie

A handwritten signature in cursive script that reads "James Pirie". The signature is written in black ink and is positioned below the typed name.

J G & J M PIRIE PTY LTD.

Mudgee 2850.

Mr. Warwick L Bennett
General Manager,
Mid Western Regional Council,
86 market Street,
Mudgee. 2850.

Dear Sir,

I wish to make the following submission to have the name Pirie given consideration when next you are selecting new street names.

The following is a brief history of our family activities in this area since my grandfather, James Pirie came here in the early part of the last century to manage the Loneragan properties. During this time he was also the President of the then Cudgegong Shire Council and a renown local singer and entertainer. His eldest son James W Pirie took up land in the Hargraves district in the 1930's and he too served on the Cudgegong Shire Council at the time of amalgamation with the Gulgong Shire Council. He was a good singer and entertainer who served on many other community organisations. James Pirie's youngest son Andy served on the Mudgee Municipal Council for many years, including one term as Mayor, he also conducted his own Stock & Station business and served on many different sporting and semi government organisations, being the chairman of the Mid-Western Weeds Council for a number of years.

I have been running the above company in Mudgee since 1979, my son Ben is the principal of Pirie Homes and my wife, Janette was one of the original staff at the Mudgee Child Care Centre where she gave 20 years service.

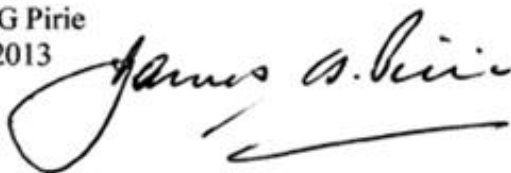
Our family has been involved in business and community service in the Mudgee area continuously since the 1930'S

Hoping this may meet with your approval,

Regards,

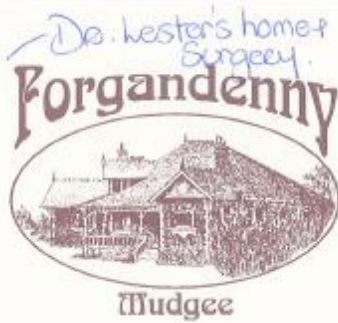
James G Pirie

16 03 2013



MID-WESTERN REGIONAL COUNCIL RECORDS RECEIVED 21 MAR 2013 <input type="checkbox"/> SCANNED <input type="checkbox"/> REGISTERED

P.O. Box 962,
Mudgee N.S.W. 2850
15-19 Short Street,
Mudgee



Robbie Holdaway
(great granddaughter)
of
Dr. C. E. Lester

Phone / Fax: (02) 6372 2437
Mobile: 0438 151 719
Email: stay@forgardenny.com.au
Website: www.forgardenny.com.au

26th June '14



To whom it May Concern

Dear Sir / Madam,

I wish to submit an application to have one of the new street's named in recognition / memory of a very distinguished & revered Mudgee (born & raised) resident: -

Dr. Charles Edward Lester.

Please find attached a brief history of this amazing man. The "Lester" name is one that is enshrined in Mudgee's heritage & history & is now in it's sixth generation. The Lester name is attached to many magnificent buildings still standing in the Mudgee area: - these being - "Forgardenny House", "Binnawee Heritage Estate", Lester's Pharmacy - 22 Church St, "Rexton" - Duro St + Parkview Guest House" & "Broughton House Private Hospital".

Please don't hesitate to contact me for any further details - Thanking You
Yours Sincerely
Robbie (Lester) Holdaway



Ships' Surgeon, Dr. C.E. Lester, prior to his death in 1930.

There is one name amongst the Mudgee medical fraternity which was enshrined deep in the heart of the community. It was their own native son, Dr. Charles Edward Lester, son of William Lester a Mudgee pharmacist. Young Charles had received his early education in Mudgee. In 1884, aged 19, he left his hometown to study medicine at Edinburgh University. Whilst there he gained a brilliant pass. In 1888, he received first prize medal for *Materia Medica* and in the same year first prize medal for *Practical Anatomy*. In 1889 he was the first student to receive the Bathgate Memorial Solid Gold Medal for Proficiency. A rare distinction, because it has since been proven that this is the only gold medal in existence. Subsequent years after 1889, the medal was cast in silver and enquiries reveal that this medal has long since been discontinued.

By 1891 Charles Lester had become Licentiate of The Royal College of Physicians Edinburgh and Licentiate of the Faculty of Physicians Glasgow for the same year. To all these credentials he added a Certificate of Midwifery. Yet, there was a further addendum before Dr. Charles Edward Lester left Scotland. He had won the hand of a bonnie Scots lassie, Mary Elizabeth Bruce. Although Mary had been born in Madras, India, where her father had been head of Saffren College, Calcutta, the Bruces were natives of Edinburgh. Dr. Lester and his bride returned to Australia where the doctor practised his profession in Mudgee. In 1897, he also became a registered Pharmaceutical Chemist.

Mudgee's cup runneth over. Not only did they have a fine hospital, but a mighty fine physician to boot. In 1903, Dr. Lester again proceeded to Edinburgh and was admitted a Fellow of the Royal College of Surgeons. On his return to

his native town he was honoured with a civic reception. For a further 21 years Dr. Lester was a familiar sight, beloved by all, as he drove about the countryside administering to the sick.

When the need arose Dr. Lester added dentistry to his skills by removing the offending tooth. He took an interest in all sporting fixtures, became a Past Master of the Masonic Lodge and further found the time to indulge in amateur theatricals, taking the part in local productions with all the vigour of a true professional. Leaving Mudgee in 1924, Dr. Lester practised in Macquarie Street, Sydney, and from his suburban home at Dee Why. Five years later, following the death of his wife, the call of the sea beckoned (his grandfather Lester had been a British Admiral) and Charles became a Ship's Surgeon on voyages between Australia, New Zealand and San Francisco. He suffered a further blow in 1929 when his daughter Myra, died in New Zealand. His only other child, Bruce, remained in Mudgee district where his descendants live today.

Dr. Lester died at sea on the RMS *Tahiri* on July 31, 1930, just as the vessel reached Wellington Harbour. A truly remarkable man whose expertise was a valued contribution to the well being of Mudgee citizens.

In just four decades Mudgee, the 'nest in the hills' had progressed from a frontier town of appalling primitiveness to a caring populace with an abundance of medical skills and a modern hospital. They could be justifiably proud of their achievements. Yet just 18 miles away there was another struggle for survival.

Crossing the Cudgegong River nine miles from Mudgee where the river spliced the Green Swamp Road at Slashers Flat, you crossed into a countryside raging with fever. Nine miles further, you entered the town that was in the grips of that fever. Gold fever! Gulgong's struggles for survival in sickness were a duplication of Mudgee's probationary exertions 40 years before.

Gulgong's First Hospital

The birth pangs of Gulgong's first hospital were laboured, overdue, but ironically at the same time premature. Delivery was expected in just eight weeks from the conception in the backroom of a hotel (definitely a hasty business). The 'enfant terrible' proved to be undeniably illegitimate and was shunned by the residents.

The founding fathers comprised Mr. James Sellman as Hon. Treasurer, Mr. De Courcy Browne (editor of the *Gulgong Guardian*) as Secretary, with businessmen—Messrs. Tissington, Angove and Rossiter. The meeting was held at the latter's hotel premises with nary a doctor in attendance. The need for a hospital was long overdue. Fifteen months had elapsed since the first nugget of gold had been found in April, 1870, and the population growth had been expanding at an alarming rate. (Population peaked the following year at 20,000.) Immediate action was necessary.

Advice had been solicited from their local MLA Mr. Church, who assured them a government grant of £150 would be forthcoming, provided the same estimate was raised locally. Tenders were called and the lucky acceptor was Mr. W.J. White for the sum of £247. The building was to be completed within eight weeks from the signing of the contract. Mr. White exceeded expectations and the building was completed by October 11, 1871.

"On Tuesday, 18th August, 1874, the remains of Dr. Belinfante were carried to the grave in the Church of England Cemetery, West End, Mudgee, followed by a large number of mourners, representing all sects of the community, including the Sons of Temperance, then a strong body in town. The funeral cortege after leaving the residence of the deceased gentleman in Lewis Street, off Gladstone Street, proceeded to St. John's Church of England, where the Rev. F.W. Stretton read an appropriate service, including the 39th Psalm and 99th Psalm. Places of business along the route to the cemetery were all closed, and at the grave, Rev. Cannon Gunther read the burial service in a most impressive manner. The large attendance waiting in the cemetery testified to the universal respect felt for one whose life was so unfortunately cut short. The plate on the coffin bore an inscription to the effect that the deceased was forty-three years of age."

Since 1875, the bridge erected over the crossing has been known as Belinfante Bridge.

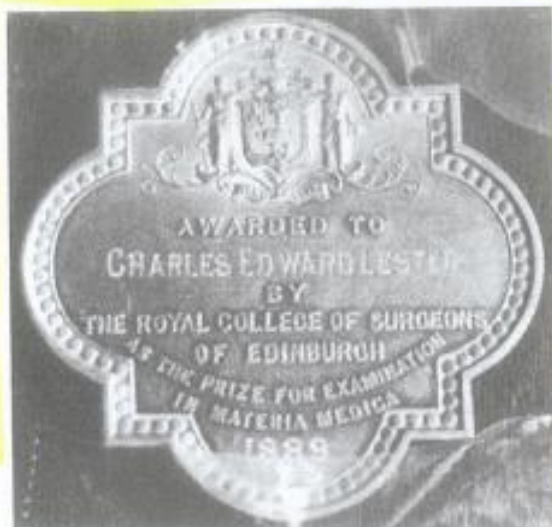
Another Mudgee-Gulgong doctor was Dr. Ramsay, originally an early Mudgee medico he seems to have moved to Gulgong during the gold rush. His Gulgong home was captured on Beaufoy Merlin's camera for the Holtermann Collection. His home in Mudgee was said to be a fine residence in Church Street. If so, it is to be wondered how his wife viewed the move into a bark humpy on a turbulent goldfield. This doctor fulfilled both government posts as Medical Officer and Electoral Returning Officer. In his capacity as Returning Officer it is rumoured that it was his custom to "exact a toll from each (poll clerks and presiding officers at each polling booth) fool enough to give it to him," so perhaps Dr. Ramsay's fine residence in Mudgee was after the Gulgong gold rush.



The Graduate, Dr. Charles Edward Lester. Collection of Dr. Lester photographs. Photo: Mr. David Lester



Medal presented to John Bax in 1856, is worded "Presented by the inhabitants of Mudgee in approval of exertions made to recover the bodies of persons drowned". The bodies recovered were those of Gorman and L'Estrange.



First Prize Medal for Materia Medica.



School of Medicine, Edinburgh University.

LIST OF APPROVED STREET/ROAD NAMESCOUNCIL MEETING 3 AUGUST 1993

Alexander McEwen – First Presbyterian minister, St Paul's 1858-1883

~~Thomas Chappell – Business man in early Mudgee, 1845-1904. Miller and Owner of New Steam Flour and Saw Mills in Market Street and at Burrundulla.~~ Approved 1/2/12 Council Meeting for cul-de-sac off Melton Road in Mudgee

Alfred Thomas

Wilton Street – Named after William Wilton, Mayor 1884 & 1885. Had a street named after him from Mudgee Church of England boundary to Kelletts produce store between and parallel to Market and Shorts Streets but street no longer exists

Charles Wilton

Dud Mills – Successfully published Bush Poet from the Mudgee area who died in 1992.

Allan Marsh – Served on Council and was a member of an old Mudgee family.

Harold Marsh – Served on Council and was a member of an old Mudgee family. Was a Stock & Station Agent and Auctioneer.

Nicholas Rowell – Laid foundation stone for Salvation Army Citadel, opened in 1889. Employee at Kelletts who then opened up his own store during the gold rush then took up farming along Lawsons Creek.

James Gillis McDonald – Aboriginal tracker attached to Mudgee District Police for 40 years. Was a noted and respected athlete, swimmer and boxer who won the famous Botany Handicap (now Stawell Gift). Was involved in the capture of the Governor Brothers. Died 1937.

~~Richard Hughson – First Mayor of the Municipality 1860. Was an innkeeper and journalist.~~ Approved 18/6/14 Council Meeting for street off Melton Road in Mudgee

Thomas Fiaschi - 1853-1927 Born in Florence and came to Australia in 1875. A famous Doctor who practiced at Sydney Hospital. After World War I took over Mudgee Vineyard from Roth and was president of the Australian Wine Producers Assoc of NSW in 1902-27.

James Spears (Gulgong) – Proprietor of the Times Bakery late 1800s early 1900s and owner of property Wyaldra. Largely responsible for the establishment of the Gulgong Pioneers Museum on the old bakery. site. To be used in the Gulgong area.

Boldrewood (Gulgong). Rolf Boldrewood, author of Robbery Under Arms, The Miners Right and others. Rolf Boldrewood, was the pen name of Thomas Alexander Browne, Police Magistrate in Gulgong 1871-1881 and Gold Commissioner from 1872-1881. Died 11/3/1915. To be used in the Gulgong area.

Kamilaroi – The name of an Aboriginal tribe who moved over part of the Council area

COUNCIL MEETING 18 APRIL 2007

Melaleuca - Species of native shrubs and trees. Named added to pre approved list April 2007

COUNCIL MEETING SEP 2009

Ralphs Road (Mudgee South) – Named after Ralph Turner a POW in Changi Prison where he died aged 21. The Turner property was in the area of the road that was commonly named Old Reservoir Road (near Redbank Dam). Ralphs Road was approved by Council November 2008 but the residents in the area felt the name had been forced on them and they preferred Old Reservoir Road. Ralphs Road was changed to Old Reservoir Road by Council in September 2009. Ralphs Road was already approved so can be used for a new road name but preferably in the Mudgee South area.

COUNCIL MEETING 1 FEB 2012

Ern Webster – Captain of the Mudgee Fire Brigade for 42 years, being awarded the Queens Fire Service Medal for distinguished service on 28/11/1969. Died November 1987.

COUNCIL MEETING 15 AUG 2012

Harvey – For the Harvey Family – James Harvey served in the NSW Police in Sydney, Cowra, Bathurst, Orange, Bourke and (in the 1890s) Mudgee as Senior Sergeant in charge of the Mudgee Police Station. He served until the early 1900s when ill health bought about his retirement. James was a Past Master of the Masonic Lodge and a prominent member of the Ancient Order of Forresters. His wife, Rosa Harvey was well known for her charity and church work in Mudgee. Two sons served Australia in World War I and two grandsons in World War II.

Nelthorpe – Rose Nelthorpe (the daughter of James & Rosa Harvey) lived in Mudgee from when her family moved here when she was a child till she passed away in 1974 at 95. Rose served the RSL Auxiliary, the Red Cross, Mudgee Hospital Auxiliary, the Country Women's Association and many others. She was recognised for her charity work with the Queens Medal for Meritorious Service. Her husband, Walter, served Australia in World War I and was, for many years, the Secretary of the original Mudgee Hospital. He was also appointed an honorary Magistrate in 1913.

Chapman – Michael Chapman was born in Mudgee in 1934 and passed away in 2004. He was a RFS Captain for the Cudgegong & Ilford Brigades, a Councillor and Shire President of Rylstone Shire Council, Creator and Chairman of the Property Rights Association of landowners affected by Windamere Dam. Mr Chapman volunteered building community buildings in developing countries like Tonga, Samoa and in the Kimberly, he helped with the renovations of Gulgong's Presbytery and Heritage Convent. He also volunteered for 2 years with the Ryder Cheshire Foundation in East Timor in 2002/03 which ultimately led to his death of dengue fever.

COUNCIL MEETING 17 NOV 2012

Oldfield – For the Oldfield Family – Richard Oldfield came to Australia and settled in Windsor then resettled in Gulgong during the gold rush. He married Mary Ann Field but was not a successful miner so he a stamping machine. With his sons he crushed rocks in Gulgong and Mebul. His son, George Oldfield, carried on the rock crushing business until it was not viable. George and his son William Oldfield then acquired a coach run to Gilgandra and Mudgee from Gulgong. Years later Cobb and Co acquired the coach run from George and William. William Oldfield became a Whyaldra Shire Council employee working as a horse and dray driver, then a road maintenance and grader drive. During World War II he went to Darwin and worked as a grader driver on the airfields, grading aerodrome areas when Darwin was bombed. After the war William (Bill) returned to Gulgong and continued working for Council as a garbage collector. When Bill retired, Mudgee Council presented him with a watch at a dinner in his honour after 30 plus years of service. Bill also served 25 years on the Gulgong Fire Brigade. The Oldfield family history started in 1865 until 1972, over one hundred years in Gulgong.

Endeavour – HMS Endeavour or HM Bark Endeavour was the ship captained by Lieutenant James Cook on his first voyage of discovery to Australia and New Zealand from 1769 to 1771. She was launched in 1764 as the collier Earl of Pembroke but was purchased by the Royal Navy in 1768 for a scientific mission to the Pacific Ocean to observe the 1769 transit of Venus, and to explore the seas for the surmised Terra Australis Incognita.

Resolution – HMS Resolution was the ship captained by Captain James Cook on his second and third voyages of exploration in the Pacific from 1772 to 1775 and 1776 to 1780, after Cook's death in 1779. She was launched in 1770 as the collier Marquis of Granby and was purchased by the Royal Navy in 1771. She was originally registered as HMS Drake but was renamed HMS Resolution in December 1771.

COUNCIL MEETING 5 DEC 2013

Jack Smith (Clandulla, Rylstone area) – Jack moved to the Clandulla area in 1928 when he was 14 years of age and his family have lived on or owned land in Clandulla and between Bylong Valley Way and the railway line ever since. He always lived in Clandulla, except for when serving in the military during World War II, until his death in 2003. Jack was a keen sportsman and a leading player in the local cricket team and tennis club. He was always involved in the local community and was a foundation member of the local Rural Fire Service and deputy Captain until his mid seventies. He was also a long serving member of the local school Parents & Citizens Association until Clandulla School closed. The P&C then changed to a Progress Association and Jack continued as a member until his death. He was made a life member of both organisations due to his long and dedicated service. Jack was also the local polling booth returning officer for the area until the polling booth was removed when the school closed. As a long standing member of the Clandulla community Jack Smith could be used in any road/street/bridge/place name in the Rylstone Kandos Clandulla Charbon areas.

COUNCIL MEETING 1 MAY 2013

Sorata (Windeyer) – Sorata Street as a street name in the village of Windeyer. May have never been formed but has since been closed as Lot 1 DP 1181771 (registered 18/12/12). Name added to Pre-Approved List for use in the Windeyer area to retain the history.

Lovett (Mudgee) – Edward Thomas Lovett was Mayor of Mudgee for four years from 1933-1937 (approx) and served on Council for 8 years.

Pirie (Mudgee) – The Pirie Family – James came to the area in the early part of the 20th century, around 1912, to manage the Loneragan properties. He was President of the Cudgegong Shire Council. His eldest son James W. owned land in the Hargraves area in the 1930s and also served on Cudgegong Shire Council, during this time the Council amalgamated with Gulgong Shire Council. James' youngest son Andy served on Mudgee Municipal Council for many years, including one term as Mayor. Andy ran his own Stock & Station business and served on many sporting and semi Government organisations, being the chairman of the Mid-Western Weeds Council for a number of years. All three men were talented singers and entertainers. And another two generations of the family are currently involved in business and community service in the Mudgee area.

Minorca (Rylstone Kandos Clandulla Charbon) – Named for the convict ship Minorca which sailed in June 1801 and arrived in the New South Wales Colony on 31/1/1802 carrying free settler James Vincent. The pioneer pastoralist lived on the property Carwell.

Riversdale (Rylstone Kandos Clandulla Charbon) – Local pioneer James Vincent's daughter, Elizabeth, married John Nevell and two of their properties were resumed for Windamere Dam. One was called Riversdale.

Oakborough (Rylstone Kandos Clandulla Charbon) – Local Pioneer James Vincent's daughter, Elizabeth, married John Nevell and two of their properties were resumed for Windamere Dam. One was called Oakborough.

Bloodsworth (Rylstone Kandos Clandulla Charbon) – James Bloodsworth was born in 1701 and sentenced to transportation in 1785. He came to the New South Wales Colony in the First Fleet onboard the Charlotte. James built kilns & instructed others in the art of brick making with his bricks going into the building of Sydney Cove's first building, Government House. He was commissioned by Governor Phillip to build his residence, then other buildings like warehouses and soldier's barracks, a clock tower, windmill and houses. On 15/12/1790 Governor Phillip was empowered to pardon Convicts so long as they did not return to England before their original sentence period expired. The next day James Bloodsworth was one of three men who received their freedom. On his emancipation James Bloodsworth became the first Master Builder in NSW (Australia). He passed away from illness at his house on South Row (O'Connell Street Sydney) on 21/3/1804 after a distinguished career in the building industry and as a respected citizen of the Colony. So great was the esteem in which he was held that he Governor King ordered what was then the equivalent of a State Funeral. By the 1840s James' son James Bellamy Bloodsworth and his wife Mari had land at Bathurst and Dabee (as the village of Dabee grew Governor Gipps named it Rylstone), starting the Bloodsworth family connection with the Rylstone area. Their second daughter, Ann and her husband James Brown also moved to Dabee (Rylstone) sometime after their marriage in 1840, where they took up farming.

COUNCIL MEETING 19 JUNE 2013

Norm King – Mr King was born in the back of his Uncle's model T Ford near Rylstone before midnight on 4/5/1920. His birth date is listed as 5/10/1920 because it wasn't till then that the family arrived at the Rylstone Hospital. Norm moved to Mudgee in 1939. He worked at Fountains Garage until enlisting in the Army on 1/10/1941 and then into the AIF on 26/11/1942 seeing action in the South West Pacific. On the day of his discharge, 29/1/1946, Norm joined the RSL and worked tirelessly for the Mudgee Sub-Branch and the Mudgee Community for the next 64 years. Norm was President of the Mudgee Sub-Branch from 1971 to 2003 when he resigned due to ill health, however he continued to support the RSL visiting sick ex-servicemen, selling ANZAC, Remembrance Day and Legacy badges and raffle tickets until only a few months before his passing in November 2009. At work at Fountains Garage, where he returned to after the War, he was awarded the Ford Service Manager Award for 1958 & 1959. He was awarded Life Membership of the RSL in 1980, was named Mudgee Shire Citizen of the Year on Australia Day 1993 and was awarded the RSL Meritorious Service Medal in 1994. Preferred use for a Park

William Oxley – Constable Oxley was born in England in 1804 and came to Australia in 1839 with his wife and family. Around 1846 he moved his family to the Mudgee area and was sworn in as a Constable of Police at Mudgee in 1851. At that time Mudgee was in its infancy having not yet been declared a municipality. Gold had just been discovered in the district resulting in a huge population explosion and bushrangers becoming commonplace. Mudgee Gaol was a decade from opening. It was only 63 years after the arrival of the First Fleet and prior to the creation of, what is now, the New South Wales Police Force. Constable Oxley was killed in 1853 from injuries sustained when he intervened in a drunken fight in the township of Mudgee and was struck on the head with a piece of timber. He was buried in what is now Blackman Park before his headstone was moved in later years to Memorial Park in Douro Street Mudgee. 19/5/2013 marked the 160th anniversary of Constable Oxley's death.

James Vincent (Rylstone Kandos Clandulla Charbon) – Pioneer in the Rylstone Kandos area, arrived in the Colony of NSW on the Minorca on 31/1/1802. Held a public situation for several years under Governor King. Established the Carwell property near Rylstone in 1829 with John Nevell, also settling the Flatlands property. Died 11/6/1848 aged 77 and is buried in the Carwell Cemetery.

Jimmy Lambert (Rylstone Kandos Clandulla Charbon) – Born 1823 and died in 1882. Acknowledged during his lifetime as the King of the Dabee tribe. Jimmy was well respected by both the indigenous and European communities.

COUNCIL MEETING 24/713

Michelle – To honour Michelle Morrissey who was tragically killed in her home in Mudgee in 2010. Michelle was a bright, young woman who worked hard at her education, being named Student of the Year for your Mudgee Public School Year 6 class and completing her HSC included on the NSW Board of Studies Distinguished Achievers List of 2008 HSC Honour Roll. The day after she completed her HSC Exams, Michelle began a traineeship with O'Brien Bartlett First National Real Estate, which she completed early and was then promoted to the Property Management Department. Michelle involved herself with fundraising for 3 of Mudgee's Nursing Homes while at school and later with Relay for Life.

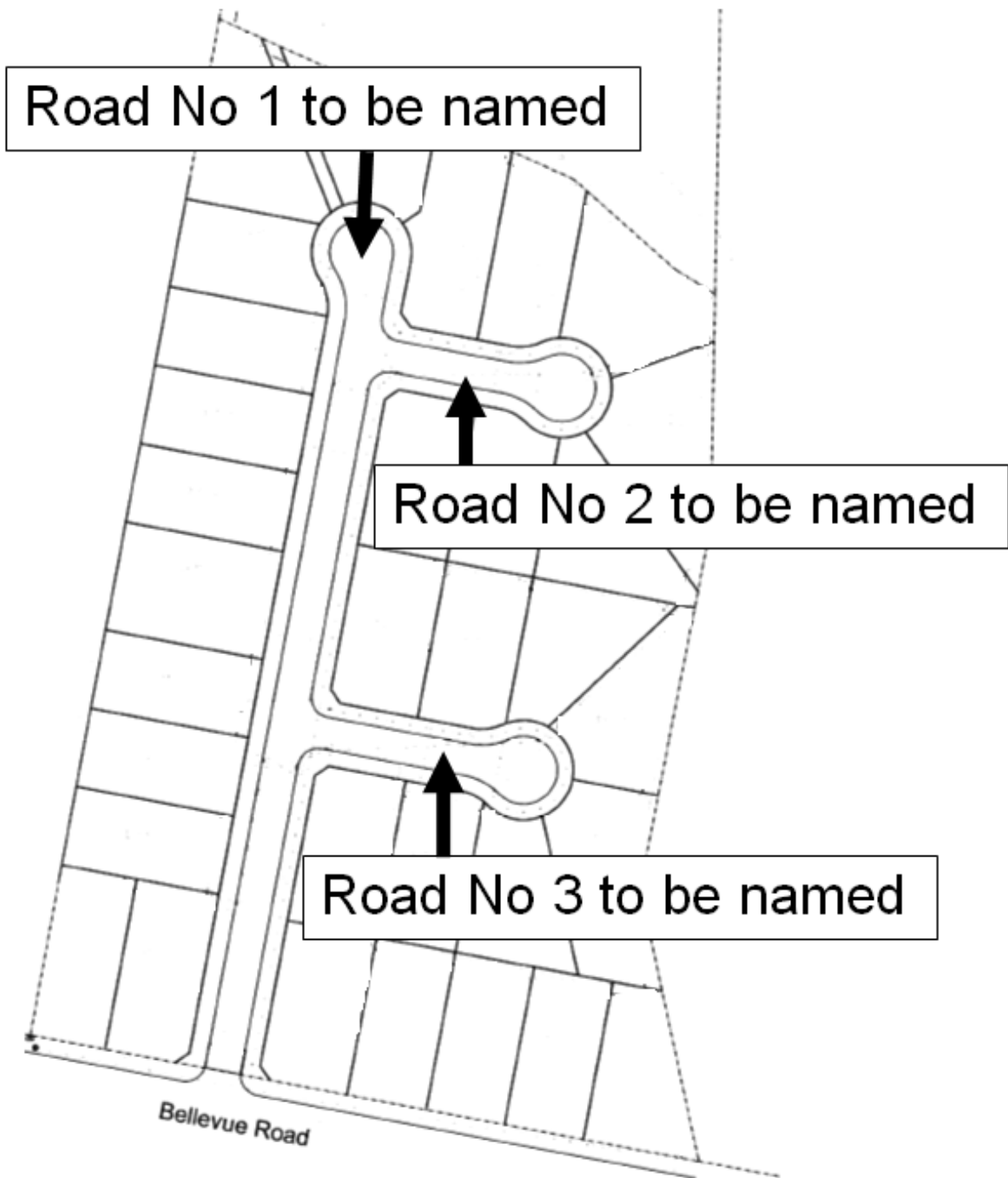
~~Rowe – Thomas Rowe was one of NSW most prominent and successful architects. He designed the Mechanics Institute in Mudgee, the Methodist Church in Ilford, the Presbyterian Churches in Hill End and Mudgee. He designed a huge portfolio of commercial, ecclesiastical and residential briefs from the 1850s until his death in 1899. Some still standing are the Sydney Hospital, the great Synagogue in Elizabeth Street Sydney and Newington College in Stanmore.~~ Approved 18/6/14 Council Meeting for street off Melton Road in Mudgee

Lillie Cook – The property of Glen Ayr, which covered the land from Henry Bayly Drive back along Rifle Range Road, was for many years, until the 1950s, used as Cooks Dairy Farm owned and run by Walter Cook and his wife Lillie Cook nee Cox.

Annie Pyne – Born 9/3/1888 in Woolloomooloo, Annie Williams married Edmund Pyne of Eurunderee in 1925 and became a staunch support of the Red Cross and the Mudgee District Hospital Auxiliary. On 13/10/1971 Annie was awarded a Life Membership of United Hospital Auxiliaries of NSW for her work and dedication to the Mudgee District Hospital. On 6/5/1972 she was selected as the Quota Club of Mudgee's Woman of the Year for 1972 in recognition of her wonderful and consistent work in the service of the community over the years. Annie passed away on 29/9/1992 at 104 years of age.

COUNCIL MEETING 16/4/14

Bucholtz – To honour the Bucholtz family and their long association with Mudgee and Eurunderee. Frederick J Buchholz (Australized to Bucholtz) established the winery of Fredericksberg in 1859 which was further developed by his son Frederick Anthony Bucholtz to become to become the largest vineyards in the southern hemisphere at their peak. The Fredricksberge winery successfully exhibited wines in Paris, Calcutta, London, Sydney and Melbourne. Table grapes from Fredricksberg were sent to England for the Colonial and Indian Exhibition and were reputed to have been served the Queen Victoria. The winery was sold and became known as Westcourt Winery. The family moved to Willow Tree at Wilbetree. Henry Lawson based his stories Buckholt's Gate and Roll Up at Talbragar on events surrounding the family while they still lived at Eurunderee and Frederick J Buchholz was chairman of the Committee instrumental in the establishment of the Eurunderee School. Frederick A Bucholtz was one of the first Mudgee Volunteers to serve, as a Lance Corporal, with the First Australian Light Horse in the Transvaal (Boer War). He later attended the Coronation of King Edward VII in 1902. The family has been in Australia for 8 generations (161 years).



6.2.14 Flood Study for Rylstone and Kandos: Final Study Report

REPORT BY THE ACTING DIRECTOR, MID-WESTERN OPERATIONS TO 23 JULY 2014 COUNCIL MEETING

REPORT Rylstone Kandos Flood Study and Committee
GOV400038, WAT500052

RECOMMENDATION

That:

1. **the report by the Acting Director, Mid-Western Operations on the Rylstone Kandos Flood Study and Committee be received;**
2. **Council reconvene the Rylstone/Kandos Flood Committee;**
3. **Note the final report of the Flood Study for Rylstone and Kandos;**
4. **Proceed with public exhibition of the Flood Study for Rylstone and Kandos for a period of 28 days, noting that the Committee may provide further input during the exhibition period.**

Executive summary

The final report for the Flood Study for Rylstone and Kandos has now been received by Council. In order to progress the floodplain risk management process for Rylstone and Kandos, Council is required to reconvene the Rylstone/Kandos Flood Management Committee (the Committee) which has now lapsed. This report recommends that the Committee be reconvened and the flood study be placed on exhibition, noting that the Committee may provide further input during the exhibition period.

Detailed report

The Rylstone/Kandos Flood Study was commissioned in 2009 with the work to be undertaken by Sinclair Knight Merz (SKM). The study has now been completed including amendments as requested by the Rylstone/Kandos Flood Management Committee. The flood study investigates hydrologic and hydraulic aspects of flood events of varying severity up to and including the probable maximum flood. The flood study identifies flood hazard categories which are useful in determining appropriate land use scenarios for flood affected land.

The flood study is a technical document that is one step in the process towards formulating a Floodplain Risk Management Plan. Councils in NSW are obligated to develop and implement floodplain risk management plans in accordance with NSW Office and Heritage (OEH) guidelines. The realisation of these plans bolsters Council's exemption from liability in relation to development of flood liable land in accordance with s733 of the *Local Government Act 1993*. The process to formulate such a plan is outlined in the *Floodplain Development Manual 2005* (the Manual), published by OEH. The process requires councils to implement a Floodplain Risk Management Committee whose primary objective is to oversee the development and implementation of such a plan. The Committee is an advisory committee that reports to Council.

In June 2009, Council nominated Councillors Shelley and Martens as Councillor representatives on the Rylstone/Kandos Flood Management Committee (the Committee). The Committee has not met for some time and a review of September 2011 and 2012 Business Papers (when Council reviews

committees) does not indicate that this committee was reconstituted. Advice was sought from Council's Governance Manager as to the status of the Committee, who has advised that the Committee has now lapsed. Therefore for Council to progress the flood study, it must first reconvene the Committee in accordance with the process set out in the Manual for review and recommendation of the study.

The former Committee had met and reviewed a draft version of the Rylstone/Kandos flood study. There were a number of issues raised at the time with the consultant and these have now been addressed in the report provided. The most pertinent of these matters was the nominated study area at Rylstone. Council undertook further survey work in 2013 with the information supplied to SKM for incorporation into the flood model. The results are provided in the report now include the extended study area. To expedite the process and avoid further unnecessary delays, it is recommended that:

1. Council reconvene the Rylstone/Kandos Flood Committee,
2. Note the final draft report of the Flood Study for Kandos and Rylstone,
3. Proceed with public exhibition of the Flood Study for Kandos and Rylstone for a period of 28 days, noting that the Committee may provide further input during the exhibition period.

Financial and Operational Plan implications

The flood study and subsequent Floodplain Risk Management Plan are budgeted items and partially grant funded by the NSW Government. The Floodplain Risk Management Plan must be completed in order to claim these funds.

Community Plan implications

Progressing the Rylstone/Kandos flood study, Floodplain Risk Management Plan and its implementations is consistent with the protecting our natural environment theme within the Community Plan.



DARYL COLWELL
ACTING DIRECTOR, MID-WESTERN OPERATIONS

11 July 2014

Attachments: 1. Flood Study for Kandos and Rylstone: Final Study Report (included at the end of the business paper)

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

6.2.15 Gulgong Sports Council

REPORT BY THE ACTING DIRECTOR, MID-WESTERN OPERATIONS TO 23 JULY 2014 COUNCIL MEETING

Report to Council - Gulgong Sports Council - June 2014
GOV400038, A0100056

RECOMMENDATION

That:

1. **the report by the Acting Director, Mid-Western Operations on the Gulgong Sports Council be received;**
2. **That the minutes for the Gulgong Sports Council ordinary monthly meeting held on 18 June 2014 be noted.**

Executive summary

The purpose of this report is to advise Council of the considerations and recommendations of the Gulgong Sports Council Meetings held on 18 June 2014. The Sports Council receives an updated Works Request and Matters in Progress report together with updated financial details each month prior to their meeting.

There are no further matters arising that require consideration by Council at this time, noting that specific requests/recommendations are forwarded to Council under separate cover providing detailed information on requirements. Operational matters raised will be dealt with in due course when staff receives additional information.

Detailed report

Not applicable.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.



DARYL COLWELL
ACTING DIRECTOR, MID-WESTERN OPERATIONS

9 July 2014

Attachments: 1. Minutes of Gulgong Sports Council Ordinary Meeting 18 June 2014

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

Gulgong Sports Council
Monthly Meeting
Wednesday 18th June, 2014

Meeting Opened: 7pm

Apologies: Rhiannon Barnes

Present: Craig Holden – President, Brian Gudgeon – Treasurer/Senior Cricket, Nicola Barnes – Secretary/Miniature Horses, Michelle Gaudry – Tennis Club, Charlie Rae – Dog Obedience, Betty Rae – Dog Obedience, , Lynne Hawkins – Passive Parks

Motion 1 – “That apologies be accepted as read”

Moved: N. Barnes

Seconded: B. Gudgeon

All in favour – motion moved and carried.

Motion 2 – “That the minutes be accepted as read”

Moved: B. Rae

Seconded: C. Holden

All in favour – motion moved and carried.

Council Business:

1. The security lights at Billy Dunn grandstand need cleaning out –the insides are full of bugs. Waiting for response from Council.
2. Need 5 new wheelie bins for Billy Dunn oval to replace damaged and stolen bins, could you please advise if this can be done.
3. The rails that are missing at Victoria Park please be installed so that cars cannot enter their playing area.
4. Southern end of Billy Dunn ground keeps being flooded from pool needs to be fixed as main ground is being damaged from this regular occurrence.

Finance Report:

Income;

Mr Mark Todd Gorrie Mrs Teri Liesa Gorrie	\$100.00	Donation
S M Harris	\$100.00	Donation
Gulgong Timber and Hardware	\$100.00	Donation

Convergean Pty Ltd \$100.00 Donation

Please note that all above income is donations for presentation night.

Expenditure;

Accounts that need paying are:

Timber Yard - \$127.95 repairs to structures.

Print Storm-\$241.00 Certificates, Sports Awards.

Mr Dykes Trophies- \$1086.14 Trophies Sports Awards.

R&J Andrews-\$148.50 Repairs to BBQ Area.

Motion 3 – “That accounts be paid”

Moved: B. Gudgeon

Seconded: N. Barnes

All in favour – motion moved and carried.

Motion 4 – “That the treasurer’s report be accepted.”

Moved: B. Gudgeon

Seconded: C. Rae

All in favour – motion moved and carried.

Correspondence: Nil

General Business:

1. Presentation Night going ahead – sharing the night with Bowling Club and Rabbit Races presentation – 21st June starts 6:30pm.
2. All help required for setting up of presentation night.

Meeting closed: 8.15

Craig Holden – President

6.2.16 Mudgee Sports Council

REPORT BY THE ACTING DIRECTOR, MID-WESTERN OPERATIONS TO 23 JULY 2014 COUNCIL MEETING

6.2.17 Report to Council - Mudgee Sports Council - June 2014

GOV400038, A0100056, A0100013

RECOMMENDATION

That:

1. **the report by the Acting Director, Mid-Western Operations on the Mudgee Sports Council be received;**
2. **That the minutes for the Mudgee Sports Council ordinary monthly meeting held on 30 June 2014 be noted.**

Executive summary

The purpose of this report is to advise Council of the considerations and recommendations of the Mudgee Sports Council Meetings held on 30 June 2014. The Sports Council receives an updated Works Request and Matters in Progress report together with updated financial details each month prior to their meeting.

There are no further matters arising that require consideration by Council at this time, noting that specific requests/recommendations are forwarded to Council under separate cover providing detailed information on requirements. Operational matters raised will be dealt with in due course when staff receives additional information.

Detailed report

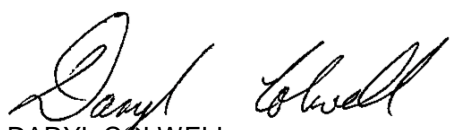
Not applicable

Financial and Operational Plan implications

Not applicable

Community Plan implications

Not applicable



DARYL COLWELL
ACTING DIRECTOR, MID-WESTERN
OPERATIONS

9 July 2014

Attachments: 1. Minutes of Mudgee Sports Council Ordinary Meeting 30 June 2014

APPROVED FOR SUBMISSION:

A handwritten signature in black ink, consisting of a stylized capital letter 'B' followed by a horizontal line extending to the right.

BRAD CAM
GENERAL MANAGER

MUDGEES SPORTS COUNCIL MINUTES 30-06-2014 - 18:10pm

Present: P. Mitchell, C. Kurtz, R. Golden, M. O'Keefe, K. Lang, G. Bartrim, J. Baskerville, & J. Johnson.

Apologies: G. Robinson, J. Weatherley MWRC Rep. Moved apologies be accepted R. Golden, seconded C. Kurtz.

Minutes read as true and correct from previous meeting. Moved J. Baskerville seconded C. Kurtz.

Business Arising:

- Netball rep is going to see Brad Reynolds about getting Netball seating installed.

Treasurer's Report:

- \$61,797.90 at time of meeting.
- Summer sports still owing fees Senior Cricket, Rodney Golden will organise for senior cricket to pay account and Mudgee Little Athletics.
- All Winter sports reminded that fees are due, Mudgee Hockey fee's paid.
- Accounts paid from sports awards.

Treasurer's report moved R. Golden seconded J. Baskerville.

Secretary Report:

- Email from Julian Geddes offering an assistant to help clubs set up fields for line marking, this service can be offered for 2 hours at a time, it is not council providing line marking to sports groups.

Works request updates:

- Grate and trap fixed Jubilee, broken sprinkler covers moved to less accessible areas.

Works Requests:

- Large tree down near ladies toilet block West End.
- Fire extinguisher empty Victoria Park Amenities Block, needs replacing.

General Business:

- New committee for Mudgee Senior Cricket.
- Soccer discussed applying for a grant to install Hot/Cold water and sink, and appropriate power supply to the new BBQ area in the Touch/Soccer clubhouse. The total cost is \$10,562.40, \$5000 of this is to plumb the grey water to the sewer line, it is hoped to have all this work done by the building contractor who is there at the moment. A diagram was shown to the committee. The BBQ area will look over the Eastern fields, and the area will be used by other user groups to Glen Willow. MOTION: That Sports Council cover the cost of \$10,652.40 which is the installation of the Hot/Cold water and plumbing to sewer line, sink and power points in the BBQ area at the upgraded amenities at Glen Willow Touch/Soccer fields. Moved G. Bartrim seconded R. Golden. Motion carried. Please pay Mudgee/Gulgong Wolves A/C No 291577, BSB No 032-653 Westpac Mudgee.

Meeting closed 18:45

Next meeting 28th July 6pm Mudgee Netball Clubhouse

6.2.17 Mudgee Showground Management Committee

REPORT BY THE ACTING DIRECTOR, MID-WESTERN OPERATIONS TO 23 JULY 2014 COUNCIL MEETING

Report to Council - Mudgee Showgrounds - Minutes April 2014
GOV400038, F0650007

RECOMMENDATION

That:

1. **the report by the Acting Director, Mid-Western Operations on the Mudgee Showground Management Committee be received;**
2. **the minutes of the Mudgee Showground Management Committee meeting of 8 April 2014 be noted.**

Executive summary

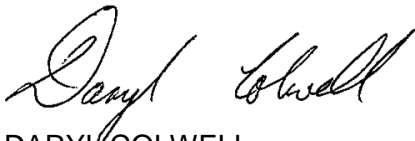
The purpose of this report is to advise Council of the considerations and recommendations of the Mudgee Showground Management Committee ordinary bi-monthly meeting held on 8 April 2014. The Showground Management Committee receives an updated Works Request and Matters in Progress report together with updated financial details bi-monthly. A copy of the Matters in Progress are attached for Council's information.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.



DARYL COLWELL
ACTING DIRECTOR, MID-WESTERN OPERATIONS

8 July 2014

Attachments: 1. Minutes of the Mudgee Showground Management Committee Meeting 8 April 2014.

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

MUDGEES SHOWGROUND MANAGEMENT COMMITTEE MEETING — 8 APRIL 2014

Meeting Opened: 6.00 pm

Present: Cr John Webb, Brad Cam, Bill Robinson, Lea Cuthbertson, Yasmin Crockett and Kim Wilson

Observer: Lesley Burgess (minute secretary)

Apologies: Russell Holden, Dean Rheinberger

Absent: Malcolm Swords

Minutes of February's Meeting – Accepted

Moved: Kim Wilson
2nd Bill Robinson

Motion Carried

Cr John Webb welcomed Georgie Casper to the meeting. Georgie Casper will be replacing Kim Wilson when Kim leaves Mudgee.

MATTERS IN PROGRESS

- As per attached list.
- Cr John Webb advised that he made a recommendation for the reduction in camping fees but this proposal was not supported.

CORRESPONDENCE

- Cr John Webb went through the correspondence.
- Financial Report
- Brad Cam went through the financial report. Income received to date is \$41,696.00 which is better than anticipated. Electricity is a concern at \$8,596.28. We are still to be invoiced for water which is expected to be high due to the long hot dry summer.
- Lesley to obtain a report regarding outstanding stables hire fees.
- \$45,000.00 has been approved in next year's budget to upgrade the electricity; the Showground will then have a functional commercial kitchen. In addition, it is projected that there will be enough money to erect the fence to enclose the camp site and to do the necessary planting behind the main pavilion.

GENERAL BUSINESS

- Yasmin advised that the large tree next to the dressage arena is dead and is a hazard. Lesley to do a works request
- At the request of the stable hirers, Brad Cam has asked Ken Jeffrey not to go into the stables to clean; this duty now falls on the stable hirers. Regular checks will be carried out to ensure that the stable area is being adequately cleaned.
- Bill advised that during heavy rain, the drainage at the back of the main pavilion blocks due to the wood chips from the flower beds being washed out into the drains. This also leads to flooding outside the kitchen door. Brad Cam advised that he is hoping that there will be some money available after the electricity upgrade so that planting can be done.
- Bill advised that the Poultry Centennial Show might be hosted at the Showground's next year which will be a big boost for Mudgee.

- Lea advised that the equestrian arena surface is so hard it is like cement and is unusable; the main area of concern is the south side of the equestrian arena near the old stables. It was suggested that Sandy Walker be approached with regard to the sand that riding for disabled presently have stored at AREC.
- Camping in association with an event - The question of why camping fees of \$10 are charged for camping in a tent but \$24 is charged if you place your tent in a horse float. To be discussed at the next meeting with the 2014/2015 fees and charges.
- Lea advised that proceeds from their last event were all donated to Drought Relief and MWWH were therefore wondering whether Council would be prepared to waiver their fees for this event. Brad advised that the MWWH would need to write a letter to the GM in support of this request.
- Lea would like a cement pad installed at the end of the cattle loading ramp so as to create an anchor.
- The major damage done to the showground during the Mudgee Show was discussed. The Show Society have done very little to rectify the damage. Brad Cam advised that Council is currently ascertaining whether we would be eligible to claim on insurance as Council has a \$100,000.00 turf damage policy.
- Both Brad Cam and Cr John Webb were shocked at the condition of the showground after the show. The Show Society has been informed that they have forfeited their bond of \$3,600.00 although the damage is estimated to be in the region of \$15,000.00. Brad went on to say that the bonds payable are nowhere near enough to cover damage.
- It was felt that the Show Society does not manage their show and participants well and that with the rain it was inevitable that the arena would be damaged. The fact that vehicles were allowed to drive on the rain soaked arena created substantial damage.
- The lack of parking is the main issue at the showground during a major event. Being able to park over the road where the pines are would help resolve this problem.
- Brad Cam advised that Ice Skating is returning to Mudgee during the school holidays.
- At the next meeting we need to ratify the fees and charges.

BUSINESS PLAN

- The following revisions to the Business Plan were made -
 - Page 5 & 16 - Bill Robinson would like the word Chook replaced with Poultry and shed replaced with Pavilion except for the wool shed
 - Page 19 - Capital Works Requirements, although seen as a wish list, it is necessary to have a long-term Business Plan so that any grants applied for are justified
- The Committee wanted it minuted that -
"The capital works / wish list has been recorded in the Business Plan in order to identify future works of the showground in case future funding is granted"

Moved: Bill Robinson

2nd Yasmin Crockett

Motion Carried

**MEETING CLOSED AT: 7:30 PM
NEXT MEETING TO BE HELD 3 JUNE 2014**

MATTERS IN PROGRESS

#	SUBJECT	MEETING DATE	ACTION	WHOM	PROGRESS
1.	A fence to be erected to enclose the camping area, mainly for safety reasons.	3/9/13		Brad Cam	Needs further discussion and consideration 5/11/13 Brad Cam to do costings. Approved in next year's budget 8/4/14
2.	Business Plan to be revised	3/9/13		All	
3.	Ken to be advised of the bin enclosure that the Horse Groups are erecting.	3/9/13	Ken to be given a key to lock the bins away	Andrew Drummond	5/11/13 in progress
4.	Equestrian Arena is becoming very thin in places needs sand to be levelled as the sand tends to accumulate around the edges.	5/11/13		Andrew Drummond	
5.	Large tree next to the dressage arena is dead and is a hazard.	8/04/2014	Works Request	Brad Cam	Works Request TR0362/2014
6.	Lea would like a cement pad installed at the end of the cattle loading ramp so as to create an anchor.	8/4/14		MWWH & Brad Cam	

6.2.18 Kandos Centenary Working Party Minutes

REPORT BY THE MANAGER, COMMUNITY SERVICES TO 23 JULY 2014 COUNCIL MEETING

Kandos Centenary Working Party Minutes

GOV400038, P1553611

RECOMMENDATION

That:

1. **the report by the Manager, Community Services on the Kandos Centenary Working Party Minutes be received;**
2. **Council note the minutes of the meeting held 09 and 23 June 2014, and the accompanying Income and Expenses and Budget reports**

Executive summary

The Kandos Centenary Working Party is a 355 Committee of Mid-Western Regional Council, responsible for the Centenary events planned in Kandos in October 2014.

Detailed report

Matters discussed at the 09 and 23 June 2014 meetings are contained in the attached minutes.

Council will note the income and expenses incurred in the attachments to this report. Council made the decision at its 18 June meeting to not require return of the Rocky Mountain Spirit printing costs. The Centenary Working Party Committee have now been advised of this, and in all future Income and Expense statements, the Rocky Mountain Spirit income will be itemised. For the purposes of this month's report, the book sales income is detailed in a separate attachment.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.

KATE POWER
MANAGER, COMMUNITY SERVICES

11 July 2014



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

- Attachments:*
1. KCWP Minutes – 9 June 2014
 2. KCWP Minutes – 23 June 2014
 3. KCWP Income and Expenses – 9 June 2014
 4. KCWP Income and Expenses – 23 June 2014
 5. KCWP RMS Book Sales as at 23 June 2014
 6. KCWP Budget - 9 June 2014 – Draft
 7. KCWP Budget -23 June 2014 – Draft

APPROVED FOR SUBMISSION:

A handwritten signature in black ink, appearing to be 'BRAD CAM', with a horizontal line extending to the right.

BRAD CAM
GENERAL MANAGER

MID-WESTERN REGIONAL COUNCIL

MEETING OF THE KANDOS CENTENARY WORKING PARTY

Monday 9 June 2014 Commencing at 4.30pm Venue: Kandos High School Library

AGENDA

1. **PRESENT:** H Fuller, K Smith, J Mackin, C O'Sullivan, P O'Connor, Cr Martens, N Wills, L Syme, L Edwards, B Stockwell, D Honeysett, M Kavanagh, S Honeysett, L Pennell,

staff: V Handmer (minutes)
 2. **WELCOME AND APOLOGIES:** Cr Martens welcomed everyone to the meeting and called for apologies;
Apologies: R Evans
 3. **MOTION OF ADOPTION OF APOLOGIES:**
Moved L Edwards Seconded K Smith Carried
 4. **MOTION OF ADOPTION OF THE PREVIOUS MINUTES (26 May) with the following amendment;**

Amendment 4.4 Geelong not Grenville.

Moved; N Wills Seconded P O'Connor Carried
 5. **Secretary's Report/Correspondence; Pam O'Connor; items discussed;**
 1. quote for drinks; \$129.50 for children's disco
 2. Tara Brown; suggestion for parade; to be discussed in BA
 3. Jim Mackin; the wheel; Frank White said that CA didn't want to look back at accidents but look forward so suggested that the wheel be planted wherever the committee decided and that a plaque be placed near the entrance to the works with the wording regarding loved ones lost.
 4. correspondence re floats; Mens shed, The Loft and rescue squad
 5. RMS bal \$1804. Pam will provide a count of remaining books by next meeting.
- MOTION OF ACCEPTANCE OF SECRETARIES REPORT**
put; P O'Connor Sec L Syme Carried
6. **Treasurer's report; Naida Wills;**
report Tabled; bal of \$25,726.67 with \$40 in petty cash
Gala Ball tickets paid for 130 but a further 24 20 booked and unpaid for.

Promo stock;
Books

219 bags out for sale in various venues with a further 282 being held by N Wills.

MOTION OF ACCEPTANCE OF TREASURER'S REPORT and paying H Fuller back for website registration

Put N Wills Seconded; H Fuller Carried

7. BUSINESS ARISING FROM MINUTES

7.1 merchandise/promotion

brackets for banners are now subject to a new code and very expensive. It was decided to not purchase these at this stage.

wrist bands still to be purchased

pavers and their promotion/sale; discussion re this.

- Promotion to be on flyers/ the newspaper/website.
- HF will bring order forms to the next meeting
- large paver; HF is liaising with person to get more info.
- whatever CA would want written on it on a jpeg file etc

Sunday 5th October Catholic dinner tickets will go on sale from 7th July

promotional plates (further pricing of Simone Mackin design)

- multicolour with sequential numbers;
- 200 mm dia \$23.50 for 100
- \$21 for 150

*C O'Sullivan will forward quote to be included with the minutes so a decision can be made next meeting

No further info re glasses for the Gala Ball

promotional; banners, flags, brackets for power poles already discussed

7.2 Road Closures and parade arrangements; J Mackin and B Stockwell

Jim to attend the traffic committee meeting tomorrow. He and Brad will work out where the procession will park after the traffic meeting.

Wheel; Lyne suggested native grasses; it's near the south end of the small park opposite the Rotunda on Angus Ave.

7.3 Floats for the Parade; Lesley reported that she expects 20 floats at this stage; new members;

- pony club and dog club,
- Glen Davis' building contracting business,
- Mountain Signs,
- James Large (boxing),
- Mudgee Antique Motor Club,
- Selbilco
- Dance with Attitude dancing in the parade
- KRR; Ron Spithill and others want to know if they can stand on the back of a truck. Need to clarify with council

VH send risk assessment form to Lesley. Charles Vassl (2852 committee, Gulgong Gossip)

7.4 update on insurance for the event;

- scouts hill climb (waiver done); dawn mountains tour; dawn and 1pm
- Sunday entertainment,
- Monday tours; Dunns swamp, Cemetery Sun 2pm and 11am ,
- risk assessments for each event; see attached form
- citing insurance for floats etc

7.5 Sub committee reports;

Markets; Mary Kavanagh

Markets stalls need to be paid for depending on insurance (is council covering insurance?)

Mary told the meeting that DTT insurance will cover the railway area as per their policy. If the committee wants to extend the area she will get a quote (to include the Rotunda Park). Their insurance is from Markets and Fairs (based in Q)

FOOD; Sue Honeysett told the committee

- scouts rotary can go wherever
- the markets can be on the end of the railway green facing the Rotunda park so they form part of the area where people will gather. Defined area for markets is part of the insurance policy.
- Ilford CWA
- Renees Cafe;all w/e
- Rotary BBQ Sat
- Scouts donuts Sat, Chicken kebabs; Sun
- Mens shed; sausage sizzle; Sat
- Down the track all weekend
- Local bakery and cafes

Motion; Lyn Syme to contact S H re getting a spit

put L Syme, Seconded H Fuller Carried

SCHOOL involvement and photo display (Helen Fuller, Rose Evans, Lesley Pennell, Lynette Edwards, Pam O'Connor)

H Fuller spoke to high school staff re involvement; have got interest; maybe Sunday have the school open with KHS hospitality cafe open. She will also go to KPS staff meeting and see what they want to do re having a float.

- red bus tours; Saturday.

Promo brochure

John Fitzgerald brochure; discuss the updated draft Colleen happy to contact him and will get the mobile number from Leslie.

- tighten events list, get confirmation from stalls, floats etc so flyer can be sent out in June. POC has a list of people;

Kandos band (Rose Evans and Lynette Edwards)

- window sorted for display; need past and present.
- HF to chase up salvos band from Orange.
- Could be a number of bands stationed along the way.

Concern about the budget;

- need official clarification in councils official minutes confirmation of the letter (3 April MS; AOO60123) from GM re the committee gets full proceeds from sale of RMS.

convent tour; Saturday afternoon;

- tour and tea and scones; needs to be included on flyer.
- Lynette will follow up to see if memorabilia can be included in the convent

Dunn's Swamp tour; Monday Colin Jones to arrange. indigenous and nature talk.

media coverage/ promotion;

- webpage, blog, gmail account; banners (H Fuller).
- HF to re-establish FaceBook page.
- Dearne and Twin Town Players have started producing a video of Kandos that will be for sale at the centenary weekend.
 - Robyn Murray attending 29 June meeting
 - Bags are out and selling
 - Wrist bands to be ordered
 - Banner brackets very expensive; so will go with what's already there
 - banners are up in town, Rylstone and Bathurst

Gala Ball tickets; sales update 157 sold tickets but not all have paid Colleen will contact 2MG. Alcohol being sorted out. A booking has been made with Aussie Country Catering at Gulgong but no items have been listed as yet. See whats needed.

5.35pm Mary left the meeting

7.6 Saturday entertainment

- Rainbow serpent major attraction (L Syme)
- GPS circus troupe
- Tara Brown has made up a skit; she comes down the road and collects a gang; Pony Club members then they will close in on her and she will escape.
- Kids disco; Marcus or Stephen (Lesley and VH to work out)
- Poss belly dancing either in parade or the pre dinner drinks at the ball (C OS to contact)

7.7 Sunday morning; Electricity at Rotunda. VH to follow up. Also curtain

Combined church service;

- F Gary, S Kath would be part of ecumenical service.
- Leigh and Graeme Gardiner are happy...confirm time; 10am is preferable.
 - cake cutting; Diane Mundy to make the cake.
 - Wollemi Voices perhaps could sing during the cake cutting.
 - entertainment
 - most likely need generator; write to Maceco
 - also need a truck (Keith Smith has got one) but we need a driver.
 - Also get stairs from Cameron Clarke. Keith to follow up.
 - jumping castle (HF to find out who)
 - musicians
 - PA and music Relapse

- Wollemi Voices choir (maybe before 12?)
- Jason and Chloe; Joe Yates music

8 GENERAL BUSINESS:

8.1 Cr Martens and P O'Connor meeting with CEO Frank White; discussed
wheel
pavers
silhouette sculpture

8.2 update and info for Silhouette sculpture; L Jardine. Laurie gave his apologies and said he will attend the next meeting with more information.

8.3 Kandos Museum; due to reopen Sept 2014. Open day Saturday went well with the exception of poor decision re welcome to country.

8.4 updated events calendar; including cemetery and convent tours.

8.5 H Fuller spoke to Buzz Sanderson about museum photos and discussion re copyright happy to share with provision that photos are not sold.
It was agreed that an email be sent listing what is wanted would be a good idea. To be discussed at the next meeting.

8.6 donation of \$20 to the Trivia Night from Helen Marsonette noted

6.35pm N Wills left the meeting.

Bathurst Uni needs a project for students Lesley to followup and speak at the next meeting.

9 Date of next meeting Monday 23 June 2014

MID-WESTERN REGIONAL COUNCIL

MEETING OF THE KANDOS CENTENARY WORKING PARTY

Monday 23 June 2014 Commencing at 4.30pm Venue: Kandos High School Library

MINUTES

1. **PRESENT:** Cr Martens, P O'Connor, H Fuller, K Smith, J Mackin, L Edwards, C O'Sullivan, R Evans, B Stockwell, B Fleming, L Syme, N Wills

minutes: V Handmer

2. **WELCOME AND APOLOGIES:** Cr Martens welcomed everyone to the meeting and called for apologies

3. **APOLOGIES:** J Fitzgerald and Sue Honeysett put COS sec L SYME

ADOPTION OF Apologies: put_C O'Sullivan Seconded L Syme Carried

4. **Adoption of the PREVIOUS MINUTES (9 June) with the amendment; Oriana not Dearne (pg**

Put; C O'Sullivan Seconded H Fuller Carried

5. **Secretary's Report/Correspondence; Pam O'Connor**

in/ out as per report.

discussion about 2 late inclusions not listed.

Paul Toole has confirmed he will be attending the opening and is happy to deliver a short speech and asked that his office be told the time and place.

Council Executive Secretary Mette Sutton emailed to say that the new GM may take up 2 tickets but if not 2 councillors would do so.

278 books sold thus far. Discussion re \$19K publishing costs being waived for use for the celebrations.

ADOPTION OF SECRETARY'S REPORT:

put P O'Connor Seconded N Wills Carried

6. **Treasurer's report; Naida Wills**

Account balance; \$26544.67

Ball ticket sales bal \$12,240

We have raised (outside gala ball ticket sales) 17543.45

Bag sales;

350 bags out ready to sell.

Others need repairing with a stitch or two on the handles. Lyne and Lesley will arrange repair.

RMS bank bal for sales \$17,004

P O'Connor tabled an account for ink and visitors book total \$120

Reload of site; \$54.54 reload of website; H Fuller needs to be reimbursed.

Motion to repay Helen Fuller and P O'Connor and Adoption of Treasurers Report Put N Wills Seconded L Syme Carried

7. BUSINESS ARISING FROM MINUTES

7.1 KC sculpture project

Cr Martens asked Laurie Jardine if he would like to speak about the sculpture project;

Laurie Jardine; told the group that the survey had listed the Cement works as being the major preference. He then went and looked at images of cement bags and the Sydney Harbour Bridge, pylons and other things associated with the works. he met with RSI members and worked out 3 ideas that then resulted in the one he tabled to the meeting.

Discussion; Cr Martens pointed out that CA had been approached with the proposition that CA pay for a community based sculpture but had not responded.

In the meeting with Frank White he suggested that they had 4 sculptures planned (remnant works items displayed around the area).

Cr Martens went on to say that there is no reason why KC can't still submit this idea as well.

L Jardine said that the idea was to use an existing tower (the top 6 metres of one) and attach metal plates illustrating various aspects of cement works.

Costings; \$ 5600 approximately depending on the number of panels and excluding the cost of moving a tower, footings and other engineering costs as well as the erection of it.

Cr Esme suggested that the sketch be included in further discussions with CA by P O'Connor, L Syme, J Mackin and Cr Martens, and including Laurie Jardine.

N Wills told the meeting that with the requirements by council to clear the site there may not be a tower left over.

Motion; That Lyn Syme; CR Martens, P O'Connor, J Mackin and Laurie Jardine attend a meeting with CA to discuss the concept of the sculpture and further the process of attaining a centenary sculpture for Kandos.

Put L Syme Seconded P O'Connor Carried

7.2 Cr Martens congratulated Bruce Fleming on the well attended book launch for his book on the history of the cement works as well as the quality of the books themselves. She also thanked him for the generous donation of books to local libraries.

7.3 merchandise;

wrist bands; will have kandos 1914 - 2014

pavers and their promotion/sale; CA are happy to fund the large paver; HF waiting for details and prices

She has put together a promotional flyer listing what you get for a single, double and business paver.

- scouts hill climb (waiver done); dawn mountains tour; dawn and 1pm
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DATE	DETAILS	INCOME	GALA BALL	ON HAND CASH	PAYMENT	CHO RECEIPT	BALANCE	NOTE		
30/10/13	RELIANCE C.U.				-\$10.00	SHARES				
30/10/13	E.MARTINS RELIANCE MEMBERSHIP FOR GROUP	\$10.00				CASH				
31/10/13	RELIANCE C.U. FOR CHQ BOOK				-\$3.00	CHQ BOOK				
15/11/13	KANDOS RETURNED SOLDIERS COMMUNITY CLUB	\$1,000.00				1088519	\$997.00			
20/11/13	MID-WESTERN REGIONAL COUNCIL GRANT	\$8,000.00				MWRC 171464	\$8,997.00	REF171464		
20/11/13	MID-WESTERN REGIONAL COUNCIL ART RAFFLE	\$1,736.00				MWRC 171464	\$10,733.00	REF171464		
21/11/13	P.O'CONNOR GROUP STAMP & WINE RAFFLE COSTS				-\$76.90	894872	\$10,656.10			
30/11/13	INTEREST DEBIT RELIANCE CU				-\$0.02	INT	\$10,656.08			
02/12/13	CAKE RAFFLE	\$278.00				1096730	\$10,934.08	cake raffle	\$300-00	
02/12/13	RMS BOOK RAFFLE	\$142.00				1096730	\$11,076.08	rms raffle	\$142-00	
02/12/13	DONATIONS COLLECT RE CAKE RAFFLE	\$20.75				1096730	\$11,096.83	cake raffle	\$300-00	
06/12/13	RMS BOOK RAFFLE	\$70.00				1096729	\$11,166.83			
30/12/13	ALAN HOGAN SOLICITORS RYLSTONE DONATION	\$50.00				1095519	\$11,216.83			
31/12/13	INTEREST CREDIT RELIANCE CU	\$0.64				INT	\$11,217.47			
02/01/14	P.O'CONNOR GROUP POSTAGE COSTS				-\$15.00	894873	\$11,202.47			
02/01/14	P.O'CONNOR FOR RMS BOOK RAFFLE				-\$70.00	894874	\$11,132.47			
02/01/14	FINAL FOR CAKE RAFFLE	\$22.00				1084256	\$11,154.47	TOTAL		
22/01/14	KANDOS STREET MACHINE INC	\$100.00				1072369	\$11,254.47			
28/01/14	AUSTRALIA DAY RAFFLE	\$200.00		\$40.00		1084252	\$11,454.47	AUS.DAY	\$240-00	
05/02/14	POST CARD SALES - DOWN THE TRACK	\$32.00				1084253	\$11,486.47	RMS SALE	\$70-00	
12/02/14	KANDOS COMMUNITY SHOP	\$1,000.00				1072360	\$12,486.47	TRIVIA	\$1381-50	
21/02/14	REIMBURSE ROSE EVANS COST AUST.DAY RAFFLE				-\$53.36	894875	\$12,433.11			
24/02/14	RMS BOOK RAFFLE \$204 SALES KEYRINGS/CARDS	\$252.00				1084254	\$12,685.11			
01/03/14	CHARBON COAL LTD	\$1,000.00				UJV	\$13,685.11			
03/03/14	MID WESTERN REGIONAL COUNCIL HALL HIRE + DEP				-\$857.00	894876	\$12,828.11			
07/03/14	RELIANCE CREDIT UNION	\$1,000.00				1084616	\$13,828.11			
17/03/14	POC STAMPS \$12 + Wine \$20 + Env \$4				-\$36.00	894877	\$13,792.11			
31/03/14	PROCEEDS TRIVIA NIGHT LESS CASH PAID AT EVENT	\$1,530.10				1087808	\$15,322.21			
31/03/14	RELIANCE CU INTEREST	\$1.56				INT	\$15,323.77			
03/04/14	KANDOS STREET MACHINE INC	\$100.00				1084612	\$15,423.77			

COMMUNITY GROUP FOR KANDOS CENTENARY 2014 INCOME & EXPENSES - as at 09/06/2014										
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17/04/14	RYLSTONE KANDOS BUSINESS & TOURISM ASSOC	\$500.00				1082005	\$15,923.77			
22/04/14	TAKINGS EASTER RAFFLE LESS \$450 PAID HELEN F	\$42.50					\$15,966.27			
23/04/14	TAKINGS EASTER RAFFLE LESS \$50 + \$14 H.F. & POC	\$177.90					\$16,144.17			
14/04/14	REIMBURSE LYNETTE EDWARDS COST TRIVIA NIGHT				-\$63.55	894878	\$16,080.62			
05/05/14	BALL TICKET SALES Lynette Edwards		\$3,240.00			1082020	\$19,320.62			
05/05/14	BALL TICKET SALES		\$720.00			Polic Bank Ltd	\$20,040.62			
06/05/14	BALL TICKET SALES		\$360.00			Shumack	\$20,400.62			
07/05/14	BALL TICKET SALES		\$540.00			Barlow/Abdulla	\$20,940.62			
09/05/14	BALL TICKET SALES		\$720.00			O'Sullivan	\$21,660.62			
09/05/14	BALL TICKET SALES		\$90.00			JAK&C HAMILT	\$21,750.62			
09/05/14	BALL TICKET SALES		\$180.00			Handmer	\$21,930.62			
09/05/14	BALL TICKET SALES		\$360.00			H McPhee	\$22,290.62			
10/05/2014	BALL TICKET SALES		\$360.00			W Sullivan	\$22,650.62			
13/05/2014	BALL TICKET SALES		\$450.00			S.PARKER	\$23,100.62			
13/05/2014	BALL TICKET SALESW		\$1,440.00			1081819	\$24,540.62			
13/05/2014	BALL TICKET SALES		\$1,260.00			1081819	\$25,800.62			
14/05/2014	BALL TICKET SALES		\$90.00			MICEK	\$25,890.62			
14/05/2014	BALL TICKET SALESW		\$360.00			1061744	\$26,250.62			
15/05/2014	BALL TICKET SALES		\$180.00			V HANDMER	\$26,430.62			
16/05/2014	BALL TICKET SALES		\$90.00			1081740	\$26,520.62			
20/05/2014	R. EVANS TRIVIA EXPENSES				-84.95	894879	\$26,435.67			
22/05/2014	BALL TICKET SALES		\$720.00			C.CHADWICK	\$27,155.67			
		\$17,265.45	\$11,160.00		-\$1,269.78		\$27,155.67			
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31/10/13	RELIANCE C.U. FOR CHQ BOOK				-\$3.00	CHQ BOOK				
15/11/13	KANDOS RETURNED SOLDIERS COMMUNITY CLUB	\$1,000.00				1088519	\$997.00			
20/11/13	MID-WESTERN REGIONAL COUNCIL GRANT	\$8,000.00				MWRC 171464	\$8,997.00			REF171464
20/11/13	MID-WESTERN REGIONAL COUNCIL ART RAFFLE	\$1,736.00				MWRC 171464	\$10,733.00			REF171464
21/11/13	P.O'CONNOR GROUP STAMP & WINE RAFFLE COSTS				-\$76.90	894872	\$10,656.10			
30/11/13	INTEREST DEBIT RELIANCE CU				-\$0.02	INT	\$10,656.08			
02/12/13	CAKE RAFFLE	\$278.00				1096730	\$10,934.08			cake raffle\$300-00
02/12/13	RMS BOOK RAFFLE	\$142.00				1096730	\$11,076.08			rms raffle \$142-00
02/12/13	DONATIONS COLLECT RE CAKE RAFFLE	\$20.75				1096730	\$11,096.83			cake raffle\$300-00
06/12/13	RMS BOOK RAFFLE	\$70.00				1096729	\$11,166.83			
30/12/13	ALAN HOGAN SOLICITORS RYLSTONE DONATION	\$50.00				1095519	\$11,216.83			
31/12/13	INTEREST CREDIT RELIANCE CU	\$0.64				INT	\$11,217.47			
02/01/14	P.O'CONNOR GROUP POSTAGE COSTS				-\$15.00	894873	\$11,202.47			
02/01/14	P.O'CONNOR FOR RMS BOOK RAFFLE				-\$70.00	894874	\$11,132.47			
02/01/14	FINAL FOR CAKE RAFFLE	\$22.00				1084256	\$11,154.47			TOTAL
22/01/14	KANDOS STREET MACHINE INC	\$100.00				1072369	\$11,254.47			
28/01/14	AUSTRALIA DAY RAFFLE	\$200.00		\$40.00		1084252	\$11,454.47			AUS.DAY \$240-00
05/02/14	POST CARD SALES - DOWN THE TRACK	\$32.00				1084253	\$11,486.47			RMS SALE \$70-00
12/02/14	KANDOS COMMUNITY SHOP	\$1,000.00				1072360	\$12,486.47			TRIVIA \$1,401.:
21/02/14	REIMBURSE ROSE EVANS COST AUST.DAY RAFFLE				-\$53.36	894875	\$12,433.11			
24/02/14	RMS BOOK RAFFLE \$204 SALES KEYRINGS/CARDS	\$252.00				1084254	\$12,685.11			
01/03/14	CHARBON COAL LTD	\$1,000.00				UJV	\$13,685.11			

ROCKY MOUNTAIN SPIRIT BOOK SALES AS AT 23 JUNE 2014

Books sold at \$60 ea * 186	\$11,160.00	\$11,160.00
Books sold at \$70 ea * 78	\$5,460.00	\$16,620.00
Interest	\$384.20	\$17,004.20 As per bank statement
Council sold 14 books	\$980.00	\$17,984.20
Total No books 500 - 10 Author - 5	485	
Sold 186+78+15	= 279	
	Still got	<u>206</u> books, 50 at Council and 156 in possession

Kandos Centenary Budget for Celebrations 2014

	A	B	C	D	E	F	G	H
1	<u>EVENT</u>	<u>AMT.</u>	<u>COST</u>		<u>SALE</u>	<u>PROFIT</u>	<u>NET PROFIT</u>	<u>BALANCE</u>
2	PAVERS	200*\$17.50+	\$ 3,850.00	200*30 ea	\$ 6,000.00	\$ 2,150.00		
3		19.25		Cost for laying by council	\$ 1,000.00		\$ 1,150.00	
4	Friday Greeting in the par		\$ 1,000.00					
5	DONATIONS TO ATTENDEES							
6	Ministers		\$ 200.00					
7	Fireman		\$ 200.00					
8	Gulgong Circus		\$ 100.00					
9	ENTERTAINMENT							
10	CONSUMABLES							
11	Flags	11*\$300 ea	\$ 3,300.00	No big flag				
12	Plastic cups	Jane	N/A					
13	Security Guard	0	\$ 350.00					
14	Loos		\$ 1,724.00					
15	Music ball, food		\$ 18,000.00	Glasse, tickets Program still to be decided				
16	Ball Ticket Sales	200 (to date 124 sold)					\$ 11,160.00	
17	PHOTOS							
18	Rose & Lyn							
19	Helen & Pam							
20	Jo	All up ...	\$ 2,000.00					
21	CHILDREN'S BBQ							
22	Buns	250*.50 ea	\$ 125.00					
23	Disco ???		\$ 200.00					
24	Salad		\$ 200.00					
25	Sauce		\$ 50.00					
26	Lollie prizes		\$ 100.00	\$ 675.00				
27		TOTAL			Sales		\$ 12,310.00	
28	Raffles & Donations				(cash in bank)		\$ 15,358.21	
29				Book: Rocky Mt Spirit Sales to date			\$ 10,000.00	
30		costs	\$ 37,399.00			funds	\$ 37,668.21	\$ 269.21
31								
32	ATTACHMENT - KCWP - BUDGET - 090614							

Draft Copy only
27/5/2014

Kandos Centenary Budget for Celebrations 2014

	A	B	C	D	E	F	G	H
1	<u>EVENT</u>	<u>AMT.</u>	<u>COST</u>	<u>INCOME</u>	<u>SALE</u>	<u>GAIN</u>	<u>NET PROFIT</u>	<u>Actual Cost</u>
2	PAVERS	200*\$17.50+	\$ 3,850.00	200*30 ea	\$ 6,000.00	\$ 1,150.00		
3		19.25	Cost for laying by council		\$ 1,000.00		\$ 1,150.00	\$ 7,000.00
4	Friday Greeting in the park		\$ 1,000.00	guest book + brochures				\$ 10.00
5	DONATIONS TO ATTENDEES							
6	Ministers		\$ 200.00					\$ 200.00
7	Fireman		\$ 200.00		Relapse sound + performance			\$ 200.00
8	Gulgong Circus		\$ 100.00					\$ 100.00
9	ENTERTAINMENT		\$ 1,400.00		1000+200+200			\$ 1,400.00
10	Jumping /castle (2)		\$ 1,300.00		2 days			\$ 1,300.00
11								
12	Generator		\$ 500.00	Donated				\$ -
13	CONSUMABLES							
14	Flags	11*\$300 ea	\$ 3,300.00	\$ 500.00				\$ 3,800.00
15	Bags	Jane	\$ 1,969.00	500*6 EA	\$ 3,000.00			Not in yet
16	Web Site		???					Not in yet
17	Plates		????					Not in yet
18	Glasses		????					Not in yet
19	Security Gua		\$ 350.00					\$ 350.00
20	Loos		\$ 1,724.00					\$ 1,724.00
21	Music ball, food, Hall		\$ 18,857.00	Glasse, tickets Program still to be decided.				Not in yet
22	Ball Ticket Sales 200 (to date 124 sold)				\$ 7,697.00	\$ 11,160.00		\$ 11,160.00
23	PHOTOS							
24	Rose & Lyn		\$ 500.00					Not in yet
25	Helen & Pam		\$ 1,000.00			Need to get this passed		Not in yet
26	Insidentals (ink, Stamps, K		417.76 + \$120					\$ 537.76
27	CHILDREN'S BBQ							
28	Buns	300	\$ 70.00	Baker				\$ 70.00
29	Disco		\$ 250.00					\$ 250.00
30	Lollies		\$ 165.00					\$ 165.00
31	Drinks		\$ 129.50	Donated by club				\$ -
32	Sausages		\$ 200.00	Donated by club				\$ -
33				\$ 614.50				
34								
35	Raffles & Donations				(cash in bank)		\$ 25,726.67	
36					RMS Book Sales		Not in yet	
37		COSTS	\$ 37,064.50			FUNDS	\$ 25,726.67	\$ 28,751.76
38								
39						Balance	-\$ 11,337.83	
40								
41	ATTACHMENT - KCWP - BUDGET - 230614							

6.2.19 Local Traffic Committee Minutes of Meetings held 10 June 2014 and 8 July 2014

REPORT BY THE ACTING DIRECTOR, MID-WESTERN OPERATIONS TO 23 JULY 2014 COUNCIL MEETING

Local Traffic Committee Minutes 10 June and 8 July
GOV400038, A0100009

RECOMMENDATION

That the report by the Acting Director, Mid-Western Operations on the Local Traffic Committee Minutes of Meetings held 10 June 2014 and 8 July 2014, items 14/16 to 14/28, be received, accepted and endorsed.

Executive summary

The purpose of this report is to advise Council and seek support of the considerations and recommendations of the Local Traffic Committee (LTC) meetings held on 10 June and 8 July 2014.

Detailed report


The minutes and discussion notes are attached.

Financial and Operational Plan implications

Minimal within maintenance budgets.

Community Plan implications

Item 14/18 - Strategic Committee Meeting: Report 5.3, MWRC Wednesday 3 February 2010;
Items 14/20, 14/21, 14/25, 14/26, 14/27 and 14/28 - RTA Guide to Traffic and Transport Management for Special Events version 3.4 2006.



DARYL COLWELL
ACTING DIRECTOR, MID-WESTERN OPERATIONS

11 July 2014

- Attachments:*
1. Minutes and discussion notes of LTC meetings – 10 June 2014
(reports available upon request)
 2. Minutes and discussion notes of LTC meetings – 8 July 2014
(reports available upon request)

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

ATTACHMENT 1

**MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING
HELD ON TUESDAY, 10 JUNE 2014**

Present: Daryl Colwell (Chairperson MWRC), Prue Britt (RMS), Acting Inspector Stuart Thomas (NSW Police), Mal Petrie (Members Representative), Adrian Moore (MWRC – Development Engineer) and Mette Sutton (MWRC – Minute Secretary).

Apologies: Inspector Julie Boon (NSW Police) and Cr John Weatherley.

The LTC meeting commenced at 9.40am.

- 14/16 MATTERS IN PROGRESS - nil
- 14/17 SPECIAL EVENT DEBRIEF - nil
- 14/18 REQUEST FOR 4 HOUR PARKING OUTSIDE THE CWA HALL,
48 MARKET ST MUDGEES

The following recommendation was moved by Prue Britt, seconded by Mal Petrie and carried as a recommendation to Council.

That the request from the Country Women's Association to change parking restrictions in Market Street Mudgees be declined.

- 14/19 TRUCK BRAKING NOISE ON MEDLEY STREET AND
CASTLEREAGH HIGHWAY, GULGONG

The following recommendation was moved by Prue Britt seconded by A/Inspector Stuart Thomas and carried as a recommendation to Council.

That:

- 1 Council submit a Works Proposal to the RMS to install 'limit compression braking in residential areas' (Sign G9-291-1) on the southern approach to Gulgong on the Castlereagh Highway as a service provision under the Road Maintenance Council Contracts; and
- 2 If a Works Order from the RMS is received, install a G9-291-1 sign 115m south of the commencement of 50km/hr zone on the Castlereagh Highway on the southern approach to Gulgong.

- 14/20 MUDGEES CYCLE CLUB EVENTS 2014

This report was withdrawn at the request of the Mudgees Cycle Club.

- 14/21 MUDGEES RUNNING FESTIVAL 2014

The following recommendation was moved by A/Inspector Stuart Thomas seconded by Mal Petrie and carried as a recommendation to Council.

That the event – "Mudgees Running Festival 2014 (Marathon Weekend)" Sunday 24 August 2014 – be classified as a Class 2 event under the "Guide to Traffic and Transport Management for Special Events Version 3.4" and proceeds with the following conditions:

MINUTES & DISCUSSION NOTES OF THE LTC MEETING 10 JUNE 2014

- a. A Special Events Traffic Management Plan (TMP), is to be prepared in accordance with the *Guide to Traffic and Transport Management for Special Events Version 3.4* and submitted to and approved by Council prior to the event;
- b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
- c. Controlling noise as required by the *Protection Of The Environment Operations (Noise Control) Regulation 2000*;
- d. Reimbursing Council for the cost of damage repairs;
- e. Complying with any of Council's Law Enforcement Officers' reasonable directives;
- f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
- g. A Traffic Control Plan (TCP) certified by a person with a 'Select & Modify or a Design & Audit Certificate' be included in the TMP;
- h. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
- i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council, NSW Police and the RMS are indemnified against any possible action as the result of the event;
- j. The event convener is to consult with all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected;
- k. Maintain a four-metre wide emergency vehicle lane;
- l. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;
- m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
- n. A copy of the TMP including the TCP is to be forwarded to the Traffic Operations Manager at the Regional RMS Office in Parkes, for information.

DISCUSSION NOTES FROM THE 10JUNE 2014
LOCAL TRAFFIC COMMITTEE MEETING

Any items not listed in the discussion notes generally had minor discussions prior to the recommendation to the report being resolved by the Committee. In all those cases the items were relatively straight forward and the Committee agreed with the content of the reports.

**14/18 REQUEST FOR 4 HOUR PARKING OUTSIDE THE CWA HALL,
 48 MARKET ST MUDGEE**

RMS representative supported the chairperson's comments that a 4 hour parking zone would not solve this problem as nearby workers and shoppers would seize the opportunity to park longer than the 2 hours currently allowed. The committee empathized with the concerns of the CWA members but was unable to offer a solution when parking in the Mudgee CBD is so highly sought and there is no off-street public parking facility in close proximity to the CWA hall.

Consideration was given to the idea of 'parking permits' but was not supported having been previously considered and declined, and that it would set a challenging precedent.

Daryl offered to make personal contact with the CWA to discuss this matter.

**14/19 TRUCK BRAKING NOISE ON MEDLEY STREET AND
 CASTLEREAGH HIGHWAY, GULGONG**

The RMS representative advised that she had spoken to the Gulgong gentleman that has raised this concern and discussed with him that, from RMS experience, truck drivers often take exception to these types of sign and may in fact use their brakes more. The RMS may have funding available if the works are completed within this financial year.

Daryl offered that the proposed positioning of the sign 115m south on the Castlereagh Highway is 15 metres further than the standard 100m distance as there is a huge pole at the 100m location that would obstruct the placement of the signage.

14/20 MUDGEE CYCLE CLUB EVENTS 2014

This report was withdrawn at the request of the Mudgee Cycle Club. An email had been received from David Payne the previous day advising that the event would not be proceeding.

14/21 MUDGEE RUNNING FESTIVAL 2014

The RMS representative asked that TCP#03 be amended to include a "Caution Runners on Road" sign on Ulan Road, on the northern approach to the Henry Lawson Drive intersection.

GENERAL BUSINESS

Stakeholder Meeting - A stakeholder meeting to discuss the Mudgee Traffic Study will be held today commencing at 1pm.

Signage - Daryl has been asked to organise signage to encourage cyclists not to use the Holyoak Bridge.

The meeting closed at 10.18am

Next meeting to be held on Tuesday, 8 July 2014

**MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING
HELD ON TUESDAY, 8 JULY 2014**

Present: Tim O'Reilly (Chairperson MWRC), Prue Britt (RMS), Inspector Julie Boon (NSW Police), Cr John Weatherley, Mal Petrie (Members Representative), Adrian Moore (MWRC – Development Engineer) and Mette Sutton (MWRC – Minute Secretary).

Apologies: Daryl Colwell (MWRC- Manager Development Engineering)

The LTC meeting commenced at 9.30am.

The minutes of the previous meeting held on 11 June were accepted as correct.

14/22 MATTERS IN PROGRESS - nil

14/23 SPECIAL EVENT DEBRIEF - nil

14/24 MUDGEE REGION TOURISM DEDICATED PARKING

The following recommendation was moved by Cr John Weatherley, seconded by Prue Britt and carried as a recommendation to Council.

That:

1. Council dedicate a car parking space adjacent to the current disabled space within *The Stables* car park to Mudgee Region Tourism during Monday-Friday 9am to 5pm; and
2. The space shall be sign posted *MRTI staff parking* and indicate the applicable hours.

14/25 CUDGEGONG JUMP CLUB ONE DAY EVENT – 30-31 AUGUST
2014

The following recommendation was moved by Mal Petrie seconded by Inspector Julie Boon and carried as a recommendation to Council.

That the event – *Cudgegong Jump Club One Day Event, 30-31 August 2014* – be classified as a Class 2 Event under the *Guide to Traffic and Transport Management for Special Events Version 3.4* and proceeds with the following conditions:

- a. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the *Guide to Traffic and Transport Management for Special Events Version 3.4* and submitted to and approved by Council prior to the event;
- b. Events are to be undertaken in accordance with the requirements of the NSW Police Service with their approval documentation forwarded to Council for notation;
- c. Controlling noise as required by the *Protection of The Environment Operations (Noise Control) Regulation 2000*;
- d. Reimbursing Council for the cost of damage repairs;
- e. Complying with Council's Law Enforcement Officers' reasonable directives;

MINUTES & DISCUSSION NOTES OF THE LTC MEETING 8 JULY 2014

- f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
- g. the qualification of the person creating the Traffic Control Plan must be at a minimum a holder of the Select and Modify Certificate or the Design and Audit Certificate;
- h. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
- i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;
- j. The event convener is to notify all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected. Such notification is to be in writing;
- k. Maintain a four-metre wide emergency vehicle lane;
- l. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;
- m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tables for review; and
- n. The supplied transport management plan, including traffic control plans are to be updated with current industry contacts.

14/26 FLAVOURS OF MUDGEES STREET FESTIVAL – 27 SEPTEMBER 2014

The following recommendation was moved by Mal Petrie seconded by Inspector Julie Boon and carried as a recommendation to Council.

That the event – *Flavours of Mudgees Street Festival, 27 September 2014* – be classified as a Class 2 Event under the *Guide to Traffic and Transport Management for Special Events Version 3.4* and proceeds with the following conditions:

- a. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the *Guide to Traffic and Transport Management for Special Events Version 3.4* and submitted to and approved by Council prior to the event;
- b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
- c. Controlling noise as required by the Protection of The Environment Operations (Noise Control) Regulation 2000;
- d. Reimbursing Council for the cost of damage repairs;
- e. Complying with Council's Law Enforcement Officers' reasonable directives;
- f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
- g. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
- h. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
- j. Maintain a four-metre wide emergency vehicle lane;

MINUTES & DISCUSSION NOTES OF THE LTC MEETING 8 JULY 2014

- k. **Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date;**
- l. **The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and**
- m. **The organiser is to notify NSW Fire and Rescue and the NSW Ambulance Service of the event.**

14/27 KANDOS CENTENARY CELEBRATIONS – OCTOBER LONG WEEKEND 2014

The following recommendation was moved by Prue Britt, seconded by Cr John Weatherley and carried as a recommendation to Council.

That consideration of this event be deferred until the next Local Traffic Committee meeting following receipt of revised Traffic Control Plans.

14/28 SCULPTURES IN THE GARDEN

The following recommendation was moved by Prue Britt, seconded by Cr John Weatherley and carried as a recommendation to Council.

That consideration of this event be deferred until the next Local Traffic Local Traffic Committee meeting following further investigation of the Traffic Control Plan by the RMS.

The meeting closed at 10.05am

DISCUSSION NOTES FROM THE 8 JULY 2014
LOCAL TRAFFIC COMMITTEE MEETING

Any items **not** listed in the discussion notes generally had minor discussions prior to the recommendation to the report being resolved by the Committee. In all those cases the items were relatively straight forward and the Committee agreed with the content of the reports.

14/25 CUDGEGONG JUMP CLUB ONE DAY EVENT – 30-31 AUGUST 2014

Council staff has been liaising with the organiser to ensure that the TCP for this event is current and certified. The organiser has provided a copy of current public liability insurance which was received after the distribution of the business paper.

14/27 KANDOS CENTENARY CELEBRATIONS – OCTOBER LONG WEEKEND 2014

The Traffic Control Plan (TCP) only applies to the closure requested for the street stalls, and is inadequate. It is difficult to read being an aerial map and directional signage is insufficient. A TCP is also required for the street parade.

The Police representative advised that once the road is closed it is the organiser's decision as to whether registered or unregistered vehicles participate in the parade and whether they allow people to ride on those vehicles. The organiser should discuss this matter with their insurance provider.

The Committee agreed that consideration of this event should be deferred until the next LTC meeting following receipt of a revised TCP plan for the street stalls, and the submission of a TCP for the street parade.

14/28 SCULPTURES IN THE GARDEN

The RMS representative questioned the detail of the TCP, in particular the placement of the speed zone signage on the eastern approach along Strikes Lane, and whether the signage stating 'road works' was appropriate for this event.

The Committee agreed that consideration of this event should be deferred until the next LTC meeting to allow the RMS representative time to consider the TCP.

GENERAL BUSINESS

Gulgong Henry Lawson Festival - Police Representative asked if the organiser of this event had provided a debrief document to Council as she attended this event and witnessed people and parade vehicles within the road closure area at the same time. Parade vehicles were also seen to do a loop and drive back into the street stall area amongst pedestrians. The reopening of the road was very disorganised.

Council to contact organiser requesting debrief document.

CWA – Mr Mal Petrie asked if Daryl had made contact with the members of the CWA to advise of the outcome of their request considered at the 11 June LTC meeting. As Daryl was absent, Mr Petrie was advised that Daryl will be consulted and Mr Petrie advised accordingly.

The meeting closed at 10.05am

Next meeting to be held on Tuesday, 12 August 2014

6.2.20 Mudgee & Gulgong Access Committee Minutes

REPORT BY THE MANAGER, COMMUNITY SERVICES TO 23 JULY 2014 COUNCIL MEETING
Mudgee & Gulgong Access Committee Minutes
GOV400038, A0060008

RECOMMENDATION

That:

1. **the report by the Manager, Community Services on the Mudgee & Gulgong Access Committee Minutes be received;**
2. **Council note the minutes of the Mudgee & Gulgong Access Committee meeting held on 6th May and 4th June 2014.**
3. **Council endorse the appointment of Darryl Mercy to the Committee**

Executive summary

The Mudgee & Gulgong Access Committee meets monthly to highlight and promote accessibility issues in the region. The next meeting is to be held on Tuesday 5th July 2014.

Detailed report

A number of matters arose at the meetings as well as discussions related to ongoing issues. These are included in the minutes.

The Committee have considered the appointment of Darryl Mercy, and now request the endorsement of Council for his appointment.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.

KATE POWER
MANAGER, COMMUNITY SERVICES



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

10 July 2014

- Attachments:*
1. Access Committee Meeting Minutes 06 May 2014
 2. Access Committee Meeting Minutes 03 June 2014

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

ATTACHMENT 1

**MINUTES OF THE ORDINARY MEETING OF THE MUDGEES AND GULGONG ACCESS
COMMITTEE HELD ON TUESDAY 6 May 2014
COMMENCING 3.00PM IN THE COUNCIL COMMITTEE ROOM, MUDGEES.**

PRESENT: Access Committee members: Les Leighton, Mary Lovett, Victoria Barrett,
Steven Waller, Pamela Morris, Councillor John Webb

Council Staff: Kate Power, Tim O'Reilly, Paul Blackwell

1. APOLOGIES: Roger Barnes

2. CONFIRMATION OF PREVIOUS MINUTES

The minutes were confirmed.

Moved: V. Barrett

Seconded: L. Leighton

3. MATTERS ARISING FROM MINUTES:

1.	Works request to be entered for pathway at Lawson Park - PK0116/2014	Kate
2.	Letter to owners of Town Hall Arcade regarding toilet signage - KP	Kate

4. CORRESPONDENCE

- **Inward** : Councillor Webb provided letter from Gladys Mackander to committee, discussed in general business

- **Outward:** Nil

5. DEVELOPMENT APPLICATIONS - Nil

6. GENERAL BUSINESS

6.1 The opportunity for a parents room was discussed by the committee and has the committee's full support

Motion – that the Access Committee's wholehearted support of and recognition of the need for a parent's room to be established in Mudgees be noted.

Moved – M. Lovett

Seconded – V. Barrett

Motion passed

Action Item – Mary Lovett to forward letter of support from Lucy White to Councillor Webb

6.2 Les advised that the car stops at Glen Willow remain in place and have not been removed as previously advised. Les and the committee were advised that at this point, it is not a priority job for Council, and it will be done when time permits

6.3 Councillor Webb provided a copy of the letter he had received from Gladys Mackander to the committee for consideration. Gladys' letter requests a review of the disabled car spaces on the corner of Market and Church Streets. It was discussed at length by the committee, and agreed that at this time, the disabled car spaces in the Mudgees CBD are appropriately placed.

Motion – that a reply be sent to Gladys Mackander noting her concerns but advising that the committee feel that the disabled car spaces in the Mudgee CBD are appropriately placed.

Moved – M. Lovett **Seconded** – P. Morris Motion passed

- 6.4** Mobility Scooter standards were briefly discussed by the committee, and it was agreed that they should be added to the agenda for discussion at the June meeting.

Next Meeting Date – Tuesday 3rd June at 3pm

Agreed Actions

1.	Mary to provide copy of Lucy White letter by email to Councillor Webb	Mary
2.	Kate to write to Gladys Mackander re: Mudgee disabled car spaces	Kate
3.	Mobility scooters to be added to agenda for June meeting	Kate

ATTACHMENT 2

**MINUTES OF THE ORDINARY MEETING OF THE MUDGEES AND GULGONG ACCESS
COMMITTEE HELD ON TUESDAY 3 JUNE 2014
COMMENCING 3.00PM IN THE COUNCIL COMMITTEE ROOM, MUDGEES.**

PRESENT: Access Committee members: Les Leighton, Mary Lovett, Victoria Barrett, Steven Waller, Pamela Morris, Rodger Barnes and Darryl Mercy (guest)

Council Staff: Kate Power, Tim O'Reilly

5. APOLOGIES: Nil

6. CONFIRMATION OF PREVIOUS MINUTES

The minutes were confirmed.

Moved: V. Barrett

Seconded: P. Morris

7. MATTERS ARISING FROM MINUTES:

1.	Mary to provide copy of Lucy White letter by email to Councillor Webb	Mary
2.	Kate to write to Gladys Mackander re: Mudgees disabled car spaces	Kate
3.	Mobility scooters to be added to agenda for June meeting	Kate

8. CORRESPONDENCE

- **Inward** : Letter from Andrew Kearins regarding skateboarding on footpaths (dealt with in GB)

- **Outward:** Nil

5. DEVELOPMENT APPLICATIONS - Nil

6. GENERAL BUSINESS

6.1 Andrew Kearins letter advised the committee that skateboarding on footpaths is not illegal, and therefore signage could not be erected.

Motion – that a letter be written to all schools in the region asking that a gentle reminder be given at assembly in relation to footpath safety

Moved – M. Lovett

Seconded – L. Leighton

Motion passed

Action Item – Kate to send letter

6.2 Kate advised that she has not sent letter detailed in previous minutes to Gladys Mackander. She advised that she has since spoken to Daryl Colwell, Council engineer, who will be forwarding a response to Mr Mackander. Kate provided Daryl with the committee's opinion that the current disabled car spaces are appropriate.

- 6.3 Mobility Scooter discussion paper by the Australian Human Rights Commission was discussed. Les Leighton advised the Bob Trimming had made a submission that adequately covered the issues. The committee agreed that scooters are a mobility aid, and are not used for those with 100% mobility issues, and any modifications to buildings and premises should be mindful of this.
- 6.4 Kate provided some preliminary information on the possibility of a parents room and community space being provided at the old Salvation Army building. The committee were pleased to hear that progress is being made.
- 6.5 Darryl Mercy addressed the committee on footpath and access issues in the west end of Mudgee township. Kate advised that formulating a list of the issues and providing some priority to the issues would assist Council. Darryl further advised that he will be gathering signatures of affected residents to support his position, and will provide them to Council
- 6.6 Roger Barnes raised the issue of footpath obstructions. Tim provided the committee with an overview of the recently adopted policy that will cover footpath dining and signage. The committee agreed to allow the policy to settle in and have some enforcement of it prior to raising any further issues.
- 6.7 Victoria provided the group with an interesting snippet regarding satellite navigation technology in shoes to aid the vision impaired.
- 6.8 Les Leighton raised the issue of disabled car parking at the Council Operations building. Tim advised the he believed the car park out the front of the building, that while it provides staff parking, they often park each other in and use the space as an unofficial car park.

Action Item – Kate to ascertain from Julian the intention of car parking.

- 6.9 Steven raised the issue of lighting at the pedestrian crossings outside Woolworths on Mortimer Street, and outside the Library on Market St. The committee agreed that lighting is low, and particularly in winter time with pedestrians crossing, additional lighting would assist

Motion – that a works request be entered requesting increased lighting at the pedestrian crossings identified on Mortimer and Market Streets.

Moved – S. Waller **Seconded** – V. Barrett Motion passed

- 6.10 The committee considered the nomination of Darryl Mercy, and agreed to endorse his appointment to the committee

Motion – That the committee endorse to Council the nomination of Darryl Mercy to the Mudgee and Gulgong Access Committee

Moved – M. Lovett **Seconded** – V. Barrett Motion passed

Next Meeting Date – Tuesday 1st July at 3pm

Agreed Actions

1.	Letter to schools regarding skateboarding on footpaths	Kate
2.	Kate to enquire about carpark at Operations building	Kate
3.	Works request to be entered for lighting on Market and Mortimer Street pedestrian crossings	Kate

6.2.21 Cultural Development Committee Minutes June 2014

REPORT BY THE MANAGER, COMMUNITY SERVICES TO 23 JULY 2014 COUNCIL MEETING

Cultural Development Committee Minutes - June 2014

GOV400038, A0420172

RECOMMENDATION

That:

1. **the report by the Manager, Community Services on the Cultural Development Committee Minutes June 2014 be received;**
2. **Council note the minutes of the Cultural Development Committee meetings held on 30 June 2014.**

Executive summary

The Cultural Development Committee meets to highlight and promote cultural issues in the region. The next meeting is due to be held on Monday 28th July 2014, at 5.00pm

Detailed report

The Cultural Development Committee (CDC) have been working closely with the newly formed Public Art Advisory Panel (PAAP). The minutes of the 03 April 2014 PAAP meeting have been noted by the CDC and are included as an attachment to this report. A key priority for the PAAP is to develop a strategic framework by which public art can be assessed and selected for purchase.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.

KATE POWER
MANAGER, COMMUNITY SERVICES



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

10 July 2014

Attachments: 1. CDC Minutes 30062014
2. PAAP Minutes 03042014

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

**MINUTES OF MEETING OF THE
MID-WESTERN REGIONAL COUNCIL CULTURAL DEVELOPMENT COMMITTEE
HELD ON MONDAY 30th JUNE 2014
MEETING AT THE COUNCIL COMMITTEE ROOM, MUDGEES AT 5.00pm.**

PRESENT: Judith James, Helen Harwood, Gai Rayner, Christopher Wright, Amber Hooper, Sam Paine, Scott Etherington (Council staff Kate Power, Catherine Van Laeren)

1. **WELCOME:** – Judith opened the meeting and thanked all for attendance
2. **APOLOGIES:** Councillor Lucy White, Virginia Handmer, Margot Palk
3. **PREVIOUS MINUTES:** 19th May 2014

Moved – C Wright Seconded – H Harwood Motion carried

The Cultural Development Committee noted the minutes of the 03 April 2014 Public Art Advisory Panel meeting.

4. **BUSINESS ARISING**

PAAP update – Helen Harwood provided the committee with the following update :

- considerable work has done by the panel in formulating a strategic framework. A further workshop will be held in conjunction with the Cultural Development Committee on 22 July to finalise it.
- review of the Section 94 contributions has been included in the Draft Operational Plan 2014/15. Strategic Planning has been requested to include Public Art in the brief to allow investigation.
- Helen has volunteered to start and commence a database of artist, groups and partners. This will be done with the assistance of Scott Etherington.

Microfunding – Judith reported that she has met with Mudgee Arts, and they have expressed a willingness to explore microfunding. The matter was held over for discussion to the July meeting.

Waste to Art - Gai provided an overview on the Waste to Art exhibition success

- Over 90 entries received
- 35 people attended the opening
- Over 240 school students attended the exhibition

Gai commented that she was pleased with the level of local sponsorship she received, and the assistance on the day of judging from Council staff. In future years, Gai said that workshops in schools promoting the Waste to Art message should be a priority, and additional time allocated for the judging of the works.

\$88.40 was received at the door in entry fees, and it was agreed by the committee that this money be provided to Mudgee Arts.

Christopher said that on the day he volunteered, he was very impressed with the volume of people looking at the exhibition, and Sam congratulated Gai on the smooth running of the exhibition. The entire committee expressed their gratitude to Gai for taking on the coordination role at the last minute.

5. GENERAL BUSINESS

Regional Gallery – Catherine advised that at the most recent councillor briefing session, the councillors requested further time to consider the gallery, with it being considered at the 13 August council meeting.

Cultural Development Officer – Catherine advised that councillors have requested further information on the role, and it will be again reported to Council and considered at their 13 August council meeting.

Cultural Asset Register – Helen reported that she has completed an audit and developed a register of Council's Ceramic Art Collection, and it is now ready for migration to a database solution. It was agreed by the committee that a cloud based solution will likely meet the needs, and Scott Etherington to investigate and report options to the next meeting

Action Item – Judith to send template Cultural Asset Register to committee

Action Item – Committee members to provide feedback and needs to Scott

Action Item – Scott to investigate and report options to July meeting

Library Exhibition – Kate reported that the Indigenous exhibition at the library will be taken down on 20th July, and replaced with David Hill exhibition. Amber is going to take photos of the Indigenous collection before it is removed to provide a permanent record of the exhibition. An opening evening is planned, and an invitation to CDC members will be sent when finalised.

Eurunderee Provisional School – Helen advised that momentum is gathering with the project, and reported that they welcomed more than 120 visitors on the June long weekend. Work is continuing on the Woody Box regeneration, with a \$1,000 grant from Council. Helen also advised that the project was successful in receiving a \$6,000 grant from Moolarben Coal to restore the vegetable garden.

Meeting Time – Scott asked the committee if consideration could be given to an alternate meeting time.

Action Item – Kate to ask committee members for a meeting time preference when emailing the minutes, and responses will be considered at the July meeting.

There being no further business the meeting closed at 6.10 pm.

Next proposed meeting date: 28 July, 2014 @ 5.00pm, Council Committee Room

**MINUTES OF THE PUBLIC ART ADVISORY PANEL
3 APRIL 2014
FAIRVIEW GALLERY**

1. Attendance

Chester Nealie – Chair, Cr Lucy White, Alicia Legget (Orana Arts Representative), Cameron Anderson, Ludwig Mlcek, Helen Harwood, Catherine Van Laeren

2. Apologies

Anne Finnegan, Mayor Des Kennedy

3. Welcome

Each committee member introduced themselves to the committee.

4. Funding

A general discussion was undertaken regarding potential funding. Catherine Van Laeren outlined the funding proposed in Council draft budget including the Mid-Western Arts Prize and the Sculptures budget.

Actions

Catherine Van Laeren to advise the PAAP of the indicative amount collected per annum in S94A.

Recommendation to the Cultural Development Committee

That Council be requested to investigate the possibility of funding the procurement of public art through a Section 94 or Section 94A Developer Contribution. Such a contribution should be levied in a manner that does not increase the overall amount the contribution levied.

5. Objective Framework for Assessment of Art Procurement

A discussion was held regarding the need to establish a framework or criteria by which public art can be assessed and selected for purchase.

Alicia Legget stated that both Wagga Wagga and Dubbo had public art policies that may be relevant. Chester Nealie stated that he had a copy of the Margaret River policy highlighting that Margaret River had many similar characteristics to the Mid-Western Region.

Action – Catherine Van Laeren to investigate the possibility of establishing a “drop box” to enable exchange of information between committee members. If Council could not host the drop box Alicia Legget offered to establish the service.

6. Funding Opportunities

A discussion was held regarding the potential funding/ grant opportunities.

Action – That the next meeting of the PAAP be workshop to investigate funding/grant opportunities including the identification of ideas for projects. That the Cultural Development Committee be invited to attend the workshop.

7. Ceramic Art Collection

The importance of the ceramics collection was discussed with recognition that a greater emphasis needed to be placed on interpretation and information regarding the collection.

Action – That the formulation of a grant application to promote the preparation of interpretative information in a format that can presented across all forms of media and the promotion of a regional touring exhibition of the collection be included as an item for consideration at the grant workshop. Grants programs that may be appropriate include Country Arts Support Grants and Foundation for Rural and Regional Renewal.

8. Next Meeting

The next meeting is to be held at 5.30 on Wednesday 28 May 2014 at Fairview Art Space.

6.2.22 Home and Community Care Services Quarterly Report

REPORT BY THE MANAGER, COMMUNITY SERVICES TO 23 JULY 2014 COUNCIL MEETING

Home and Community Care Services Quarterly Report

GOV400038, A0060205, A0060202, A0060204, A0060203, A0060069

RECOMMENDATION

That:

1. **the report by the Manager, Community Services on the Home and Community Care Services Quarterly Report be received;**
2. **Council note the activity reports from the Home and Community Care funded services.**

Executive summary

This report seeks to inform Council of the activities undertaken by the Home and Community Care funded services that are auspiced by Council. These services are Host Family Respite Care, Home Modification and Maintenance; Mudgee Meals on Wheels and Mudgee Community Transport. The report covers the period April – Jun 2014.

Detailed report

Mid-Western Regional Council auspices four services that are known as Home and Community Care (HACC) Services. These services are funded under the HACC Program which is jointly funded by State and Federal Government.

Community Transport Services are the exception to this as they are administered by the Transport for New South Wales, and while the majority of funding comes through the HACC Program, there is also additional funding provided by the Department of Veterans Affairs, NSW Health through the Western Area Local Health Network and through Transport for New South Wales

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.

KATE POWER
MANAGER, COMMUNITY SERVICES

10 July 2014

Attachments: 1. HACC Services Quarterly Report April - June 2014

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

MUDGEES COMMUNITY TRANSPORT - QUARTERLY UPDATE APRIL - JUNE 2014

Transport figures Q2/2014

123 trips classed as Health Related Transport trips.

1565 trips classed as Home and Community Care trips.

680 trips classed as Community Transport Program trips.

51 trips classed as Department of Veterans Affairs trips.

Total: **2,491 trips**

There have been 35 unmet requests for transport, of which 18 were for health-related transport. The reason for this is usually vehicle or driver unavailability but other reasons include unreasonable appointment times (9.00am in Sydney, for example).

Vehicles

All six vehicles have been on the road for the majority of this quarter. We have also had access to one further HACC-funded vehicle when another vehicle has been required.

Volunteers

Volunteer numbers are currently down due to unexpected illnesses, one recent retirement and prior personal engagements. A call out for new volunteers will be communicated to the community via 2MG Community News.

Funding

Mudgee Community Transport has received notice this quarter of two separate successful funding applications:

- \$15,140 (plus GST) for an initiative to provide a regular, affordable transport service between Mudgee and Gulgong and Dubbo to access services not currently available in Mudgee or Gulgong.
- \$46,325.00 (plus GST) under the Country Passenger Transport Infrastructure Grant Scheme for the construction of two bus shelters for feed-in bus stops where buses transport local residents (mainly school children) to meet other buses on their way to and from Mudgee town centre. The bus shelters will provide the passengers protection from the weather and make their waiting areas safer and visible to other road users. The sites are the Cooks Gap Fire Station site, Ulan Road, and at the corner of Mudhut Creek Road and Henry Lawson Drive.

**MEALS ON WHEELS - QUARTERLY UPDATE
APRIL - JUNE 2014**

	<u>HOT MEALS</u>		<u>FROZEN MEALS</u>
April	422	April	89
May	431	May	102
June	421	June	95
Total	1274	Total	286

April:

Easter eggs and hot cross buns were purchased and distributed to all clients.

May:

Two Monday volunteers have retired after delivering meals every 2nd Monday for nearly 20 years. We celebrated the retirement of these volunteers with a lovely afternoon tea.

Group volunteers and service clubs will now be delivering 5 days a week instead of the usual 4. This became necessary because of the retirement of the Monday volunteers and it was impossible to continue delivering the service with only 5 individual Monday volunteers.

June:

2 new clients are now receiving the service, however, there have been 2 admitted to permanent care and 1 to hospital indefinitely.

Notices have been sent-out to all clients notifying them of the price increase to their service starting 1st July 2014.

Margaret O'Keefe
Meals on Wheels Coordinator

HOME MODIFICATIONS AND MAINTENANCE SERVICE - QUARTERLY UPDATE APRIL - JUNE 2014

For this quarter we attended to \$40320.50 worth of modifications for 2 clients amounting to 46 hours. The work was carried out in Mudgee.

During this quarter we also submitted two Level 3 Applications to our regional meeting, both were approved. Currently we have six Level 2/3 applications in progress from our Regional Meeting.

Modifications & Maintenance

This quarter saw the completion of a modification which saw the supply and install of a handrail to back access stairs, as well as two level 3 projects

- Complete Bathroom Renovation
- Supplied and installed a concrete ramp for access

Recruitment

The service has been compromised significantly this quarter since the resignation of the previous coordinator. After two rounds of advertisement, the service has successfully recruited a licensed builder to take the role of Home Modifications and Maintenance Officer, and he is set to begin in the role on 15 July 2014.

**HOST FAMILY RESPITE - QUARTERLY UPDATE
APRIL - JUNE 2014****Respite Care Provided**

A total of

- 557 hours of respite care were provided to clients during the quarter
- 318 hours through the Sibling Support Program.

The above care was provided to:

- 18 clients by
- 16 volunteer respite families.

Hours of care to given to clients were much less than usual for May and June due to some clients being unable to have their regular overnight stays. This was because of their personal circumstances and not in any way reflective of the respite care normally provided.

Figures for the financial year were:

- 3298 hours of respite care given to clients and
- 1077 hours of respite to Siblings through the Sibling Support Program

This was delivered to:

- 24 clients and siblings by
- 20 host families.

Target outputs set for the service to deliver under the Funding Agreement is 2,020 hours of respite so care delivered exceeded this by over 50%.

A dinner was held on 26 June 2014 thanking volunteers for giving their time, skills, homes and families to support individuals and their carers assisted through Mid-Western Regional Council's Host Family Respite Care program. The care given provides not only "time out" for families but helps build resilience, allows the person cared for to make new friends, enjoy outings and activities whilst helping them to develop greater independence. It is a model of respite that incorporates community access and clearly demonstrates to the community acceptance of people with a disability. Feedback from families assisted by the program through the year has been excellent.

6.2.23 Healthy Communities Funding

REPORT BY THE MANAGER, INFORMATION SERVICES TO 23 JULY 2014 COUNCIL MEETING

Healthy Communities Funding 2014/15

GOV400038, COS300021

RECOMMENDATION

That:

1. **the report by the Manager, Information Services on the Healthy Communities Funding be received;**
2. **Council endorse the proposal from the Healthy Communities Alliance for the expenditure of the Healthy Communities funding in the 2014/15 financial year.**

Executive summary

As part of the March Quarterly Budget Review at the Meeting on 21 May 2014, Council determined to provide \$50,000 to the Healthy Communities initiative (Min 210/14). This report seeks to inform Council of the proposed expenditure of these funds as outlined in the letter from the Healthy Communities Alliance.

Detailed report

The Healthy Communities Alliance has discussed how the funds provided by Council should be spent. The attached letter from the Chair of the Healthy Communities Alliance specifies a preference for Council to continue to administer the funding to ensure that the community receives the most benefit. This provision of a central coordinator has been an important part of Healthy Communities funding over the past three years and provides the Alliance with some organisational stability to continue to provide services to the community.

The Alliance also have indicated the programs which they would like to see continue into the future. These activities such as Beginners Exercise classes, Outdoor Exercise classes, Swim Fit classes, Heartmoves classes and cooking classes have been a great success and have provided the greatest benefit to the community.

The Health and Fitness Festivals that were held in Mudgee and Gulgong were also a success and provided an opportunity for organisations and businesses involved in healthy living to promote their products and services. The Alliance has also demonstrated a commitment to delivering services throughout the region and are keen to continue working with other partners such as Community Health to achieve this.

The Alliance are keen to see signage to promote the new walking circuit from Lawson Park across the bridge to Glen Willow and are promoting this as a project to be completed with the funding. This will also be a beneficial outcome for the community and further enhance the work that Council has undertaken in this area.

Overall, the Alliance have indicated their appreciation for the assistance provided by Council and their enthusiasm to see the community work together to further develop and promote healthy living options. It is proposed that the expenditure of the funds be undertaken as outlined in the letter from the Healthy Communities Alliance.

Financial and Operational Plan implications

\$50,000 was provided to the Healthy Communities initiative at the Council meeting on 21 May 2014. Due to this arriving late in the financial year it has been included as a revote to the 2014/15 financial year.

RECOMMENDED EXPENDITURE

Description	Amount
Beginners Exercise classes in Rylstone and Gulgong	\$8,000
Outdoor exercise classes in Mudgee	\$2,000
SwimFit classes in Mudgee	\$2,000
Heartmoves classes in Mudgee and Kandos	\$10,000
Coordinator 1 day per week	\$15,000
Additional Infrastructure (Glen Willow walkway signage, exercise equipment for Rylstone, more walkway construction)	\$13,000

Community Plan implications

Support for the Healthy Communities program is recognised by Strategy 1.1.3 - *Support networks, programs and facilities which promote health and wellbeing and encourage healthy lifestyles.*

SIMON JONES
MANAGER INFORMATION SERVICES



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

1 July 2014

Attachments: 1. Letter from Healthy Communities Alliance - 25th June 2014

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

I'm part of a
Healthy Community
Eat Smart • Drink Smart • Move Smart • Body Smart

25th June 2014



Brad Cam
Mid-Western Regional Council
PO Box 156
Mudgee NSW 2850

Dear Mr Cam,

On behalf of the Mid-Western Healthy Communities Alliance, I would like to thank you and the Mid-Western Regional Council for the \$50,000 in funding allocated to the continuation of Healthy programs in our region.

Our strong preference is that Council continues to hold the funds and coordinate program delivery as they have done over the past few years. This will ensure the most effective use of the funds and the best result for the community.

As a result of receiving the funding we are able to deliver programs across the whole region. We propose that they will be:

- Beginners Exercise Class, Rylstone
- Beginners Exercise Class, Gulgong
- Outdoor exercise Class, Mudgee
- Swim Fit, Mudgee
- Heartbeat, Mudgee (previously Heartmoves)

Alongside this, Mudgee Community Health will partner with the Alliance to provide:

- Aqua Fitness classes in Mudgee, Rylstone and Gulgong.
- Adult Learn to swim classes in Gulgong and Rylstone,
- Cooking classes and Body Smart Health checks in Mudgee.

We will also be able to support the implementation of signage infrastructure on the new walking path across the Cudgong River in Mudgee as well as supporting the highly successful Health & Fitness Festival. We propose that alongside these proposed programs, events and infrastructure, a portion of the funding be allocated to the staffing required to continue the coordination and support of the Healthy Communities Alliance (approximately one day per week).

Thank you again for Council's continued support for this wonderful initiative.

Kind Regards

A handwritten signature in black ink, appearing to read "Mark Ehlen".

Mark Ehlen
Chairperson
Mid-Western Healthy Communities Alliance

Mid-Western Healthy Communities Alliance
C/- Mark Ehlen | PO Box 361 | Mudgee NSW 2850
mark.ehlan@nortons.com.au

6.2.24 Delegations to General Manager

REPORT BY THE MANAGER GOVERNANCE TO 23 JULY 2014 COUNCIL MEETING

General Manager Delegations

GOV400038, A0230005

RECOMMENDATION

That:

1. **the report by the Manager Governance on the Delegations to General Manager be received;**
2. **Council adopt the attached delegations for the General Manager.**

Executive summary

To consider the delegations to the General Manager.

Detailed report

With the appointment of Brad Cam as General Manager, now would be an appropriate time to formalise the delegations to him as General Manager while at the same time reviewing the appropriateness of those delegations.

In my opinion the delegations as they currently stand are in order and should therefore be confirmed.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.



IAN ROBERTS
MANAGER GOVERNANCE


26 June 2014

Attachments: 1. Delegations to General Manager

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

	DELEGATION OF AUTHORITY FOR THE GENERAL MANAGER	<table border="1"><tr><td style="text-align: center;">ADOPTED C/M 26/9/12 Min No 440/12</td></tr><tr><td>LAST REVIEW: Sep 12 NEXT REVIEW: DEC 12</td></tr><tr><td>FILE No. A0230005</td></tr></table>	ADOPTED C/M 26/9/12 Min No 440/12	LAST REVIEW: Sep 12 NEXT REVIEW: DEC 12	FILE No. A0230005
ADOPTED C/M 26/9/12 Min No 440/12					
LAST REVIEW: Sep 12 NEXT REVIEW: DEC 12					
FILE No. A0230005					

Pursuant to the powers conferred on it by Section 377 of the Local Government Act 1993, the Council hereby authorises BRADLEY ALLAN CAM as General Manager to exercise the under mentioned powers, in addition to those powers conferred and imposed upon general managers by Section 335 of the Local Government Act 1993.

The General Manager has the delegated authority of Council for the following:

1. To carry on the regular services and operations of the Council within the sums voted by the Council for expenditure thereon, and in accordance with the resolutions of Council, and within the guidelines of relevant legislation.
2. To perform all the necessary activities, to serve any notices or orders, undertake inspections, issue or refuse license and permits, to exercise the power of entry, to appoint appropriate staff as an authorised officer, authorised person, authorised Council employee, or impounding officer as the case may be, to exercise the functions of those positions under the Local Government Act 1993, Environmental Planning and Assessment Act 1979 and any other Act which may impact on the business of Council.
3. To authorise any work, which in the General Manager's opinion is urgent, at a cost not exceeding \$50,000, and shall ensure that the account for any work so authorised is submitted for payment by the Council in the same way as other accounts for goods and services against the Council.
4. To determine the matters which are to be included in the business papers in accordance with relevant legislation and regulations.
5. To reply to all routine correspondence not involving a monetary vote by Council, not affecting Council policy or not in the General Manager's opinion specifically requiring the consideration of Council.
6. To invest surplus funds.
7. To determine and write-off rates, fees, charges and other debts up to and including \$2,500.00 per annum per debt.
8. To determine applications for donations in accordance with the budgetary limits set by Council and in accordance with Council's relevant policies.
9. To affix, witness and sign under the Common Seal of Council any necessary documents following a Council resolution that the seal may be applied as provided by the Local Government (General) Regulation 2005.
10. To approve minor variations to accepted tenders.
11. To approve the submission of tenders and quotations for private works.
12. To arrange to carry out private works requested by individuals, firms and organisations, as far as possible in conjunction with Council's Works Program.

-
13. To close roads or bridges temporarily or impose load limits when necessary.
 14. To manage Council's facilities, including determining terms of use and means to provide access to facilities for organisations and members of the community. Exemption: the setting of fees for the use of facilities.
 15. To sign any Contract for Sale of land and complete any other documents in relation thereto, where such land is sold in accordance with Council's resolution.
 16. To forfeit on behalf of Council, any deposit paid for purchase of any parcel of land should such sale not proceed to completion.
 17. To negotiate (including receipt of options), up to final acceptance, for the purchase of land including broadacres within the local government area and for this purpose to engage such Valuers, Agents etc as necessary.
 18. To execute Contracts of Purchase where the purchase of the property has been approved by Council.
 19. To negotiate the acquisition of strategic properties.
 20. To negotiate and enter into short-term leases and agistment agreements on behalf of Council.
 21. To enter into pipeline/access agreements with the State Rail Authority.
 22. To sign necessary legal agreements on behalf of Council in cases where sewer mains pass under buildings.
 23. To consider and determine requests and assess responses to emergency authorities, such as the NSW Police Force, State Emergency Services, NSW Bush Fire Brigade etc., for requested assistance required to reduce, eliminate or contain an emergency for its duration.
 24. To accept on Council's behalf grants and financial assistance.
 25. To dispose of surplus plant and equipment by sale, exchange or trade-in.
 26. To authorise the removal of trees.
 27. To declare the Public Water Supplies unfit for consumption if testing proves it necessary subject to:
 - The Mayor being informed.
 - Hospitals and doctors and schools in the area being informed direct.
 - Every effort being made to advise the public as quickly as possible.
 28. To impose water supply restrictions as appropriate where:
 - (a) the available stored water or the available capacity of supply, is not sufficient for the time being to allow the unrestricted consumption of water for purposes other than domestic purposes, or
 - (b) available stored water or available capacity of supply is so restricted as to render extraordinary measures necessary in the interest of consumers of water and such restrictions may be applied upon the use of water for any purposes, including
-

domestic purposes. Water restrictions be made by order published in a newspaper advising the purpose, time, amount or method for which water may be used within areas to which the Council's reticulated water supply system extend and such restriction shall not be limited to a portion of the supply area except where the shortage of water or capacity of supply is peculiar to that portion or except where the restriction of supply in the different portions of an area in rotation.

29. To accept the delegation of the functions of the Director-General pursuant to the Environmental Planning & Assessment Act 1979 to the Council, and other Acts.
30. To determine applications under the Environmental Planning and Assessment Act 1979, and other relevant Acts, which do not include:
 - Applications made where the Senior Officer of Council or Councillors are the owner or applicant of the land subject to the development application.
 - Residential subdivisions creating more than 20 allotments within the town boundaries of Mudgee, Gulgong, Rylstone and Kandos.
 - Rural residential subdivisions creating more than 20 allotments.
 - Development applications for the erection, alteration and/or additions to buildings exceeding a building value of \$1,000,000.
 - Variations to contributions required pursuant to the Section 94 Developers Contribution Plans.
 - Variations on the conditions and standards as determined in Council policies, Development Control Plans, standards and administration instructions.
Except:
 - Where the variation is less than 10% to the standard.
 - Where there is no public submission and the staff support the variation and it exceeds 10%, then the Council is to be notified of the application and given 3 working days to request the application to be reported to Council for consideration.
 - Objection(s) lodged by the public to a proposal. Except:
 - where the objections are unsubstantiated, are not a matter for consideration under the Environmental Planning and Assessment Act or can be adequately addressed through a condition of consent.
 - Where there are less than 5 objections and the staff support the application then the Council is to be notified of the application and given 3 working days to request the application to be reported to Council for consideration.
31. In relation to the relevant provisions of the Food Act 2003 to:
 - To appoint, authorised officer/s for the purpose of enabling those officers to carry out the functions nominated in the Food Act 2003.
 - To issue Prohibition Orders and Certificates of Clearance where there are reasonable grounds for the issue of a Prohibition Order and subsequent Certificate of Clearance.
32. To negotiate and review gravel royalty up to a maximum value of \$100,000 in any financial year.
33. To determine under Section 525 of the Local Government Act 1993, reviews by ratepayers to change the categorisation of their properties for rating purposes.

Pursuant to Section 68 of the Noxious Weeds Act 1993 and pursuant to every other power hereunto enabling, the Council hereby delegates to BRADLEY ALLAN CAM as General Manager all of the functions conferred or imposed on Council pursuant to the Noxious Weeds Act 1993 and the Noxious Weeds Regulation 2008.

6.2.25 Annual Reporting of Contractual Conditions of Senior Staff

REPORT BY THE MANAGER GOVERNANCE TO 23 JULY 2014 COUNCIL MEETING

Senior staff

GOV400038, A0385024

RECOMMENDATION

That the report by the Manager Governance on the Annual Reporting of Contractual Conditions of Senior Staff be received.

Executive summary

This report addresses the statutory requirement for the General Manager to report annually on the contractual conditions of senior staff.

Detailed report

Section 339 of the Local Government Act 1993 provides that

“The general manager must, at least once annually, report to the council on the contractual conditions of senior staff.”

Section 334 of the Act provides that the General Manager is a “senior staff position” and in determining the organisational structure of the organisation a council must, under Section 332 (1) of the Act, determine those positions that are also to be “senior staff positions”. The Council has also determined that the following positions as senior staff:

- Director – Mid-Western Operations
- Director – Finance and Administration
- Director – Development and Community Services

The “contractual conditions” of senior staff are dictated by a “standard form of contract” approved by the Director General of the Division of Local Government (DLG) under Section 338 of the Act. The current “standard form of contract” for general managers and senior staff can be reviewed on the DLG’s website. The contracts were supplied to Council at its meeting on 21 November 2012. No changes to the contract conditions have been made since that date.

It should be noted that as required by the relevant legislation, the total remuneration package payable for the senior staff positions is also detailed in the Annual Report provided by Council each year.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable.

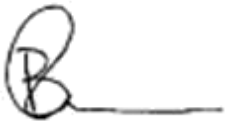


IAN ROBERTS
MANAGER GOVERNANCE

16 June 2014

Attachments: Nil

APPROVED FOR SUBMISSION:



BRAD CAM
GENERAL MANAGER

6.2.26 Local Government NSW Annual Conference 2014

REPORT BY THE MANAGER, INFORMATION SERVICES TO 23 JULY 2014 COUNCIL MEETING

Local Government NSW Annual Conference

GOV400038, A0110033

RECOMMENDATION

That:

1. **the report by the Manager, Information Services on the Local Government NSW Annual Conference be received;**
2. **Council approve the following representatives (if any) to attend the Local Government NSW Annual Conference in Coffs Harbour between Sunday 19th October and Tuesday 21st October, 2014;**
3. **Council submit the following issues or motions (if any) for consideration at the Conference.**

Executive summary

The 2014 Local Government NSW Annual Conference is to be held in Coffs Harbour from Sunday 19th October to Tuesday 21st October. Council needs to approve the attendance at the Conference by the Mayor, any Councillors or staff. If Council has any issues or motions that they would like to put forward for consideration at the Conference, these needs to be submitted by August 1st. At this time, staff are not aware of any issues or motions to be submitted.

Detailed report

This year's Local Government NSW Annual Conference will be held in Coffs Harbour in November. The invitation letter and the conference program is attached to this report.

Council needs to approve the attendance of any Councillors or staff who will be attending the conference and representing Mid-Western Regional Council. The cost for each attendee is \$880 (early bird price available up to 8th September) plus the associated travel and accommodation expenses.

Council has also been invited to submit any issues or motions that they would like to see considered at the conference sessions. The focus is on five specific categories:

1. Industrial relations and employment
2. Economic
3. Environmental
4. Governance/Civic leadership
5. Social policy

In addition to identifying an issue, Councils are encouraged to suggest solutions that could be considered as motions by the Conference or notes which might guide delegates to an agreed position. Issues need to be submitted on the Business Session Submission Form via the Association's website prior to Friday August 1st.

Further information on the conference can be found at the Association website at:
<http://www.lgnsw.org.au/events-training/local-government-nsw-annual-conference>.

Financial and Operational Plan implications

Not applicable

Community Plan implications

Not applicable.

SIMON JONES
MANAGER INFORMATION SERVICES



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

4 July 2014

Attachments: 1. Local Government NSW Annual Conference - letter dated 29 May 2014

APPROVED FOR SUBMISSION:

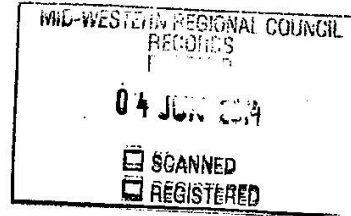


BRAD CAM
GENERAL MANAGER

**G LOCAL
GOVERNMENT
NSW**

Our ref: R13/0029 Out - 22524

29 May 2014

Cr Des Kennedy
Mayor
Mid-Western Regional Council
PO Box 156
MUDGEES NSW 2850

Dear Cr Kennedy

Local Government NSW Annual Conference

The Local Government NSW Annual Conference will be held at the C.ex Coffs (formerly ExServices Club, the same venue as the 2007 conference) from Sunday 19 October – Tuesday 21 October 2014.

Following the feedback from delegates in 2013 in Sydney, where some delegates requested the discussion of specific motions and others requested the discussion of consolidated overarching issues, the Board has decided to try to balance both. Taking into consideration your concerns, the Board has set the first day of business as the primary time to discuss all issues and motions, and a session time will be put aside to ask you how you wish to deal with motions and issues into the future.

The Association would now like to receive input from Councils to guide the content of the business sessions. Councils are requested to identify the most important issues which they believe are causing concern to the Council and/or the local community and provide these details to the Association prior to **Friday 1 August 2014**.

Councils should identify issues or motions relating to the following overall categories:

1. Industrial relations and employment
2. Economic
3. Environmental
4. Governance/Civic leadership
5. Social Policy

Details of what functions or issues fall in each category are set out in the LGNSW Conference Business Session Submission Form, with a guide attached to this letter.

In addition to identifying an issue, Councils are encouraged to suggest an appropriate solution by including either a motion which could be considered by the Conference or notes which might guide delegates to an agreed position.

The Association will review all responses received and then identify the top issues as identified overall by member councils. These issues will then be put to the Conference for debate and deliberation as part of the business sessions.

Issues identified by Councils which fall outside of the issues will be considered by the Board prior to the Conference and your council will be informed by the President of the outcome of these deliberations. A copy of the Draft Program (as at 27 May 2014) is attached for your information.

It would be appreciated if Councils could provide their identified issues and any accompanying notes or motions using the online form which can be found on the Association's website at <http://www.lgnsw.org.au/events-training/local-government-nsw-annual-conference> prior to **Friday 1 August 2014**.

For any further information regarding this matter please contact Peter Coulton, Director Corporate Services on 9242 4030.

Yours sincerely,



Cr Keith Rhoades AFSM
President

Set out below are the definitions for the issues categories:

1. INDUSTRIAL RELATIONS & EMPLOYMENT

Industrial relations and employment related legislation; industrial awards and rates of pay; WHS and worker compensation compliance; human resources policy, practice and benchmarking; workforce planning and development; staff and councillor training and development; skills shortages; staff attraction, retention and productivity; employment security; workplace change; Code of Conduct; leadership and management capacity; capability framework; council governance.

2. ECONOMIC

Own source revenue (e.g. rates, fees, charges etc.); intergovernmental fiscal relations (e.g. grants, cost shifting etc.); financial management and governance including long term financial planning and asset management; financial sustainability; economic policy affecting Local Government; local and regional economic development (including tourism); transport (e.g. roads, bridges, airports, pedestrian and cycle facilities, rail); Local Water Utilities; stormwater and floodplain infrastructure; other infrastructure and disaster management and recovery.

3. ENVIRONMENTAL

Land use planning (including environmental, heritage conservation and development planning); ecologically sustainable development; waste management in accordance with the waste hierarchy and extended producer responsibility; natural resource management; protection of local, regional and state natural environments including air quality, rivers and waterways and biodiversity, biosecurity and weeds management; pollution prevention including energy consumption and soil contamination; environmental risk management through reduction of hazards and pollutants and remediation/rehabilitation of degraded environments; climate change mitigation and adaptation; and responsible resource consumption and conservation.

4. GOVERNANCE/CIVIC LEADERSHIP

Local Government legislative and regulatory settings (e.g. Australian and/or NSW Constitutional recognition; Local Government Act review); corporate governance (e.g. role differentiation for Mayors, Councillors, General Managers and senior staff; Codes of Conduct; Political donations); structural reform (e.g. amalgamations and/or boundary changes; shared resources and services); Local Government elections (e.g. financial impact of electoral reforms on councils; impact of electoral reforms); participation (e.g. women's participation rates as councillors; cultural diversity in leadership; other opportunities for citizens to genuinely participate in council processes); and policies and programs of other spheres of government that impact on Local Government governance or citizen involvement in local democracy.

5. SOCIAL POLICY

Social planning, social impact assessment, access, equity and social justice; community development and community cultural development; community halls and neighbourhood centres, ageing and disability services, women's services, youth services and children's care and education services); issues of concern and interest to NSW Aboriginal and Torres Strait Islander Peoples; cultural services (performing and visual arts, art galleries, performing arts centres, museums, public art, community arts, festivals, celebrations, heritage, new media and digital arts); Libraries; Health services (regulatory activities reducing public health risks; promoting healthy lifestyles; immunisation, early childhood health centres or rural medical services); Recreation facilities and services; and crime prevention planning.

Local Government NSW Annual Conference 2014

DRAFT PROGRAM 19 - 21 October, 2014 (as of 29 May 2014)

Main conference venue is C.ex Coffs, 1 Vernon Street, Coffs Harbour

Sunday 19 October

3.00pm – 7.00pm *Registration opens, Upstairs Auditorium Lobby, off Blue Room*

5.00pm – 7.00pm President's Welcome Reception at C.ex Coffs
Welcome To Country (Performance)
Welcome from **Cr Denise Knight, Mayor of Coffs Harbour City Council**
Welcome from **Cr Keith Rhoades AFSM, President, LGNSW**

Monday 20 October

Business Session Day 1 - chaired by Cr Keith Rhoades AFSM, C.ex Coffs

8.00am – 5.00pm *Registration opens in Trade Expo. Distribution of voting materials and electronic handsets.*

9.00am – 11.00am Opening of the Business session, Adoption of Standing Orders and Consideration of Motions chaired by the President

11.00am – 11.30am *Morning tea in Trade Exhibition*

11.30am – 11.35am Message from Local Government Super

11.35am – 1.00pm Consideration of Conference business continued chaired by the President

1.00pm – 1.50pm *Lunch in Trade Exhibition sponsored by Local Government Super*

1.50pm - 2.00pm Message from sponsor

2.00pm – 2.05pm Short address from the Mining Related Councils (to be invited)

2.05pm - 3.00pm Consideration of Government's response to the Local Government Review Panel's *Revitalising Local Government*

3.00pm – 4.00pm Consideration of Conference Business continued, chaired by the President
Collection of all electronic handsets and voting cards

4.00pm – 5.00pm *Happy hour in Trade Exhibition*

5.00pm – 5.30pm *Delegate transfers back to accommodation for dinner*

7.00pm – 7.30pm *Transfers for delegates arriving at Dinner*

Conference Dinner, Bonville Golf Resort, North Bonville Road, Bonville

7.30pm Arrival drinks and canapés
Entertainment with Soulman O'Gaia

8.15pm Delegates seated and main course served
Welcome from the President
Introduction of Major Sponsor Statewide Mutual
Presentation of Outstanding Service Awards

- 8.30pm Entertainment with Lisa Hunt
- 9.30pm Dessert served
- 10.00pm *First transfers offered*
- 11.00pm *Function finishes, final transfer buses*

Tuesday 21 October
Business Session Day 2, C.ex Coffs

- 8.00am – 5.00pm *Registration opens in Trade Expo*
- 8.50am – 9.00am Introduction by Master of Ceremony, **Ellen Fanning** (invited)
- 9.00am – 9.10am Annual Report and AGM from **Cr Keith Rhoades AFSM, President LGNSW**
- 9.10am – 9.20am Treasurers Report
- 9.20am – 9.40am Address from **The Hon Mike Baird MP, Premier of New South Wales** (invited)
- 9.40am – 10.00am Address from **The Hon Paul Toole MP, Minister for Local Government** (invited)
- 10.00am – 10.15am Facilitated Q and A with the **Premier of New South Wales/ Minister for Local Government**
- 10.15am – 10.30am Presentation of the AR Bluett Awards
- 10.30am – 11.15am **Claire Madden, Research Director, McCrindle Forecasts, Demographic Change, Emerging Generations and the Future**
- 11.15am – 11.35am *Morning tea in Trade Exhibition*
- 11.40am – 11.45am Message from sponsor
- 11.45am – 12.30pm **Paul Clitheroe AM, Director Ipac Securities, Chairman Financial Literacy Foundation, Chairman Money Magazine on Business Trends in Australia** (invited)
- 12.30pm – 1.00pm Address from **The Hon Duncan Gay MLC, Minister for Roads and Freight** (invited)
- 1.00pm - 2.00pm Address from keynote speaker on planning issues (to be confirmed).
Planning Panel facilitated by MC, Ellen Fanning, on 'How to make informed decisions about Planning'
- 2.00pm – 2.15pm Close of Conference
- 2.15pm – 3.00pm *Lunch (Conference closing).*

This program is correct at the time of printing; speakers and program details may have changed due to unforeseen circumstances.

URGENT BUSINESS WITHOUT NOTICE

As provided by Clauses 19 & 20 of Council's Code of Meeting Practice (Clause 14 LGMR).

GIVING NOTICE OF BUSINESS

19. (1) The Council must not transact business at a meeting of the Council:
- (a) unless a Councillor has given notice of the business in writing at least two (2) days prior to the day on which the agenda and business paper is prepared and delivered to Councillors; and
 - (b) unless notice of the business has been sent to the Councillors in accordance with Clause 6 of this Code. (see Section 367 LGA & Clause 14(1) LGMR)
- (2) Subclause (1) does not apply to the consideration of business at a meeting if the business:
- (a) is already before, or directly relates to a matter that is already before the Council (see Clause 14(2)(a) LGMR); or
 - (b) is the election of a chairperson to preside at the meeting as provided by Clause 12(1) (see Clause 14(2)(b) LGMR); or
 - (c) is a matter or topic put to the meeting by the chairperson in accordance with Clause 21 (see Clause 14(2)(c) LGMR); or
 - (d) is a motion for the adoption of recommendations of a committee of the Council; (see Clause 14(2)(d) LGMR); or
 - (e) relates to reports from officers, which in the opinion of the Chairperson or the General Manager are urgent;
 - (f) relates to reports from officers placed on the business paper pursuant to a decision of a committee that additional information be provided to the Council in relation to a matter before the Committee; and
 - (g) relates to urgent administrative or procedural matters that are raised by the Mayor or General Manager.

BUSINESS WITHOUT NOTICE

20. (1) Despite Clause 19 of this Code, business may be transacted at a meeting of the Council even though due notice of the business has not been given to the Councillors. However, this can happen only if:
- (a) a motion is passed to have the business transacted at the meeting; and
 - (b) the business proposed to be brought forward is ruled by the Chairperson to be of great urgency. Such a motion can be moved without notice. (see Clause 14(3) LGMR)
- (2) Despite Clause 30 of this Code, only the mover of a motion referred to in subclause (1) can speak to the motion before it is put. (see Clause 14(4) LGMR)

Item 7: Urgent Business Without Notice