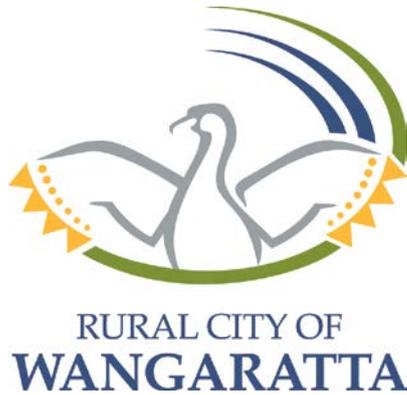


WANGARATTA RURAL CITY COUNCIL



MINUTES OF THE ORDINARY MEETING
OF THE WANGARATTA RURAL CITY COUNCIL, HELD
IN THE EDI UPPER HALL, EDI UPPER
ON **TUESDAY, 21 APRIL 2015** AT 6.00PM

Brendan McGrath
CHIEF EXECUTIVE OFFICER

As at 29/06/15 1:55 PM

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17. CLOSURE OF MEETING 60

1. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

We acknowledge the traditional owners of the land on which we are meeting. We pay our respects to their Elders and to Elders from other communities who may be here today.

2. OPENING PRAYER

Almighty God, we humbly ask thee to bless and guide this council in its deliberations so that we may truly preserve the welfare of the people whom we serve. Amen

3. PRESENT

Administrators:

Ms Ailsa Fox, Chair; Ms Irene Grant, Mr Rod Roscholler.

Officers Present:

Mr Brendan McGrath, Chief Executive Officer; Ms Ruth Kneebone, Director Corporate Services; Mr Alan Clark, Director Infrastructure Services; Mr Barry Green, Director Development Services; Ms Jaime Carroll, Director Community Wellbeing.

4. ABSENT

Nil.

5. ACCEPTANCE OF APOLOGIES & GRANTING OF LEAVE OF ABSENCE

Nil.

ORDER OF BUSINESS

6. CITIZENSHIP CEREMONY

Nil.

7. CONFIRMATION OF MINUTES

RECOMMENDATION:

(Moved: Administrator I Grant / Administrator R Roscholler)

That Council read and confirm the Minutes of the Ordinary Meeting of 17 March 2015 and Special Meeting of 7 April 2015 as a true and accurate record of the proceedings of the meeting.

Carried.

8. CONFLICT OF INTEREST DISCLOSURE

In accordance with sections 77A, 77B, 78 and 79 of the *Local Government Act 1989* Councillors are required to disclose a '*conflict of interest*' in a decision if they would receive, or could reasonably be perceived as receiving, a direct or indirect financial or non-financial benefit or detriment (other than as a voter, resident or ratepayer) from the decision.

Disclosure must occur immediately before the matter is considered or discussed.

9. RECEPTION OF PETITIONS

9.1.1.1 PETITION REGARDING INSTALLATION OF LIGHTING AT CARRARAGARMUNGEE PRIMARY SCHOOL

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 November 2014
Author (title): Executive Assistant - Corporate Services
File Name: Wangaratta Eldorado Road Eldorado / North Wangaratta / Londrigan
File No.: 17750* / 119*

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to address the issues raised in a joint letter/petition from Carraragarmungee Primary School staff and pro-forma letters received containing a total of 81 signatures. The petitioners request to have lights installed at the Carraragarmungee Primary School on Wangaratta-Eldorado Road at Londrigan.

RECOMMENDATION:

(Moved: Administrator A Fox/ Administrator I Grant)

That

- 1. the joint letter/petition regarding the installation of lights at the Carraragarmungee Primary School be received and***
- 2. a report into investigations into the request within the petition be considered at the 19 May 2015 Ordinary Council meeting.***

Carried.

Conclusion

In accordance with Local Law No.3 of 2014 – Meeting Procedure – Administrators, a petition presented to the Council must lay on the table until the next ordinary meeting of the Council and no motion, other than to receive the petition, may be accepted by the Chairperson, unless Council agrees to deal with it earlier.

Attachments

Nil.

10. HEARING OF DEPUTATIONS

Nil.

11. PRESENTATION OF REPORTS

11.1 ADMINISTRATORS' REPORTS

Nil.

11.2 OFFICER'S REPORTS

11.2.1 EXECUTIVE SERVICES

Nil.

11.2.2 CORPORATE SERVICES

11.2.2.1 VCAT DECISION – REVIEW OF COUNCILLOR CONDUCT PANEL DECISION

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	21 April 2015
Author (title):	Manager Business & Governance
File Name:	Councillor Conduct Panel
File No.:	96.005.004

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to table the further decision of the Victorian Civil and Administrative Tribunal (VCAT), made in respect of the review of the decision of the Councillor Conduct Panel (CCP) of 19 March 2013 to 28 May 2013.

RECOMMENDATION:

(Moved: Administrator I Grant / Administrator R Roscholler)

That Council table a copy of the decision of the Victorian Civil and Administrative Tribunal, Fidge v Councillor Conduct Panel (No.2) (Review and Regulation) [2015] VCAT 327 (24 March 2015), made in respect of the review of the decision of the Councillor Conduct Panel of 19 March 2013 to 28 May 2013, and record this action in the minutes in accordance with Section 81M(5) of the Local Government Act 1989.

Carried.

Background

Section 81M (Notice of Determination and Tabling of Decisions) of the *Local Government Act 1989* (the Act) deals with the legal provisions related to CCP decisions and VCAT decisions.

A CCP decision was determined, tabled and minuted at the 10 August 2013 Ordinary Meeting of Council. Subsequently, an application to VCAT for review of that decision was made by a party who was affected by the decision. As a consequence, VCAT made a decision, *Fidge v Councillor Conduct Panel (Review and Regulation) [2014] VCAT 1477*, which was tabled and minuted at the 17 February 2015 Ordinary Meeting of Council.

This report concerns a decision made by VCAT regarding further orders under s81J of the Act.

Implications

In respect of the review by VCAT, initiated under section 81Q(2) of the Act, of the CCP decision made in 2013, Council is required, under section 81M(5) of the Act, to table and minute VCAT's decision.

The complete report of VCAT's determinations, findings and reasons in this case is available for public viewing at the Australasian Legal Information Institute website (AustLii) at <http://www.austlii.edu.au/au/cases/vic/VCAT/>.

Conclusion

VCAT's decision in the case of Fidge v Councillor Conduct Panel (No.2) (Review and Regulation) [2015] VCAT 327 (24 March 2015) must be minuted. The decision is contained in the following orders made by the Senior Member presiding:

- 1. Under s81J(1)(a) of the Local Government Act 1989, VCAT reprimands Dr Julian Fidge, with respect to misconduct findings made against him on 2 December 2014, in relation to allegations 1, 2, 5, 7, 8, 10, 11, 12, 14, 16, 17, 18, 19 and 20 in this proceeding.*
- 2. The parties are to bear their own costs of the proceeding.*

Attachments

- Fidge v Councillor Conduct Panel (No.2) (Review and Regulation) [2015] VCAT 327 (24 March 2015)

11.2.3 COMMUNITY WELLBEING

11.2.3.1 REVIEW OF MUNICIPAL PUBLIC HEALTH AND WELLBEING PLAN 2013 - 2017

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	21 April 2015
Author (title):	Acting Manager Community Services
File Name:	Community Wellbeing Plan
File No.:	75.005.002

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to provide a review and the implementation of the Municipal Public Health and Wellbeing Plan 2013-2017 (the MPHWP).

The Wangaratta Local Health & Wellbeing Partnership (the Partnership) has been formed with Council and eight core service providers to ensure that the MPHWP continues to respond to the needs of the community.

The Partnership has monitored the progress of the MPHWP and will continue to facilitate broader stakeholder forums twice per annum involving over 30 local and regional service providers and organisations. The stakeholder forums provide an opportunity for strategic response to health and wellbeing priorities.

This process has not identified a need to revise the MPHWP. The achievements aligned to the Plan, reported by stakeholders and Council units are recorded in an implementation table.

As a requirement of the *Public Health and Wellbeing Act 2008*, (the Act) Section 26:

(4) A Council must review its municipal public health and wellbeing plan annually and, if appropriate, amend the municipal public health and wellbeing plan.

(5) Despite subsection (2) (C), a Council is not required to provide for the involvement of people in the local community when reviewing or amending a municipal public health and wellbeing plan under subsection (4).

(6) A Council must give a copy of the current municipal public health and wellbeing plan to the Secretary.

RECOMMENDATION:

(Moved: Administrator R Roscholler/ Administrator I Grant)

That

- 1. Council receive the Municipal Public Health and Wellbeing Plan 2013 – 2017 review report and***
- 2. a copy of the Municipal Public Health and Wellbeing Plan 2013 - 2017 be forwarded to the Secretary to the Department of Health.***

Carried.

Background

Victorian councils have a statutory responsibility for health and wellbeing planning under the Act. The Act strengthens the role of local government as a major partner in the effort to protect public health and prevent disease, illness, injury, disability or premature death, and to contribute to national health priorities.

Under the Act all local government authorities in Victoria are required to develop a MPHWP within 12 months of each general election of the council. Council's MPHWP was adopted on 30 October 2013 and sets broad goals and priorities over a four year period such as health promoting strategies; planning for age-friendly physical environments and community support; positive ageing strategies; accessible services and programs; and emergency management planning for vulnerable people.

Implications**Policy Considerations**

This report relates directly to Council's MPHWP.

Financial Implications

There are no financial implications identified for the subject of this report.

Legal/Statutory

This review ensures compliance with the *Public Health and Wellbeing Act 2008*.

Social

The Plan provides for the achievement of a number of health and wellbeing objectives in partnership with local service providers and organisations.

Environmental/Sustainability Impacts

There are no environmental/ sustainability impacts identified for this subject of this report.

Economic Impacts

There are no economic impacts identified for the subject of this report.

Council Plan-Key Strategic Activity/Action

This report is consistent with:

- Council Plan Objective: 2.2 - To improve community wellbeing and
- Council Plan Objective: 2.3 – To provide inclusive, accessible and high quality community services.

Strategic Links

1. Rural City of Wangaratta 2030 Community Vision
2. Central Hume Primary Care Partnership Strategic Plan 2013 – 2017
3. Victorian Public Health and Wellbeing Plan 2011 - 2015

Consultation/Communication

The Partnership is a collaborative approach to facilitating and monitoring local health priorities. Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Options for Consideration

This report is for Council's information.

Conclusion

This report assists Council to fulfil the requirements prescribed within the *Public Health and Wellbeing Act 2008*.

Attachments

1. Attachment 1: MPHWP Implementation Table

11.2.3.2 WANGARATTA AQUATIC PLAN FOR THE FUTURE

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	21 April 2015
Author (title):	Acting Manager Community and Recreation
File Name:	Aquatic Planning
File No:	61.040.004

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to update the Wangaratta Aquatic Plan as a result of engagement with Wangaratta residents, stakeholders, sporting groups and organisations.

This engagement was following the endorsement of the 2014 Aquatic Plan for the Future at the Ordinary Council Meeting on 16 September 2014. The plan was endorsed with the following recommendation:

That Council resolves to:

- 1. Endorse the 2014 Aquatic Plan for the Future*
- 2. Support the proposal for the addition of a 50m outdoor pool to be co-located at the Wangaratta Indoor Sport and Aquatic Centre (WISAC)*
- 3. Support the proposal for the addition of a further hydrotherapy pool to be co-located at WISAC*
- 4. Support the proposal for a free access Splash Park to be located at Mitchell Avenue*
- 5. Support the proposal for the closure on the existing Yarrunga Pool once the Splash Park at Mitchell Ave is completed and*
- 6. Support the closure of the Olympic Pool site upon the development of a new 50m outdoor pool at WISAC.*

Feedback from the Wangaratta community following the endorsement of the plan in September has resulted in several changes being recommended as additions or amendments to the plan.

RECOMMENDATION:

That Council endorses the revised Rural City of Wangaratta Aquatic Plan for the future (April 2015) with the following recommendations:

- 1. Progress the development of a 50m outdoor pool to be co-located at the Wangaratta Indoor Sport and Aquatic Centre (WISAC)*
- 2. Progress the development of a further hydrotherapy pool to be co-located at WISAC*
- 3. Progress the development of a toddlers/wading outdoor pool to be co-located at WISAC*
- 4. Progress the development of a free access Splash Park to be located at Mitchell Avenue Playground*
- 5. Plan for the future recreational uses of the Yarrunga and Olympic pool sites in partnership with the community*
- 6. Progress the closure of the existing Yarrunga Pool once construction of the Splash Park at Mitchell Avenue is completed*
- 7. Progress the closure of the Olympic Pool site upon the completion of the new 50m outdoor pool at WISAC.*

Administrator A Fox moved the following amendment:

That Council endorses the revised Rural City of Wangaratta Aquatic Plan for the future (April 2015) with the following recommendations:

- 1. Progress the development of a 50m outdoor pool to be co-located at the Wangaratta Indoor Sport and Aquatic Centre (WISAC)***
- 2. Progress the development of a further hydrotherapy pool to be co-located at WISAC***
- 3. Progress the development of a toddlers/wading outdoor pool to be co-located at WISAC***
- 4. Progress the development of a free access Splash Park to be located at Mitchell Avenue Playground***
- 5. Plan for the future uses of the Yarrunga and Olympic pool sites in partnership with the community***
- 6. Progress the closure of the existing Yarrunga Pool once construction of the Splash Park at Mitchell Avenue is completed***
- 7. Progress the closure of the Olympic Pool site upon the completion of the new 50m outdoor pool at WISAC.***

Administrator R Roscholler seconded the amendment.

The amendment became the motion and was put and carried.

Background

Council's existing aquatic facilities at the Olympic Pool and Yarrunga Pool are unsustainable in their present form. They do not meet the current needs and expectation of the community as aquatic facilities "fit for purpose" on either a local or regional level due to:

- a) ageing structure
- b) structural damage
- c) unsustainable economic and environmental factors
- d) changing social and ageing demographics impacting attendances.

Since the development of an Aquatic Strategy in 2007, two subsequent assessments of the current aquatic facilities have been undertaken. Council's operation of its aquatic assets at three sites is proving to be increasingly unsustainable from both an environmental and economic perspective.

The Rural City of Wangaratta must provide innovative and inclusive aquatic facilities that meet the demands for a changing population, cater for residents' desire for flexible leisure aqua-therapy and aqua-fitness opportunities and offer a traditional recreational leisure aquatic experience.

The recommendations within the Wangaratta Aquatic Plan for the future will consolidate our aquatic assets and provide aquatic developments which have been determined based on a platform for future social, environmental and economic sustainability for the next generation.

Since the endorsement of the 2014 Aquatic Plan at the September 2014 Council meeting, engagement and communication with the community has taken place through the following formats:

- a) community members have been encouraged to make written submissions to Council and individual and group deputations have also been made to Administrators and Council officers
- b) meetings with key stakeholders
- c) ten scheduled conversations sessions throughout the municipality
- d) media releases and information distribution.

The conversations session were designed to encourage discussion on an individual basis with community members, with a central aim to provide detailed answers to community questions and concerns in a less intimidating environment. Conversation sessions were held:

- a) three times at the Reid Street Kiosk;
- b) three times at the Wangaratta Indoor Sports and Aquatics Centre;
- c) once at the Milawa Post Office;
- d) once at the Bourke Street Post Office;
- e) once at the Whorouly Post Office; and
- f) once at the Whitfield General Store.

Overall, Council officers undertook 65 individual conversations during the sessions.

- a) 8% were estimated to be under 20 years of age
- b) 35% were estimated to be between the ages of 20 and 40 years of age
- c) 29% were estimated to be between the ages of 40 and 60 years of age
- d) 28% were estimated to be over 60 years of age.

Of those 65 conversations 28% expressed a negative response to the endorse plan, 3% were neutral and 69% expressed a positive response.

Council received a total of 149 letters in response to the Aquatic Plan for the future, 115 of which were form letters developed by a community group objecting to the closure of Yarrunga Pool. Council officers attended 10 meetings with members from the community and gave a presentation at the request of a local community group regarding the Aquatic Plan.

Of those who expressed a negative response the majority indicated that their primary concern was regarding the closure of the Yarrunga Family Swim Centre. It was felt by some of those community members that the proposed removal of the pool would further disadvantage an area of Wangaratta for access to recreational facilities. Suggested amendments to the endorsed plan included a commitment to engaging with the community on the future use of the Yarrunga Family Swim Centre site and its retention as recreational open space, rather than residential development.

Additional community concerns revolved around the limitations of the proposed 50m pool at WISAC as a summer recreational swimming environment. The addition of a toddlers/wading pool to the development has been proposed as an opportunity to enhance the proposed development's flexibility for this purpose.

Throughout engagement with the community several key themes were established as being of importance:

- a) the social/economic demographics of South Wangaratta
- b) the need for an outdoor toddlers/wading pool at WISAC
- c) an increase in transport opportunities from South Wangaratta to WISAC
- d) a concern about accessibility to aquatic facilities for residents.

Council has resolved to work collaboratively with community members to explore solutions to these identified key themes, while preserving the long-term sustainable focus of the endorsed aquatic plan for the future.

Implications

Policy Considerations

This report directly relates to the revision of the 2014 Aquatic Plan for the Future.

Financial Implications

Grant programs exist at both the state and federal levels of government that may aid the Rural City of Wangaratta in meeting the cost of a major aquatic re-development.

The State Government has maintained a recurring funding program called the Community Facilities Funding Program (CFFP) that contains a specific category (Better Pools) for upgrades to aquatic facilities. Preliminary consultation with the Sport and Recreation Victoria has indicated that state funding is unlikely to support the retention of three individual aquatic facilities in Wangaratta, but a redevelopment of the WISAC facility would be a competitive project. Consequently, Council has been encouraged to consolidate existing facilities and focus on the expansion of WISAC in order to broaden overall aquatic offerings to the entire community.

In 2014 the Australian Federal Government announced a funding program entitled the National Stronger Regions Program (NSRP). Leveraging this program could result in a total funding capacity to achieve Council's preferred aquatic development option.

Due to the emphasis on partnered funding through both the community, Local, State and Federal Governments, a significant proportion of the project could be achieved through funding.

Income estimates based on the recommended option are:

	To be allocated across the 2015-16, 2016-17 and 2017-18 financial years:	This Proposal \$
Revenue/Income	Rural City of Wangaratta	7,500,000
	Community Contributions	100,000
	State Govt – CFFP Better Pools Category	3,000,000
	Federal Govt – NSRP	4,000,000

The consolidation of a 50 metre outdoor pool with the existing indoor facility at WISAC will provide increased efficiencies in operating costs. Preliminary estimates of the aquatic options considered as part of this review show that the continued operational cost of Wangaratta's Olympic Pool total \$143,348 annually. The co-location of a 50 metre pool at WISAC is estimated to raise the annual cost of its operations by only \$119,726, resulting in a net savings of \$23,622.

Legal/Statutory

There are no legal/statutory implications identified for the subject of this report.

Social

Swimming in Wangaratta is the third most popular physical activity behind walking and cycling and is a strong indication of the importance of swimming on the recreational landscape as detailed in the following table:

Rural City of Wangaratta		
Rank	Activity	Participation Rate (%)
1	Walking	61.0
2	Cycling	30.0
3	Swimming	20.0
4	Gym / Aerobics / Fitness	18.0
5	Bushwalking	7.0
6	Running / Jogging	5.0
7	Golf	5.0
8	Fishing	5.0
9	Tennis	5.0
10	Lawn Bowls	4.0

The above further confirms figures that show participation rates for swimming in the Rural City of Wangaratta are 20% higher than both State and Federal participation rates of 13%.

The co-location of pools at WISAC will present opportunities for the wider usability of Wangaratta's aquatic facilities.

In addition to the above the proposed free access splash park at Mitchell Avenue Reserve will provide a summer aquatic experience with a point of difference which will address the need for a family aquatic environment that is accessible and affordable.

Environmental/Sustainability Impacts

Following key findings of previous research, it has become evident that the condition of Yarrunga Pool is not sound and that the escalating operational costs of the current Olympic and Yarrunga outdoor pools have become unsustainable.

The proposed colocation of outdoor aquatic facilities (50m pool and a toddlers/wading pool) at WISAC will be sustainable through the integration of energy and resource saving opportunities such as the co-generation project and provide economy of scale in relation to staff and management issues.

The provision of the hydrotherapy pool at WISAC will meet the future needs of our growing ageing demographic which will ensure adequate provision for aquatic therapy and aqua fitness programs at a time when the portion of our population over 65 years-of-age is projected to rise from 16% to over 25% in 2026.

Economic Impacts

Ancillary benefits of the co-location of aquatic facilities are supported by:

- WISAC having hosted the Victorian Country Short Course Championships three times in the last four years. Standard estimations on the economic impact of sports tourism in a community states that each visitor contributes an average of \$249 per person, per day. Utilising this data the direct economic impact of this event contributes over \$371,200 to Wangaratta's economy.
- The Victorian Country Long Course Championships, undertaken by Swimming Victoria annually attracts more than 700 participants over three days from 40+ individual clubs attracting over 2,500 spectators. The estimated direct economic impact of attracting such an event to Wangaratta would be \$2.4 million. In 2014 the Victorian Country Long Course Championships were held at WAVES in Wodonga.
- Water Polo Australia undertakes a series of major events at facilities meeting their requirements. A recent under 14 national event in a neighbouring Local Government Area was estimated to have contributed 1.5 million dollars to the local economy.

Council Plan-Key Strategic Activity/Action

Key Strategic Activity 2.7.1 - Encourage the greater use of recreation facilities including formal sports facilities, open spaces, shared paths and aquatic centres.

Action 2.7.1.2 - Review Aquatic Strategy, taking into consideration population demand, visitation trends and budgetary requirements to enable the development of a scope of works to assist in pursuing funding.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

Action 25 - Create and maintain spaces to facilitate people coming together:

- Resolve future of key community facilities

Action 30 – Sustain viable sporting recreation, cultural and other community organisations:

- Identify and develop infrastructure which supports and facilitates linking people to their community

c) Municipal Public Health and Wellbeing Plan

Key Strategic Activity 4.5.2

Develop infrastructure, programs and resources that support and facilitate affordable active living

- 4.5.2.1 Create opportunities for people to participate in travel, sport and active recreation

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Unmet Expectations	H	Through a staged marketing campaign and precise information this risk can be reduced	M	Be proactive to present the correct information and branding with positive outcomes in the media. Utilise social media and local champions to the cause
Adverse Public Reaction	H	Through a staged marketing campaign and precise information this risk can be reduced	M	Affirm the Council decision and mitigate by use of Social Media – Facebook and Twitter; listening posts
Public oppose the closure of the two outdoor facilities at Yarrunga and Olympic Pool sites	H	Through a staged marketing campaign of Council's vision for the future aquatic development and the benefits to the community as a whole	M	Be proactive to market and sell the proposed new aquatic developments to embrace the community for the future aquatic plan

Consultation/Communication

The future provision of Rural City of Wangaratta aquatic leisure facilities have been based on extensive community engagement (through the first Aquatic Strategy, the two following reviews and the current endorsed plan) which identified a demand and need for outdoor aquatic opportunities with a focus on informal social aquatic leisure opportunities. Additionally it has been recognised that any new aquatic leisure facilities must be fully integrated with other related community facilities, be multi-purpose in their nature, maximise annual use and meet a range of community needs.

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Keep informed	Staged media campaign through local papers, and the use of social media – Face Book and Twitter
Consult	Discuss needs	Relevant peak bodies such as Swimming Victoria.
Involve	Local champions	Major stakeholders such as the swimming club, regional swimming association and users of the aquatic facilities.
Collaborate	With management partner	YMCA

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Conclusion

Council's existing aquatic facilities at the Olympic Pool and Yarrunga Pool are unsustainable in their present form as they do not meet the current needs and expectations of the community for aquatic facilities "fit for purpose".

The recommendations from the Wangaratta Aquatic Plan for the future will consolidate our aquatic assets and provide aquatic developments which have been determined based on a platform for future social, environmental and economic sustainability for the next generation.

Attachments

1. Wangaratta Aquatic Plan for the future
2. Community Feedback Summary Report

Gallery Questions

Joe O'Keefe asked the following questions in relation to a statement within the aquatic plan which reads "Preliminary consultation with Sport and Recreation Victoria has indicated that state funding....." etc

1. Who was the officer of Sport and Recreation that said this?
2. Was it a Ministerial adviser, senior officer, clerk....what level of qualification?
3. Did the officer have knowledge of Wangaratta and the Town Planning Scheme recommendation that growth be to the south (ie to Yarrunga and beyond southwards) and to the westwhere there are no environmental constraints?
4. Did he/she know that the TP Scheme does not recommend growth to the northwest where there are environmental costs?

(As stated by engineer Alan at the Feb meeting of Council...\$98 million in drainage backlog costs due to bad locations of development...bad planning).

5. The consultation Sept 17 to Oct 23 you mention in your Item (p.14-15) does not list the comments of the 65 participants....even though your flyer stated "LIKE TO MAKE A COMMENT"....surely you did not paraphrase and amend the comments of ratepayers and residents?
6. You state (p.17) that there are "No legal/statutory implications". Are you not aware that the Wangaratta Planning Scheme is law and that decisions on land use and direction of city growth must accord with the Scheme?

Jaime Carroll, Director Community Wellbeing responded in reference to questions 1 to 4, that in terms of the conversations had with our advisers from Sports and Recreation

Victoria, we've had several contacts within the department. One is considered a senior manager of community facilities. We have also had significant consultation with one of the regional managers of Hume who is our ongoing contact for community facilities. Information provided was all that was provided for preparation of the plan. These contacts have specific knowledge of Wangaratta's Planning Scheme.

In relation to question 5, as consultations were undertaken face to face the conversations have been paraphrased. Written correspondence has been recorded.

In relation to question 6, Barry Green, Director Development Services responded that anyone can access the Planning Scheme and in relation to question 5 the answer is that the Wangaratta Planning Scheme is a statutory piece of information that Council must however it is only considered if triggered by a planning permit. There are no legal or statutory implications - adherence with planning scheme

The following question was submitted by Mr Mark Walsh. 'I am asking about the additional \$150,000 allocated to the Mitchell Avenue Playground splash park in the revised administrators and Rural City's staff members, not the people of Wangaratta's plan that results in a reduction of options, and will on some occasions result in no outdoor facility being available, for recreational swimming facilities across the city.

Given that saving money is such a priority and that the cost of the new internal rural city plan has now blown out by an additional \$650,000, a cost to be picked up by the residents of Wangaratta and the tax payers of Victoria and Australia from funding sources are not itemised, named or secured.

Where did that additional \$150,000 for the splash park come from and is there any further financial surprises coming in what seems an insular, rushed and hurried process evidenced by the need to update a major multimillion dollar plan that is just six months old?'

Jaime Carroll, Director Community Wellbeing responded that the additional \$150,000 is based on some estimates we received from experts who looked at the facilities. We have completed some further work with other councils and more detailed planning has been undertaken and the revision reflects that consultation.

Council made a commitment that Council would engage with the community to better address their needs, hence the inclusion of the toddler wading pool and the undertaking of the review of the use of the site.

Anne Dunstan asked if council could provide the working figures and calculations of the variance tabled in writing.

Brendan McGrath, Chief Executive Officer responded that the question would be taken on notice.

Jenny Hart referred to the aquatic plan and expressed that over the past 10 years there have been numerous consultants employed by council and numerous community consultations undertaken regarding the future of aquatic facilities in Wangaratta. From all of these studies and consultations there has never been a recommendation to close

Yarrunga Pool, in fact, quite the opposite, recommendations have been to invest in and improve this facility.

Jenny asked therefore, how did Council decide that the model put forward in the current Aquatic Plan (2014) is the best model to follow?

Jenny Hart asked if council could publish the feasibility study to inform that this is the best model. Who was the consultant engaged to conduct the feasibility study and why wasn't it put on display?

Jenny expressed that Save Yarrunga Pool Group are making this request as usually, feasibility studies would go on public display before being considered. In this case, the feasibility of the proposed plan has not gone on public display.

Brendan McGrath, Chief Executive Officer responded that the declining usage, deteriorating infrastructure and rationale is set out in the current plan.

Jenny Hart submitted the following question in writing. 'Can you please provide the following information?

1. How much has been spent explicitly on maintenance of the Yarrunga Pool by each of Pool Management and Council for each year over the past 5 years.
2. How much has been spent explicitly on marketing and promotion of the Yarrunga pool by each of Pool Management and Council for each year over the past 5 years.
3. How much has been spent explicitly on pool programming activities for the Yarrunga Pool by each of Pool Management and Council for each year over the past 5 years.

Can you please also provide the contractual proportions of (a) maintenance (b) marketing/promotion (c) pool programming that each of Council and pool management are responsible for with respect to the structure of the pool management contract.'

Brendan McGrath, Chief Executive Officer responded those questions would be taken on notice.

Anne Dunstan referred to the reference to savings stated in relation to colocation and asked if Council could provide the true running costs inclusive of capital and running costs. I estimate an additional interest cost of \$430K per annum.

Ailsa Fox, Chair Administrator responded the question would be taken on notice.

Brian Jones Bowser asked why the administrators have the ability to make decisions on major expenditure. Is there any chance of returning to democracy?

Joe O'Keefe added that the pie chart on the report is of a small sample. Why would we prepare a chart that is of such a small sample to skew the data?

Brendan McGrath, Chief Executive Officer responded that council made a commitment months ago that we would report back to the community on the conversation process which we have done. We have also reported that we have received numerous form letters and we have listened patiently to questions in Council meetings.

Barb Miller referred to the consultation process and asked why one conversation was held in Yarrunga and three in the CBD and WISAC? Ms Miller also asked about the why the splash park is to be located at Mitchell Ave.

Jaime Carroll, Director Community Wellbeing responded that the location of conversations spread throughout the municipality including Yarrunga. The CBD is a good place to attract a lot of people.

Jaime added that the location of the Splash Park at Mitchell Ave was in response to the closure of the pool at Yarrunga. We wanted to place a fantastic play space for the whole community. It is therefore a key site for development of the splash park. I think the point you make is good about signage and we need to make sure people know where the splash park is. Security is important and we will install security lighting and we will have a conversation about CCTV with the community.

Jenny Hart referred to comments made by Alan Clark which suggested that Council would invest in temporary change rooms at the Olympic pool and asked if it would be a wise change of strategy to keep the Yarrunga pool open until the new outdoor pool is opened.

Alan Clark, Director Infrastructure Services responded that he had been slightly misquoted and advised that if the Olympic was found to be unusable, temporary change rooms would be needed.

11.2.3.3 WANGARATTA SHOWGROUNDS STRATEGIC PLAN

Meeting Type: Ordinary Council Meeting
Date of Meeting: 21 April 2015
Author: Acting Manager Community and Recreation
File Name: Wangaratta Showgrounds Strategic Plan
File No.: 61.030.007

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to seek the adoption of the Wangaratta Showgrounds Strategic Plan (*WSSP*) following the 28 day public exhibition period which closed on 20 March 2015.

The WSSP was developed in consultation with the community and stakeholders to identify opportunities for future joint and multifunctional use of the various facilities on-site whilst determining the optimal management structure of the Wangaratta Showgrounds precinct.

All structures and facilities within the confines of the Showgrounds were addressed based on the following issues and parameters:

1. Use of the Norm Minns oval
2. Condition and functionality of buildings
3. Access, traffic and parking
4. Management structures, roles and processes and
5. Viability of the Wangaratta Show.

The draft WSSP received five submissions from user groups of these; one group is not included in the Wangaratta Showgrounds *Local Government Act 1989* Section 86 committee of management. As a result, a number of amendments have been made to reflect this feedback in the plan.

RECOMMENDATION:

(Moved: Administrator I Grant / Administrator R Roscholler)

That Council adopt the Wangaratta Showgrounds Strategic Plan and progress with implementation in partnership with user groups and stakeholders.

Carried.

Background

Management of the Showgrounds is currently administered by a Section 86 Committee of Management. The Wangaratta Showground's Special Committee

(WSSC) is made up of members from individual user groups currently active within the precinct as per the WSSC Charter:

- Wangaratta Junior Football League
- Wangaratta Sports Club
- Wangaratta Cycling Club
- Wangaratta Football/Netball Club
- Murray Bushrangers
- Wangaratta District Cricket Association
- Wangaratta Kennel and Obedience Dog Club
- Ovens and Murray Bridge Club
- Wangaratta Umpires Board
- Wangaratta Players
- Wangaratta Lions Club
- Wangaratta Agricultural and Industrial Society
- 2 x Community Representatives
- Rural City of Wangaratta (Ex-Officio – Community and Recreation Officer)

Not included in the above are a number of user groups who currently lease premises from the Wangaratta Agricultural and Industrial Society. These are the:

- Wangaratta Woodworkers
- Wangaratta Table Tennis Club
- Wangaratta Poultry Club
- Wangaratta Pigeon Club
- Wangaratta Bicycle User Group
- Wangaratta Magpies Cricket Club

The draft WSSP will enhance opportunities to promote the Showgrounds precinct as a regional sporting and outdoor events venue that:

- is well utilised and managed for local and regional sports competitions and events
- preserves and reflect its local heritage
- is managed in an equitable and fiscally responsible manner to cater to the needs of all users and the community.

Implications

Policy Considerations

The existing Council Plan, Municipal Public Health and Wellbeing Plan, Recreation and Open Space Strategies, Parklands Masterplan and the Asset Management Policy are all relevant to this report.

Financial Implications

There are elements that exist within the draft WSSP that, if formally adopted by Council, would have financial implications for Council's operational and maintenance budgets. It is also expected that an increase in income from user

fees would be associated with the implementation of the draft WSSP recommendations.

Initial assessments of the draft recommendations indicate an increase in financial contributions required by Council towards the Showgrounds administration of approximately \$10,000 to \$20,000.

Legal/Statutory

The Showground's site is located on Crown Land which was vested in perpetuity to the City of Wangaratta in 1986. There are a number of buildings and infrastructure which were constructed over the past 150 years by various user groups (refer to page 7 of the plan) within the site.

User groups of the infrastructure are subject to licence agreements between the Rural City of Wangaratta and the respective licensees. The current licence agreements are all due to expire in 2019 and are limited to a term of 21 years.

Social

The Wangaratta Showgrounds has been central to social activities for Wangaratta since its establishment in 1860 when the first Agricultural and Industrial Society show was held on 10 acres of land fronting the Ovens River, granted by the Crown Lands Department.

Over the years, numerous clubs and sporting activities have developed, especially around the main arena, the Norm Minns Oval, which incorporates the Wangaratta Football/Netball Club; Magpies Cricket Club, Wangaratta Sports Club and Cycling Club.

Environmental/Sustainability Impacts

The 2007 Parklands Masterplan envisioned four individually managed precincts as one large piece of open space. In practical terms the Parklands (H.P. Barr Reserve, WJ Findlay City Oval-Tennis Precinct, Wangaratta Indoor Sports and Aquatic Centre (WISAC) and the Showgrounds) form Wangaratta's largest and most central parcel of public open space and are managed by four separate and distinct entities, as follows:

Facility	Managing Entity
Showgrounds	Wangaratta Showgrounds Special COM
HP Barr Reserve	Individual licence agreements
WJ Findley (City Oval)	Wangaratta Rovers Football/Netball club
WISAC	YMCA under contract from RCoW

As urban Wangaratta's growth extends further out along Yarrawonga Road, this parcel becomes even more significant as a recreational hub.

Economic Impacts

Unlike other Sections 86 Committees financial management for the WSSC is handled by Council's Finance Department, undertaking invoicing, payments and the provision of monthly reports. The WSSC Treasurer regularly liaises with Council's Financial Accountant and Technical Officer – Facilities.

Council carries the majority of the cost for the ongoing maintenance of the Showgrounds precinct. Costs have seen a 47% increase over the last five financial years.

The following table details Council's expenditure relating to the Showgrounds:

Financial Year	Expenditure
2009/10	\$68,425
2010/11	\$84,700
2011/12	\$95,188
2012/13	\$110,687
2013/14	\$109,808

Partly in consideration of Councils financial investment in the Wangaratta Showgrounds, the draft WSSP recommends the introduction of a management structure driven by Council with representation by all community user groups.

Council Plan-Key Strategic Activity/Action

This report supports the following elements of the Council Plan.

- 2.6: To improve access to both local and regional sport and recreation opportunities to improve health and wellbeing
- 2.6.1.3: Implement the priority projects and actions identified in the Recreation Strategy.
- 2.7: To provide high quality passive and active recreational opportunities together with significant sporting events.
- 2.7.1.: Assist with the review of strategic plans for recreation reserve Committees of Management and development of Master Plans as required.

Strategic Links

Rural City of Wangaratta 2030 Community Vision – Theme - A Compact and thriving regional centre

Action 7 – Implement Place Management program to develop the Wangaratta CBD

Complete implementation of the recommendations in the Parklands Masterplan

Municipal Public Health and Wellbeing Plan 2013-2017

Strategy 4.2.8: Continue to collaboratively plan and deliver integrated, high quality community facilities that meet a range of health, cultural and community needs.

4.2.8.1: Support an assessment of existing relevant local infrastructure to ascertain gaps

4.2.8.2: Encourage multi-use and multi-purpose approaches to the planning, development and management of community facilities

Recreation and Open Space Strategy

Strategy 8.1.1: The Wangaratta Parklands Masterplan determined a number of priorities yet to be implemented

Implement the Wangaratta Recreation Parklands Master Plan that applies to the Showgrounds

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
No adoption of the WSSP	M	Lack of direction for future development and management of facilities	M	Consultation and engagement process
Public concern over the WSSP	M	Reaction to WSSP	H	Consider submissions received with regard to WSSP
Inability to implement actions	H	Continued development and management challenges	H	Commitment to the WSSP by WSSC and stakeholders to priority Action Plan

Consultation/Communication

Several submissions expressed concern over the WSSP Action 4.2.3 (page 36) which states to “Relocate users that are not dependant on a Showground and a regional sporting facility, to equivalent facilities elsewhere”. The user groups can be reassured that Council will not forcibly remove any user group from the Wangaratta Showgrounds and that any process to consider relocation will be with the full engagement and consensus of user groups.

Other points raised in the submissions included:

- An acknowledgement that all users of the Showgrounds are community based groups with an emotional interest in the site
- That Council consider the two significant Peppercorn trees to frame and enhance a new entrance to the Showgrounds
- Overall the Showgrounds Strategic Plan addresses a broad range of items concerning the state of the Showground precinct

- It was agreed that the introduction of a standard licence agreement for all users directly to council to encourage sharing and equitable access for all facilities at the grounds.

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Make the WSSP available for public exhibition for 28 days	Publication on Council website, with media release and copies to stakeholders
Consult	Promote comment from all user groups	Provide copies via email to the WSSC and other stakeholders
Involve and collaborate	Continue to listen and consult	WSSC and stakeholders
Empower	Acknowledge all parties	WSSP

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Conclusion

The development of the Wangaratta Showgrounds Strategic Plan will provide a strategic guide for the development and sustainable management of this important recreational and event focussed space for the future and changing needs of the Wangaratta community.

Attachments

1. Wangaratta Showgrounds Strategic Plan

Gallery Questions

Ken Clarke asked how Council will setup up a structure to consult the 19 user groups using the facility.

Jaime Carroll, Director Community Wellbeing responded that the plan does recommend that Council take over full operations of the Showgrounds and we intend to consult with an advisory group.

Brian Jones asked what the proposed changes were.

Ailsa Fox, Chair Administrator responded that there are no major changes to the grounds it is only through the management.

Brendan McGrath, Chief Executive Officer added that the extensive report which recommends many matters is contained in the long report attached in tonight's agenda.

Brian asked if there were any chance to get representation from all groups at the showgrounds.

Brenan McGrath, Chief Executive Officer responded that they have all been consulted.

11.2.4 INFRASTRUCTURE SERVICES

11.2.4.1 PROPOSED NAMING OF THE PARK AREA AT BATCHELORS GREEN

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	21 April 2015
Author (title):	Executive Assistant Infrastructure Services
File Name:	Place/Road Naming
File No:	73.020.014

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to provide details of an application from the Wangaratta Lions Club seeking to have the park area at Batchelors Green named as “Wangaratta Lions Park – Batchelors Green” in recognition of their long term commitment to the park.

RECOMMENDATION:

(Moved: Administrator I Grant/ Administrator R Roscholler)

That Council advertise its intention to name the park area at Batchelors Green as “Wangaratta Lions Park – Batchelors Green”.

Carried.

Background

An application was received by Council’s Place Naming Committee from the Wangaratta Lions Club to name the park area at Batchelors Green as “Wangaratta Lions Park – Batchelors Green” in recognition of the club’s commitment to the park dating back to 1989.

Information provided by the Wangaratta Lions Club gives examples of the efforts of the club as follows:

- 1989 – a double BBQ, shelter, drinking fountain, playground and some fencing was installed with some assistance from Council
- 1995 – in partnership with Council and a DEET program a new toilet block was built
- 2006 – a BBQ shelter, a double BBQ and a memorial rock were installed. The shelter was unveiled and named the “Peter Seargeant Memorial BBQ Shelter”. The memorial rock was unveiled and dedicated by Bishop David Farrer to deceased Lions and Lions Ladies for their selfless service to the community

- 2012-2013 Council replaced the existing playground at Batchelors Green with new equipment depicting the K191 steam locomotive that was installed at Wareena Park by the Lions Club in 1968 and later removed
- 2013-2014 the Liberty Swing was the Lions Club's major project funded through an Australian Lions Foundation grant. The Variety Club of Australia donated the swing to the Lions Club and Council provided the soft fall and path to the swing.

VicMap data shows the area as Crown Land named as Batchelors Green Reserve for public, education and health improvement purposes.

The extent of the park area for naming is shown on the map attached (**refer attachment**).

The Place Naming Committee considered the proposal at its meeting held on Wednesday 18 February 2015. Advice was sought on the proposal following the meeting from the Office of Geographic Names and the following was provided:

“A park within a reserve is permitted under the Guidelines however the following should apply:

- Clear boundaries as to the extent of the park - map to be provided so that it can be mapped correctly.
- Assigning an appropriate feature type to the name for example, playground or park.
- Clear signs as to the existence of the park.
- A compliant name with reference to the principles of the Guidelines.”

Implications

Policy Considerations

The proposal is in keeping with Council's Place Naming Policy in Clause 1. *“Historical names with local association (including Aboriginal/Koori names) should be used where possible to assign place names”* and Principle 2(A) of the Guidelines for Geographic Names 2010.

Financial Implications

Signage at the location will need to be updated to show the gazetted name of the park.

Legal/Statutory

There are no legal/statutory implications identified for the subject of this report.

Social

There are no social impacts identified for the subject of this report.

Environmental/Sustainability Impacts

There are no environmental/ sustainability impacts identified for this subject of this report.

Economic Impacts

There are no economic impacts identified for the subject of this report.

Council Plan-Key Strategic Activity/Action

This report observes Council's objective to plan for and provide infrastructure appropriate to the community's needs.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

N/A

b) Other strategic links

N/A

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Consult		Advertise the proposal seeking feedback from the community.

Conclusion

The Place Naming Committee supports the naming proposal as it is deemed appropriate recognition of the efforts of the Wangaratta Lions Club to the park area while retaining the location of Batchelors Green.

Therefore the Place Naming Committee recommends that Council commence the naming process by advertising its intention to name the park area at Batchelors Green as "Wangaratta Lions Park – Batchelors Green" and seek feedback from the community on the proposal.

Attachments

1. Map showing the location and extents of the area to be named.

Gallery Questions

Malcolm Aldridge advised that Batchelors green used to be the saleyards and the new name seems a mouth full and a lot of paperwork to resign the area.

Alan Clark, Director Infrastructure Services responded that it is just a small part of the park and recognises the contribution of the lions club.

11.2.5 DEVELOPMENT SERVICES

11.2.5.1 WANGARATTA PLANNING SCHEME AMENDMENT C43 – PANEL REPORT AND RECOMMENDED APPROVAL OF THE AMENDMENT WITH CHANGES

Meeting Type: Ordinary Council Meeting
Date of Meeting: 21 April 2014
Author (title): Principal Strategic Planner
File Name: Wangaratta Planning Scheme Amendment C43 – Rural Heritage Review
File No: 73.030.060

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to consider the recommendations from the Planning Scheme Amendment C43 Panel and seeks Councils agreement to adopt Amendment C43 with minor changes that have been supported by an independent planning Panel review.

RECOMMENDATION:

(Moved: Administrator I Grant / Administrator R Roscholler)

That Council:

- 1. endorse the recommendations from the C43 Panel Report**
- 2. Adopt Planning Scheme Amendment C43, with changes, in accordance with section 29 of the Planning and Environment Act 1987**
- 3. Submit Planning Scheme Amendment C43 to the Minister for Planning, requesting the Minister to approve the amendment under s35 of the Planning and Environment Act 1987**
- 4. Notify all submitters to the amendment, and land owners and occupiers affected by amendment of Council's decision**

Carried.

Background

In 2004 Council undertook The Rural City of Wangaratta Heritage Study, a major study looking at heritage across the municipality. A review of this study, the *Rural City of Wangaratta Heritage Study Review (Part 1) and Urban Precincts 2011, Volume 2: Rural Places, Final Report, 2013* and was finalised in May, 2013. The review recommended local heritage controls for 25 of the most

vulnerable properties that best represented all the identified themes from the initial Rural City of Wangaratta Heritage Study, 2004 and properties that best met the threshold for significance. Amendment C43 deals with heritage properties in the rural parts of the municipality and was initiated to implement the review's recommendations. The implementation was supported with the assistance of a grant from the Department of Environment, Land, Water and Planning's Rural Flying Squad.

Council agreed to seek authorisation to exhibit Planning Scheme Amendment C43 in January, 2014. The amendment proposes changes to the Local Planning Policy Framework, the Schedule to the Heritage Overlay and the introduction of an Incorporated Document (outlining additional permit exemptions). The policy changes and permit exemptions were proposed for both C43 and C44. (C44 made changes to heritage precincts in the urban areas of the municipality and has recently been approved).

Amendment C43 was authorised for exhibition in June, 2014 and formally exhibited between 17 July and 18 August, 2014. Twelve (12) submissions were received and eight (8) remained unresolved. In October, 2014 Council resolved to request the Minister for Planning to appoint a Panel to consider the amendment and make recommendations about unresolved matters.

Discussion

Panel Hearing:

A Directions Hearing was held 18 December, 2014 and the Panel was held 22 January, 2015. Both were held at the Council offices. The Panel was chaired by 1 member. At the hearing Council was represented by members of the Planning Department and Council's Heritage Advisor. One (1) submitter presented at the hearing. An additional submitter requested to be heard but was unavailable to attend the hearing. The submission from this submitter, along with the other submissions from submitters who didn't appear at the Panel Hearing were forwarded to the Panel for consideration prior to the hearing.

Panel Report and Recommendations:

Council received a copy of the Panel Report, 4 March 2015. The Panel supported Council's endorsed post exhibition changes which reflect road name changes, minor changes to the statements of significance and the incorporated document to address submissions.

The Panel Report also recommended:

- A review of the way fences are exempted, because of HO190, the former Eldorado Police Station and Stables, (which has both significant and farming fences)
- Consideration of permit exemptions for rural properties not zoned Farming Zone (FZ), particularly highlighted by HO190, which is located in a rural location, however zoned Township Zone (TZ).

The Panel Report addressed other concerns outlined by submitters, however concluded further changes to the amendment as a result of the submissions was not warranted. These issues included submissions raising concern over financial

burden, restriction of the use and development of affected properties and the scope of the amendment. The summarised conclusions of the Panel report are contained in Attachment 1.

Officers have considered the Panel report recommendations and have amended the Incorporated Document accordingly. The Incorporated Document has been worded to identify farming fences as exempt from planning permit requirements in accordance with the intention of the documents.

These proposed changes to the Incorporated Document are highlighted in Attachment 2 to this report.

Next Steps in the Amendment Process:

Council must consider the recommendations made in the Panel Report. To progress the amendment Council is required to make a decision to:

- Adopt the amendment (as exhibited); or
- Adopt the amendment, (subject to changes recommended by officers and to address the Panel Report); or
- Abandon the amendment

The chart below illustrates the key steps in this amendment process undertaken (blue) and the steps required to finalise the amendment (orange)



If Council adopts the amendment, the final step in the amendment process is to submit the adopted (with the required administrative fee and associated amendment documentation) to the Minister for Planning for final approval. This will complete the implementation of the *Rural City of Wangaratta Heritage Study Review (Part 1) and Urban Precincts 2011, Volume 2: Rural Places, Final Report, 2013* (for the 25 properties identified in this study) and finalise Council's role in the formal steps of the amendment process.

Implications

Policy Considerations

This amendment implements the findings of the Rural City of Wangaratta Heritage Study, 2004 and the *Rural City of Wangaratta Heritage Study Review (Part 1) and Urban Precincts 2011, Volume 2: Rural Places, Final Report, 2013*.

Financial Implications

The strategic basis for this amendment and the draft exhibition documents were prepared by a private planning consultant which was funded by a grant from the Rural Flying Squad.

Council Cost - Panel (hearing): Council is required to fund the amendment including any Panel hearing. The cost of the running the hearing was \$6,851.41. In addition Council required advice from our Heritage Advisor who prepared an expert witness statement and supported Council's position at the Panel Hearing. (This work falls outside the normal day to day heritage advice services provided to Council).

Council Cost - Adoption (administrative fee): Should Council support the amendment, to finalise the process, a statutory fee of \$798.00 will be required when Council submits the adopted amendment to the Minister for Planning to consider and approve in accordance with s35 of *the Planning and Environment Act 1987*.

This expense will be covered as part of the Planning 2014/15 budget under operational expenses for planning scheme amendments.

Legal/Statutory

This amendment is being carried out in accordance with the requirements of the *Planning and Environment Act 1987*.

Social

Protecting Council's heritage assets, by applying a local heritage overlay using the Wangaratta Planning Scheme provides social benefit by recognising a local identity and historical connection to the community foundations.

Environmental/Sustainability Impacts

There are no major environmental/ sustainability impacts identified for the subject of this report.

However, it is noted that the application of the heritage overlay in some cases (for example HO198 Greta Catholic Church) allows the consideration of uses, that in other circumstances may be prohibited, to provide an opportunity for promoting the adaptive reuse of existing heritage buildings that are no longer functioning for their original use.

Further a number of the properties nominated for inclusion in the heritage overlay propose tree controls, contributing to the preservation the municipality's natural environment.

Economic Impacts

Application of the Heritage Overlay triggers a planning permit for most external buildings and works. If the Heritage Overlay is the only planning permit trigger and the proposed value of development is less than \$20,000.00 Council will waive fees associated with the permit.

This amendment also provides planning permit exemptions which are outlined in the Incorporated Document titled '*Rural City of Wangaratta Heritage Overlay Permit Exemptions Incorporated Plan 2013*'. This document excludes specific minor works from permit requirements and is designed to reduce the impact of the amendment. Allowing prohibited uses as described in 'Environmental/Sustainability Impacts' also provides an opportunity for adaptive reuse of the buildings for the purpose of economic benefit. Allowing otherwise prohibited uses provides an opportunity to use the building for example as restaurant, gallery, café or other business enterprise.

Application of the heritage overlay also provides the strategic basis for funding applications through Heritage Victoria and other heritage related grants. These measures reduce the economic burden for property owners affected by the amendment.

Council Plan-Key Strategic Activity/Action

Implementation of this amendment is consistent with the Council Plan Review 2014-2017, particularly Objective 3.4 '*To ensure land use planning provides balanced outcomes for community, growth, existing land use, environment and heritage*' and Key Strategic Activity 3.4.2 '*Maintain and improve local planning strategies to meet community needs.*'

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

This amendment is consistent with the 2030 Community Vision particularly '*preserving and celebrating cultural icons.*'

b) Other strategic links

Hume Regional Growth Plan, 2014 – The amendment is consistent with the direction to maintain and enhance cultural heritage assets contained within the Hume Regional Growth Plan, 2014.

Municipal Strategic Statement – The amendment is consistent with Clause 21.10 Environmental Management and Heritage, of the Wangaratta Planning Scheme. This policy recognises the historical context of the municipality and, the way in which heritage places contribute to lifestyle, cultural richness and economic prosperity. This policy encourages protection and enhancement of heritage places and retention and incorporation of heritage fabric in new development as part of decision making for planning permits.

Risk Management

A risk assessment has been completed for this project. The risks associated with this amendment are considered to be minor.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Involve	<i>We will work with you to ensure the your opinions and issues are directly reflected in the alternatives developed and provide feedback on how public input influenced the decision</i>	<ul style="list-style-type: none"> • Opportunity to make a submission that may change the outcome of the exhibited amendment. • Outstanding objecting submissions altered the outcome – a Panel hearing will be requested
Collaborate	<i>We will look to you for direct advice and innovation in formulating solutions and incorporate your advice and recommendations into the decisions to the maximum extent possible</i>	<ul style="list-style-type: none"> • Opportunity for the submitters to work directly with Council Officers to update information contained in the citations for individual properties • Changes submitted to HERMES heritage database

Consultation processes are established under section 19 of the *Planning and Environment Act 1987*.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Options for Consideration

To progress the amendment Council has three options:

Option 1 (**Recommended**):

Adopt the amendment, (subject to changes recommended by officers and to address the Panel Report). This is the recommended action as it finalises the implementation of the Heritage Review Study for the 25 identified properties and supports the direction of conserving places that were first identified by the, 2004 Heritage Study. This option is responsive to matters raised by the consultation process and addresses submissions to the amendment. This option is also consistent with recommendations from the Panel Report.

Option 2 (Not Recommended)

Adopt the amendment (as exhibited). This option fails to acknowledge input from the submitters to the amendment. This option is inconsistent with the recommendations of the Panel Report.

Option 3 (Not Recommended)

Abandon the amendment. This is not recommended as it would result in failure to implement the recommendations of the *Rural City of Wangaratta Heritage Study Review (Part 1) and Urban Precincts 2011, Volume 2: Rural Places, Final Report, 2013* (which Council has previously adopted).

Conclusion

The report considers the recommendations from the Panel Report, which are based on an independent strategic examination of the amendment and a review of submissions to the amendment. The Panel Report supports the amendment subject to minor changes;

- As previously agreed to by Council, and
- Minor changes to the Incorporated Document to address submissions

The Panel Report also noted that other concerns are beyond the scope of the amendment and did not result in the removal of any properties from the overlay.

It can be concluded based on the Panel's assessment that there is sound strategic justification for the inclusion of 25 properties, and in order to finalise the amendment, and the implementation of the *Rural City of Wangaratta Heritage Study Review (Part 1) and Urban Precincts 2011, Volume 2: Rural Places, Final Report, 2013* Council should adopt the amendment and submit it to the Minister for Planning for final approval.

Attachments

1. Panel Report – Overall Conclusions and Consolidated Recommendations
2. Incorporated Document – Rural City of Wangaratta Heritage Overlay Permit Exemptions Incorporated Plan, 2013

11.2.5.2 SEPTIC CONNECTION EXEMPTION POLICY

Meeting Type: Ordinary Council Meeting
Date of Meeting: 21 April 2015
Author (title): Environmental Health Coordinator
File Name: Septic Tank Systems
File No.: 74.010.008

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to adopt a policy to define the conditions under which properties within a sewerage area having an existing onsite wastewater disposal system could be exempt from connecting to sewer.

RECOMMENDATION:

(Moved: Administrator A Fox / Administrator R Roscholler)

That Council adopt the Sewer Connection Exemption Policy, dated 21 April 2015.

Carried.

Background

North East Water has provided sewerage to a number of areas in the Rural City of Wangaratta where wastewater from properties was previously treated by onsite wastewater treatment units of various ages and standards. Only modern onsite Domestic Secondary Treatment Systems that are designed to provide wastewater treatment that meet recent Environment Protection Authority (EPA) standards could meet standards to allow exemption from connection to sewer.

Examples of recently seweraged areas where this policy will apply are in Oxley, Glenrowan and Milawa townships and in the Wilson Road and Parfitt Road residential and commercial areas in Wangaratta. Sewer construction is scheduled for Moyhu in 2015.

Some residents living within these areas have requested an exemption from connecting to the sewer. Each of the residents concerned have installed a Domestic Secondary Treatment Systems (DSTS) on their properties. A DSTS is considerably more expensive than standard septic systems and also treats the waste to a much higher biological and chemical standard, (20/30 BOD/SS) (biochemical oxygen demand and suspended solids) which in turn allows the waste water to be used as recycled water on the property.

To be eligible for an exemption when sewerage first becomes available, a DSTS must meet the conditions of use of the system as defined within the relevant Certificate of Approval, not discharge off-site, and not be the subject of any complaint to Council regarding operation of the DSTS. The DSTS typically has a life span of about 20 years

and will eventually require replacing, at which time the property owner would be required to connect to sewer.

Implications

In sewerred areas, properties are required to connect to sewer under the State Environment Protection Policy (SEPP) 'Waters of Victoria'. An exemption can be considered if an onsite DSTS is able to meet EPA treatment standards and retain all treated wastes within the boundaries of the property. Few onsite Domestic Secondary Treatment Systems meet these requirements. The proposed policy sets out the conditions to consider exemption from connection when sewerage is first provided. These conditions include the standards the onsite DSTS must achieve and the ongoing maintenance required to retain the exemption.

Policy Considerations

The policy clarifies the requirements that apply to an exemption to sewer connection and allows consideration of exemption applications by the Environmental Health Coordinator.

Financial Implications

There are no financial implications identified for Council. An exemption recognises the existence of a compliant DSTS when sewerage is first available, giving the owner exemption from sewerage scheme costs at that time. However the owner still bears the costs to maintain and test the DSTS, to comply with the requirements of this policy.

Legal/Statutory

The policy is in accordance with conditions in the SEPP 'Waters of Victoria' and the current Septic Tank Code of Practice.

Social

Connection to sewer or the use of an onsite DSTS with an approved design and maintenance regime controls health risks in local communities arising from surface water pollution and odours from aged and inadequate onsite systems.

Environmental/Sustainability Impacts

The SEPP 'Water of Victoria' sets standards to ensure wastewater from properties does not impact on adjoining properties or the environment, especially groundwater and surface waters.

Given that the number of exemption requests is currently few and if the DSTS complies with the requirements of this policy, there is no perceived health or environmental concern associated with a request for exemption from sewer connection.

Economic Impacts

There are no economic impacts identified for the subject of this report.

Council Plan-Key Strategic Activity/Action

Regulation to provide domestic wastewater treatment that complies with EPA standards contributes to a Council Plan key strategy to “Responsibly manage the local environment”.

Strategic Links

North East Regional Water Authority has requested this policy be implemented to provide a standard and procedure for exemption from sewer connection.

Risk Management

The application of the policy manages risks to the environment and adjoining property uses.

Consultation/Communication

Consultation has occurred with North East Water as part of meeting legal requirements of providing new sewerage schemes.

Conclusion

Adoption of the Sewer Connection Exemption Policy will allow consideration of applications from owners with a compliant onsite Domestic Secondary Treatment System.

Attachments

1. Sewer Connection Exemption Policy

11.2.5.3 GLENROWAN OXLEY AND MILAWA TOWNSHIP DEVELOPMENT PLANS – ADOPTION AND INITIAL IMPLEMENTATION

Meeting Type: Ordinary Council Meeting
Date of Meeting: 21 April 2014
Author (title): Principal Strategic Planner
File Name: Glenrowan Oxley and Milawa Township Development Plans

File No.: 73.010.234, 73.010.235, 73.010.236

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to:

- Report on feedback received during the consultation process for the Glenrowan, Oxley and Milawa Township Development Plans. These documents were endorsed by Council for consultation in December, 2014
- Consider the Township Development Plans with changes, where considered appropriate, to respond to submissions
- Adopt the Township Development Plans
- Commence the implementation process by initiating a planning scheme amendment, which addresses immediate and short term 'implementation actions' outlined in the Township Development Plans.

It is recommended that Council adopt the Township Development Plans with changes recommended in Attachment 1 to this report.

RECOMMENDATION:

That Council:

1. *Note all submissions to the Township Development Plans and Reports;*
2. *Note the comments responding to the submissions and actions suggested to respond to matters discussed in submissions received;*
3. ***Adopt the Glenrowan, Oxley and Milawa and the Township Development Plans, incorporating suggested changes;***
4. *Advise all submitters, and land owners and occupiers within the township boundaries, of Council's decision to adopt the Township Development Plans;*
5. *Prepare documentation to seek authorisation to exhibit a planning scheme amendment to the Wangaratta Planning Scheme for the implementation of the Township Development Plans.*

Administrator R Roscholler moved the following amendment.

That Council:

- 1. Note all submissions to the Township Development Plans and Reports;**
- 2. Note the comments responding to the submissions and actions suggested to respond to matters discussed in submissions received;**
- 3. Adopt the Glenrowan, Oxley and Milawa and the Township Development Plans, incorporating suggested change in Attachment 1 including but not limited to the following late changes;**

Oxley

The proposed shared path network is shown only on public land;

That the area identified as Precinct G to state “Farming Zone recommended to remain in place in this precinct in the medium term”, and

That the proposed Public Park and Recreation Zone (PPRZ) shown over private land fronting the King River in Oxley be removed.

Milawa

That the four parcels of land on the east side of Milawa Bobinawarra Road and immediately north of the Milawa Cheese Factory be rezoned as Township Zone to reflect current use; and

That the triangular parcel of land on the corner of Kerrs Road and Oxley Flats Road currently shown as Farming Zone be rezoned to Rural Living Zone.

- 4. Advise all submitters, and land owners and occupiers within the township boundaries, of Council’s decision to adopt the Township Development Plans;**
- 5. Prepare documentation to seek authorisation to exhibit a planning scheme amendment to the Wangaratta Planning Scheme for the implementation of the Township Development Plans.**

Administrator A Fox seconded the motion.

The amendment became the motion and was put and carried.

Background

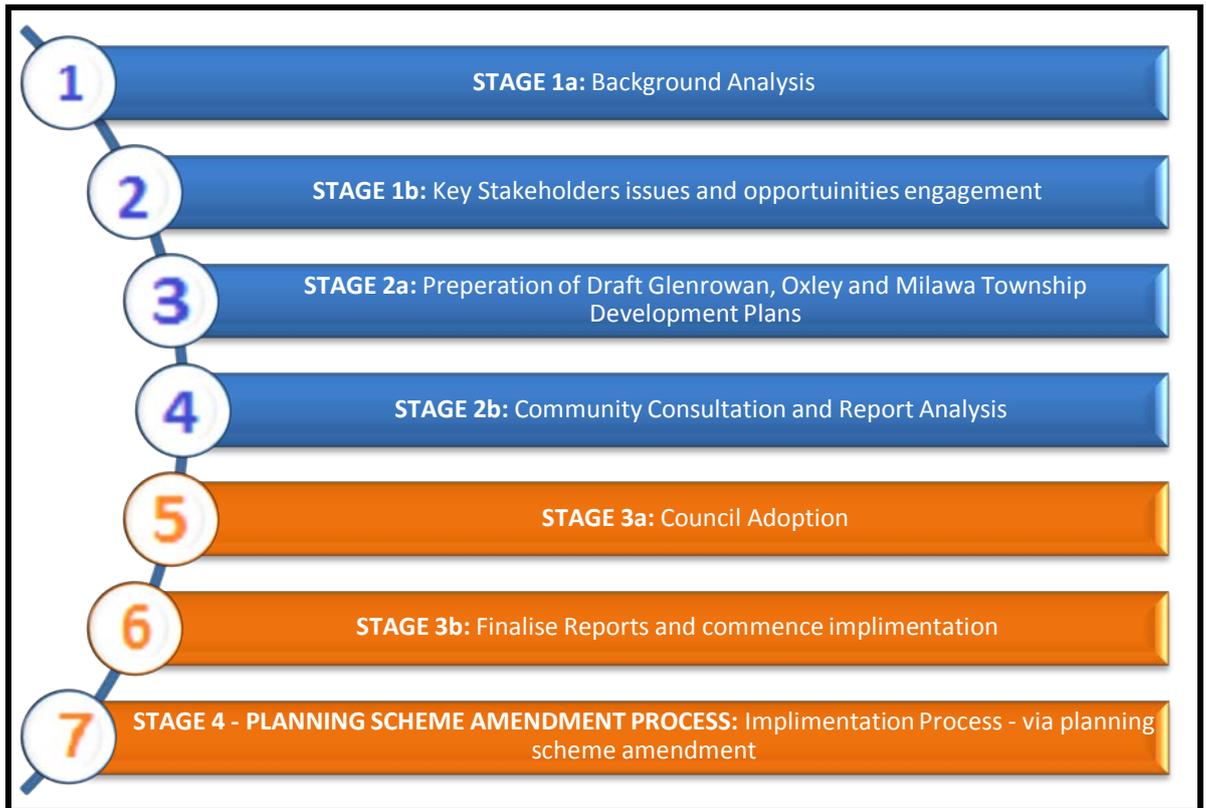
The Population and Housing Strategy, 2013 (Chapter 9.1.2 – Townships – Action 1), directs Council to prepare Township Development Plans for the integrated development of Glenrowan, Oxley and Milawa. Specifically, the strategy seeks to achieve the overall township development by *developing township structure plans* which set out the *preferred location of housing, encouraging the provision of more compact housing in association with reticulated sewerage connections* and having regard to the characteristics valued by the community.

Township Development Plans are the mechanism used to set the strategic land use and planning direction and provide a vision for coordinated development that respects the existing character of each of the townships. They aim to provide

guidance about the provision of sustainable housing to meet the needs of the changing community over the next 10-20 years.

The Township Development Plans were commenced with the assistance of a successful funding grant provided by the Rural Flying Squad through the then Department of Transport Planning and Local Infrastructure (DTPLI). Consultants were formally engaged by the department to prepare these plans.

The development of the Township Development Plans for Glenrowan, Oxley and Milawa include the following steps:



The steps highlighted in blue have been completed and the steps highlighted in orange are required to finalise the project.

Discussion

Community Consultation

Council endorsed the draft reports for consultation in December, 2014. The consultation period occurred from Friday 30 January – Monday 2 March, 2015. Three (3) information meetings were held, one in each of the townships. A ‘drop-in’ information session was also held at the Council Chambers for anyone who wanted to ask questions and could not make to the sessions within the township. These sessions gave the community an opportunity to hear a summary of the plans and ask any questions prior to making a submission. Officers were available throughout the process and in an on-going capacity to provide information about the plans to the community.

Information meetings were also held for key stakeholder groups, government authorities, land owners and development industry professionals.

One group of landowners specifically requested a meeting with Council administrators which was held 24 March, 2015

This process resulted in an estimated 100 people attending various information sessions and asking questions about the draft Township Development Plans and reports.

Submissions:

A total of 31 submissions were received.

Of the submissions:

- Five (5) submissions related to Glenrowan
- Fourteen (14) submissions related to Oxley
- Eight (8) submissions related to Milawa
- Three (3) submissions related to all townships
- One (1) submission related to Milawa and Oxley

It should be noted that 31 submissions across 3 townships is a relatively small number.

The submissions provided a variety of responses both supporting and communicating concerns about the Township Development Plans. To summarise:

- Specific concerns with the location of proposed future public open space (and associated infrastructure i.e. walking tracks)
- Concerns raised were to do with perceived impacts on individual property, especially a misconception that Council will be acquiring their land or forcing them to develop to fulfill the TDP.
- Submissions related to amenity, resulting from the introduction of reticulated sewerage, which increases density allowed in the Low Density Residential Zone
- Submissions supported the Township Development Plans (of the supporting submissions some were subject to actions that can be responded to at the implementation stage)
- Submissions raised concerns about the road network (alignment and issues relating to cul-de-sacs)
- Other concerns raised were not considered relevant to the development plan process,

Proposed changes to the Township Development Plans

A summary of submissions, a response, and recommended changes to the Township Development Plans and Reports are contained in Attachment 1.

Key changes include:

Glenrowan:

- Add a long term action to consider additional railway crossing

Oxley

- Amend to show proposed future walking path on public land and add guidelines on the presentation of development onto public land (along the river front)
- Amend to show proposed north-south linking/river edge access in line with property boundaries further east of where it is currently shown on the Oxley TDP.

Milawa:

- Amend the wording relating to cul-de-sacs so they are not discouraged in all situations
- Amend the wording around the vision to realign as relevant, with aspects of the vision from the Community Plan
- Amend to rezone small lots along the Milawa-Bobinawarra Road from Farming Zone to Township Zone to reflect their current use.

Amendments have been made to the Township Development Plans to respond to submissions as appropriate. Changes have only been made where they don't compromise the strategic justification and existing policy framework for the project.

The changes to the Township Development Plans include minor amendments that Officers have recommended to address inconsistencies (for example changes to fix incorrectly identified zones).

Implications

Policy Considerations

The Population and Housing Strategy, 2013 is an adopted policy document that outlines population growth and housing stock required to adapt to growth over approximately the next twenty years. This project is supported by strategy and is part of the implementation.

The Wangaratta Planning Scheme Effluent and Waste Water Disposal Policy is relevant to this project as it affects land in the study areas not connected to reticulated sewerage, by providing background guidance to development decisions.

The impacts of introducing reticulated sewerage include changes to the minimum lot size for land zoned Low Density Residential Zone (LDRZ). In this case the minimum lot size will decrease from 1 hectare to 0.2 of a hectare. The introduction of sewer also facilitates greater residential densities as land is not allocated to effluent disposal. This increases the development potential in a large portion of the township study areas. This policy is also reflected in Clause 22.06-1 of the Wangaratta Planning Scheme.

Financial Implications

The Township Structure Plans have been prepared as the result of a grant funded by the Rural Flying Squad. For the implementation of the Township Development Plans Council are responsible for paying the administrative fees associated with a planning scheme amendment (cost of \$2,120). If a panel is required it is estimated that a hearing would cost approximately \$10,000 per day

(the number of days required is unknown and will depend on the number of matters requiring further guidance, and the number of submitters wishing to be heard at the hearing).

Legal/Statutory

There are no legal/statutory implications identified for the subject of this report.

Social

The plans have been developed to respond to development pressure that may impact the community and amenity of the townships as a result of the implementation of reticulated sewer. Community workshops, endorsed Community Plans, other Council policy documents (for example Open Space and Recreation Strategy, 2012 and the Glenrowan Master Plan, 2002, noting the background report has an exhaustive list of documents considered), have influenced the developments of the report and plans.

Environmental/Sustainability Impacts

The plans have considered environmental constraints and recommend urban expansion in areas that are not impacted by factors including significant native vegetation and areas at high risk from bushfire and that will not adversely impact on environmental features. Reticulated sewerage provision as completed by North East Water is supported as a means of reducing pollutants into waterways. The Township Development Plans uphold a sustainable approach to future community building.

Economic Impacts

The plans provide the foundations for well-planned future communities which will provide ongoing support and certainty around the development future for the commercial and tourist enterprises located within each township.

Council Plan-Key Strategic Activity/Action

This project is consistent with action 3.4.1.3 of the Council Plan 2013-2017, (2014 Revision). This action includes to '*Develop structure/development plans for identified future development areas.*'

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

This project is consistent with Strategy 10 of the Community Vision Action Plan. The relevant outcomes sought include '*rural townships are distinct and separate communities, thriving with population growth, new businesses and tourism development*'. An identified strategy to achieve this outcome is to '*deliver zoning changes*'.

b) Other strategic links

Hume Regional Growth Plan - This project is consistent with the Hume Regional Growth Plan, from a sub-regional perspective, which acknowledges that growth

will occur and the importance of providing diversity in housing options outside core urban areas.

Wangaratta Planning Scheme Municipal Strategic Statement – This project is consistent with Clause 21.07 Rural Townships and Settlements of the Municipal Strategic Statement, which identifies townships as providing an attractive lifestyle setting and a base for sustainable economic growth. Providing a strategic framework to direct growth to appropriate locations while protecting the character, tourism potential, economic performance and lifestyle is helping to achieve this direction.

Risk Management

The majority of risks associated with this matter are considered minor. The exception is the following:

Risk: There is a risk that some submitters will not be happy with the changes proposed to the draft Township Development Plans and Reports. Not all submissions have resulted in changes to the Township Development Plans. The analysis contained in Attachment 1, explains the reasons why the reports and plans have been changed or in some cases remain unchanged.

Likelihood: The likelihood of this risk is moderate.

Mitigation Action:

- A frequently asked questions list has been prepared and communicated via Councils website and sent to submitters to clarify the scope of a Township Development Plan.
- Submission summary with response and actions has been attached to this report.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	<i>We will keep you informed</i>	<ul style="list-style-type: none"> • Notice in a local newspaper and Councils website • Direct notification to affected property owners
Consult	<i>We will keep you informed, listen to and acknowledge concerns and provide feedback on how public input influenced the decision</i>	<ul style="list-style-type: none"> • Submission summary and actions, attached to this report
Involve	<i>We will work with you to ensure your opinions and issues are directly reflected in the alternatives developed and provide feedback on</i>	<ul style="list-style-type: none"> • Information workshop to provide a summary and identify issues and opportunities about the township study areas

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
	<i>how public input influenced the decision</i>	<ul style="list-style-type: none"> • Opportunity for those who couldn't make the information session to provide written feedback • Feedback informs the development of township plans
Collaborate	N/A	
Empower	N/A	

- Letters were sent to all land owners and occupiers, and key stakeholders (30 January, 2015)
- Notifications about the information sessions was Circulated in the *Wangaratta Chronicle* on the 30 January and 6 February, 2015
- Draft documents were made available online, at the Wangaratta Government Centre, and the Glenrowan, Oxley and Milawa post office community notice boards.
- From 30 January to 2 March, 2015 provided an opportunity for written comments
- Attachment 1 – Submission summary and recommend changes identifies how the written comments have influenced the outcome.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Options for Consideration

Option 1 (Recommended):

Adopt the Glenrowan, Oxley and Milawa Township Development Plans (and reports), with recommended changes outlined in Attachment 1, to respond to feedback to the draft plans. This recognises the strategic justification informed by multiple Council adopted policies and stakeholder input and provides sound direction for the future townships that can be readily implemented via a planning scheme amendment, which should commence following the adoption of these plans

Option 2 (Not Recommended)

Adopt the draft Glenrowan, Oxley and Milawa Township Plans without change. This fails to acknowledge input received during the consultation process.

Option 3 (Not Recommended)

Adopt the draft Glenrowan, Oxley and Milawa Township Plans with all changes recommended by consultation feedback. This may result in changes to the plan that would not be supported in seeking a planning scheme amendment to implement the plans and reports recommendations.

Conclusion

This report updates on the feedback received on the Township Development Plans during the consultation process.

There has been both a level of support and some concerns about the draft plans. A number of changes to the plans have been suggested to respond to the communities' concerns; however these changes are respectful to the strategic policy underpinning the documents.

The documents are now being presented to Council for adoption and to commence the implementation. Taking these steps will finalise the project and provide a clear and certain future direction for land use and development in the Glenrowan, Oxley and Milawa Townships.

Attachments

1. Submission summary and recommended changes to draft Township Development Plans.

Gallery Questions

Joe O'Keefe said it was a pleasure to meet with the consultants and the people of Oxley, regarding land capability statement. He advised that he had made a written submission and received a letter from Meaghan Kelly which was reduced to five dot points.

Joe expressed that he felt his submission has been completely changed and bears very little resemblance to his original submission.

Joe asked if council would be willing to engage with VCAT which will be the result of this recommendation.

Barry Green, Director Development Services responded that there are a number of land capability assessments that Council holds. The review is not proposing any change of zoning apart from to correct current actual use. There is no wholesale change to zoning that will trigger the bushfire assessments and land capability assessments. This is not a document that will be appealed to VCAT given this subject matter.

11.3 SPECIAL COMMITTEE REPORTS

Nil.

11.4 ADVISORY COMMITTEE REPORTS

Date of Meeting: 21 April 2015
Author (officer title): Executive Assistant Corporate Services
File Name: Advisory Committees
File No: 10.020.002

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

Minutes of the following Advisory Committee Meetings are reported to Administrators for information.

- Agricultural and Agribusiness Advisory Committee – held on Monday 16 March 2015
- Youth Council Advisory Committee – held on 18 March 2015
- Sport and Recreation Advisory Committee – held on 31 March 2015

RECOMMENDATION:

(Moved: Administrator A Fox / Administrator I Grant)

***That Council note the report.
Carried.***

Attachments

1. Minutes of Advisory Committee Meetings

12. RECORDS OF ASSEMBLIES OF ADMINISTRATORS

An “Assembly of Administrators” is a meeting at which matters are considered that are intended or likely to be the subject of a Council decision and is either of the following:

- a meeting of an advisory committee where at least one Administrator is present; or
- a planned or scheduled meeting that includes at least half the Administrators and at least one Council officer.

At an assembly of Administrators, a written record is kept of:

- a) the names of all Administrators and members of the Council staff attending;
- b) the matters considered;
- c) any conflict of interest disclosures made by an Administrator attending; and
- d) whether an Administrator who has disclosed a conflict of interest leaves the assembly.

The written record of an assembly of Administrators is, as soon as practicable:

- a) reported at an ordinary meeting of the Council; and
- b) incorporated in the Minutes of that Council meeting.

Date	Meeting details	Refer
24/03/2015	Administrators Briefing Forum	Attachment
07/04/2015	Special Council Meeting	Attachment
07/04/2015	Administrators Briefing Forum	Attachment
13/04/2015	Administrators Briefing Forum	Attachment

RECOMMENDATION:

(Moved: Administrator R Roscholler/ Administrator I Grant)

***That Council receive the reports of Assemblies of Administrators.
Carried.***

13. NOTICE OF MOTION

Administrator A Fox has given notice of her intention to move the following motion:

RECOMMENDATION:

(Moved: Administrator A Fox/ R Roscholler)

That Council:

1. **endorse the motion by Mitchell Shire Council in support of continued State Government funding for rural and regional roads and bridges.**
2. **write a letter of support to the Municipal Association of Victoria (MAV) for Mitchell Shire Council's proposed motion.**

Carried.

14. URGENT BUSINESS

Nil.

15. PUBLIC QUESTION TIME

Public Question Time

10.020.004

Ken Clarke referred to an article in the Wangaratta chronicle with regards to the use of Wareena Park and asked the following questions.

1. Have the Ovens and King Football Clubs using Wareena Park oval from November for training had entitlement to use this oval as a summer user and paid a hiring fee?
2. Do they apply for and pay a fee for winter use?
3. Who pays for the electricity for floodlights on the oval which are quite often still burning at 9.30 on a cold winter night when training has finished a long time beforehand?
4. I trust that our junior teams who have had use of this ground are not being required to share it and pay the same fee as when they had exclusive use.
5. Has a report been done on the condition of the oval and what sort of life does it have before it needs re-sowing?

Ken also asked a further question regarding the provision of finance reports and documents to the Showgrounds Special Committee.

Ruth Kneebone, Director Corporate Services advised that discussions had been held with Showgrounds Special Committee officers and plans put in place to improve the frequency of reporting and invoicing.

Ailsa Fox, Chair Administrator advised that the questions would be taken on notice.

Gary Nevin asked if there should be at least one public forum in every consultation. Opinions may be moulded by other comments and submissions. Would the administrators consider at least one public session?

Ailsa Fox, Chair Administrator responded that it is a situation by situation basis. It is a combination of all types of consultation.

June Uebergang referred to the Edi Upper Black Range Creek Rd and asked what Council thought of the road?

June expressed that the road is not acceptable for their traffic use. The grader driver fixed up some of it today. There are two very blind bends. It is like driving on a dry river bed. There are two trees in particular. June expressed that she has complained a number of times. The arborist is supposed to be coming back. I have been told that there is nothing wrong with the trees. I want those white gums down. The roots just sit on the ground and the wind will blow them down.

Alan Clark, Director Infrastructure Services responded that unsealed roads are at their worst at this time of year. Council have increased its budget allocation for next year. Alan advised that he would speak to the arborist and inspect himself.

Malcom Aldridge expressed that he believes there doesn't appear to be any planning for the future of the township.

Barry Green, Director Development Services responded that there is no plan to undertake structure plans for Springhurst, but Council will be reviewing its Planning Scheme next year and public submissions would be called for.

Robert Cook asked Alan Clark what he thought of the black spot corner he inspected.

Alan Clark, Director Infrastructure responded that he inspected the black spot the day after the Whitfield Council meeting along with other staff. He acknowledged that we wouldn't design a road that way. There are hundreds of these situations throughout the shire. There is no proposal to make improvements to that bend.

Robert Cook - Wangaratta Whitfield road has the shoulders done occasionally but the section from Docker to Oxley required widening - I support June on the Black Range Road as it requires resheeting.

Alan Clark - we have advocated to VicRoads numerous time in relation to this section and I believe that they have committed to undertake works in the near future.

Jack Hart - What caused the decision to close the Yarrunga Pool and why?

Jaime - the Yarrunga pool costs a lot to run and we thought that if the aquatic facilities were all in the same place that would be the best for everybody.

The splash park would be good for everyone to come to lots of times a day and would be cool for people your age.

16. CONFIDENTIAL BUSINESS

16.1.1.1 CHIEF EXECUTIVE OFFICER ANNUAL PERFORMANCE REVIEW

RECOMMENDATION:

(Moved: Administrator I Grant / Administrator R Roscholler)

That the meeting be closed to members of the public to discuss staffing matters.

Carried.

17. CLOSURE OF MEETING

The meeting closed at 7.25pm.