



Rural City of  
**Wangaratta**

# Agenda

For the Scheduled Council Meeting  
Council Chambers, Municipal Offices  
62-68 Ovens Street, Wangaratta  
**6pm 27 February 2024**



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## Rural City of Wangaratta Live Stream

Clause 24 of the Governance Rules provides the following:

*“This public meeting is being recorded to improve access to the meeting for our community. The recording will be published and will be retained by Council in accordance with Council’s legal obligations. As a visitor in the public gallery, your presence may be recorded.”*

### 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 past, present and emerging 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

### 4. Absent

### 5. Acceptance of Apologies & Granting of Leave of Absence

#### Recommendation:

That <<enter text>> be granted leave of absence for the period <<enter text>> to <<enter text>> .

## Order of Business

### 6. Citizen Ceremony

### 7. Confirmation of Minutes

#### Recommendation:

That Council read and confirm the Minutes of the Ordinary Meeting of 12 December 2023 as a true and accurate record of the proceedings of the meeting.

## 8. Conflict of Interest Disclosure

In accordance with section 130 of the Local Government Act 2020 a councillor who has a conflict of interest in respect of a matter must disclose the conflict of interest in the manner required by Council's Governance Rules and exclude themselves from the decision making process in relation to that matter, including any discussion or vote on the matter and any action in relation to the matter.

Clause 28.1 of Council's Governance Rules requires a councillor to indicate that they have a conflict of interest by clearly stating:

- (a) the item for which they have a conflict of interest; and
- (b) whether their conflict of interest is general or material; and
- (c) the circumstances that give rise to the conflict of interest.

**Immediately prior to the consideration of the item in which they have a conflict of interest, a councillor must indicate to the meeting the existence of the conflict of interest and leave the meeting.**

A councillor who discloses a conflict of interest and leaves a Council meeting must not communicate with any participants in the meeting while the decision is being made.

## 9. Reception of Petitions

### 9.1 Petition - Eldorado Foodshare, Gunhouse Park

Meeting Type: Scheduled Council Meeting  
Date of Meeting: 27 February 2024  
Author: Director Community and Infrastructure

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

A petition containing 104 signatures has been received.

The petition requests Council's assistance in constructing a small storage shed in a discrete location on the Council owned land of Gunhouse Park, Eldorado.

It is stated that this will ease the burden of storage at a private residence and the loading and unloading of equipment and makes equipment available for use by other community groups when using Gunhouse Park.

A copy of the letter has been provided to Councillors under separate cover.

#### Recommendation:

1. That the petition regarding the request for Council's assistance in constructing a small storage shed in a discrete location on the Council owned land of Gunhouse Park, Eldorado be received.
2. That a report into investigations into the request within the petition be considered at the March Ordinary Council meeting.

#### Conclusion

Clause 13 of the Rural City of Wangaratta Governance Rules, provides that a petition presented to the Council, may be dealt with in any of the following ways. The petition may:

- be received
- where the petition relates to an item listed on the agenda, be considered in conjunction with that agenda item.
- be referred to the Chief Executive Officer for consideration and response.
- be referred to the Chief Executive Officer for a report to a future Council meeting.

Where the petition relates to an operational matter, Council must refer it to the Chief Executive Officer for consideration.

Where a petition relates to a planning matter which is the subject of a public notification process under the *Planning and Environment Act 1987*, the petition will be treated as a joint submission in relation to that planning matter.

Where a petition relates to a matter which is the subject of a community engagement process under the *Local Government Act 2020*, the petition will be treated as a joint submission in relation to that matter.

#### Attachments

- 1 Petition - Eldorado Foodshare, Gunhouse Park - Confidential

**10. Hearing of Deputations**  
**Presentation Of Reports**

**11. Councillor Reports**

Nil

## Officers' Reports

### 12. Executive Services

#### 12.1 MAV Membership Delegation

Meeting Type:	Scheduled Council Meeting
Date of Meeting:	27 February 2024
Category:	Strategic
Author:	Executive Services Coordinator
Approver:	Chief Executive Officer

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 update the appointed Substitute Delegate for the Municipal Association of Victoria (MAV) as per the Rules Part 2, Division 2 – Appointment and Obligations of Delegates.

#### Recommendation:

That Council:

1. retain Cr Rees as the Delegate for the Municipal Association of Victoria (MAV)
2. appoint Cr ..... as the Substitute Delegate for the Municipal Association of Victoria (MAV) in the Mayor's absence

#### Background

According to the [MAV Rules Part 2 – Membership and membership participation](#), Division 2 – Appointment and Obligations of Delegates, 7.6 The Association must maintain a Register of Delegates, listing those who are currently delegates and substitute delegates and the participating member councils that appointed them.

This report is presented to update those details since the Rural City of Wangaratta election held in November 2023. Appointments must be made by a resolution of the participating member council.

#### Implications

#### Policy Considerations

There are no specific Council policies or strategies that relate to this report.

**Financial/Economic Implications**

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

**Legal/Statutory**

Rules Part 2 – Membership and membership participation | MAV website

**Social and Diversity**

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

**Equity Impact Assessment (EIA)**

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

**Environmental/Sustainability Impacts**

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

**Attachments**

- 1 Municipal Association of Victoria - Rules Schedule 1 [!\[\]\(e84f4dc0518e2685b866048632d78d45\_img.jpg\) !\[\]\(6f06992deed1c766d6daef1d83491cc1\_img.jpg\)](#)

## 13. Corporate and Leisure

### 13.1 Council Plan Strategic Indicators and Actions Update - Quarter 2 (October - December 2023)

Meeting Type:	Scheduled Council Meeting
Date of Meeting:	27 February 2024
Category:	Operational
Author:	Governance & Reporting Advisor
Approver:	Director Corporate and Leisure

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 presents the 2023-24 Quarter 2 (October – December 2023) update for the Council Plan Strategic Indicators and Actions.

#### Recommendation:

That Council:

1. Notes the Quarter 2 (2023-2024) results for the Council Plan 2021-2025 Strategic Indicators and Actions as contained in the attached reports.

#### Background

#### Council Plan Actions

252 Council Plan Actions are to be completed during the 2023/24 financial year (**Attachment 1**).

As at the end of Quarter 2, 240 actions were reported as: complete (32); on track (208); off track (4); pending (7) and on hold (1).

Some of Council's completed actions reported so far during the 2023/24 year include:

#### Leadership

- 1.1.2.1 – Develop a community engagement toolkit that ensures the community is engaged at key stages of all major Council projects
- 1.1.2.4 - Develop an online community engagement portal to be hosted on Council's website
- 1.4.1.3 – Develop an Advocacy Strategy to ensure Council can maximise opportunities for funding and program support

#### Nurturing our Wellbeing

- 2.2.2.4 – Develop, endorse and implement an Age Friendly Strategy



2.2.4.3 - Support children and parents after their involvement in Maternal Child Health services and before kindergarten

#### **Valuing our Environment**

3.1.2.5 – Ensure the Community Grant Program supports environmentally sustainable projects

3.1.3.1 – Review and implementation of Council's Roadside Conservation Management Plan

3.3.2.2 – Increase electricity consumed by Council from renewable sources to at least 50% by 2025

#### **Expanding our Economy**

4.1.3.3.- Launch a new 'Visit' website to provide relevant up to date travel content

4.3.2.1 – Support the establishment of a Regional Universities Centre in Wangaratta

#### **Enhancing our Lifestyle**

5.7.2.2 – Plan and deliver significant play space destinations that cater for all abilities, including Apex Park and King Valley playgrounds.

#### **Growing with Integrity**

6.5.1.2 – Supporting emerging community groups, clubs and activities within new neighbourhoods.

#### **Strategic Indicators (Attachment 3)**

There are 12 Strategic Indicators that can be reported quarterly.

As at the end of Quarter 2, 5 of these Strategic Indicators were reported as On Track.

Some of the positive results for the 23/24 financial year include:

#### **Strengthening our Leadership**

1.0.8 Days to close CRMS (Target 14 – Result 4.33)

#### **Expanding our Economy**

5.0.5 Number of attendees at the Wangaratta Art Gallery (Target YTD 15,996 – Result YTD 19,814)

5.0.6 Tickets sold through the Wangaratta Performing Arts and Convention Centre (Target YTD 9,252 - Result YTD 14,195)

#### **Implications**

#### **Policy Considerations**

There are no specific Council policies or strategies that relate to this report.

#### **Financial/Economic Implications**

There are no financial or economic implications identified for the subject of this report. Funding to deliver the actions in the Council Plan has been allocated via council's Annual Budget.

**Legal/Statutory**

The obligation to report on progress of delivery of the actions and priorities set out in the Council Plan actions is prescribed by the *Local Government Act 2020*.

**Social and Diversity**

The intended social benefits from delivering these actions are outlined in the Council Plan 2021-25.

**Equity Impact Assessment (EIA)**

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

**Environmental/Sustainability Impacts**

The intended environmental/sustainability benefits from delivering these actions are also outlined in the Council Plan 2021-25.

**Strategic Links****Council Plan 2021 – 2025**

This report supports the 2021-2025 Council Plan by providing an update on the organisation's progress in implementing its actions.

**Risk Management**

Council risks a reputational failure by failing to adequately monitor and deliver its key objectives. By the regular reporting of its Strategic Indicators and Actions, Council can ensure the appropriate level of monitoring and transparency occurs to mitigate this risk.

Risk Management Framework

Risks	Likelihood	Consequence	Rating	Mitigation Action
Failure to proactively monitor Council's progress against its Council Plan	2 – Unlikely	Moderate	5 – Medium	Schedule a standing bi-annual Council Meeting report.

**Consultation/Communication**

Council Plan actions are being progressively implemented by the appropriate officers across the organisation. The status of Council Plan actions and strategic indicators are reported to the executive management team and Audit and Risk Committee on a quarterly basis alongside other regular updates.

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

### Options for Consideration

There are no options for consideration.

### Conclusion

The attached reports provide the community with an appropriate level of transparency on the progress of council's delivery against the actions and commitments set out in the Council Plan 2021-25.

### Attachments

- 1     Actions [!\[\]\(67ff022fd78f943b679992c2874bbfd1\_img.jpg\)](#) 
- 2     Actions - On Hold Off Track and Pending [!\[\]\(5890ff4c38007932c846fa9d39ba1fe6\_img.jpg\)](#) 
- 3     Strategic Indicators [!\[\]\(3b3fbb6cc430c0b8da0c6ad8d8fe9f5d\_img.jpg\)](#) 

### 13.2 Audit and Risk Committee Independent Member Re-Appointment

Meeting Type: Scheduled Council Meeting  
Date of Meeting: 27 February 2024  
Author: Governance & Reporting Advisor

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 formally endorse the re-appointment of an independent member to Council's Audit and Risk Committee.

#### Recommendation:

That Council:

1. Re-appoints Mr Vito Giudice to the Audit and Risk Committee (Committee) as an independent member:
  - a) For a further term of 3 years commencing on the date of this resolution; and
  - b) In accordance with any other terms and conditions relevant to independent member established by the Local Government Act 2020 (Vic), the Committee's Charter, Council's Governance Rules and any other relevant council policies or procedures.

#### Background

The Audit and Risk Committee (the Committee) was established by Council in August 2020 under section 53 of the *Local Government Act 2020* (Vic).

The Committee Charter (Attachment 1) states the Committee must include two Councillors and at least three, and up to four, independent members who are not Councillors and who are not members of Council staff. Clause 5.2(3) of the Charter also provides that an independent member may be appointed for up to two consecutive terms.

Council is requested to endorse the appointment of Mr Vito Giudice for a further three-year term.

#### Implications

##### Policy Considerations

The Committee's Charter contains membership provisions related to independent member appointments, including that:

1. The committee must include at least three, and up to four, other independent members;
2. Independent members must collectively have expertise in financial management and risk and experience in public sector management;

3. Independent members may be appointed for a term of up to three years;
4. The terms of office of independent members may be arranged to avoid more than two independent members retiring at the same time.

### **Financial/Economic Implications**

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

### **Legal/Statutory**

Section 53 of the Act governs the membership requirements, including that an Audit and Risk Committee must consist of a majority of members who are not Councillors of the Council and who collectively have expertise in financial management and risk, and experience in public sector management.

### **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.

## **Strategic Links**

### **Council Plan 2021 – 2025**

This report supports the 2021-2025 Council Plan through the following objectives and actions:

#### **1. Strengthening our Leadership**

Provide open and transparent communication to the community to build trust, respect and understanding.

## **Risk Management**

<b>Risks</b>	<b>Likelihood</b>	<b>Consequence</b>	<b>Rating</b>	<b>Mitigation Action</b>
Council not having sufficient members to obtain a quorum for Audit and Risk Committee meetings	2 - Unlikely	Major	Low	Council endorsing a preferred candidate in accordance with the Audit and Risk Committee Charter.

## **Consultation/Communication**

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

## **Options for Consideration**

Council can either endorse the re-appointment of Mr Giudice or call for Expressions of Interest to try and find a more suitable candidate.

### Conclusion

The proposed appointee will assist with the continued improvement of council's governance, integrity, and risk outcomes.

### Attachments

- 1 Audit and Risk Committee - Charter [!\[\]\(9bf097d682561b2ffd12d57a40ca73b1\_img.jpg\)](#) 
- 2 Resume - Confidential
- 3 Assessment Summary - Confidential

## 14. Community and Infrastructure

### 14.1 Fair Access Policy

Meeting Type:	Scheduled Council Meeting
Date of Meeting:	27 February 2024
Category:	Strategic
Author:	Recreation Officer
Approver:	Manager Community Services

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 endorse the draft Community Sport Facility Booking Policy, Community Sport Fair Access Policy and Action Plan for public exhibition for 28 days from 29 February 2024.

#### Recommendation:

That Council:

1. Endorse the draft Community Sport Facility Booking Policy, Community Sport Fair Access Policy and Action Plan for public exhibition for 28 days from 29 February 2024.
2. If any amendments are made to the Community Sport Facility Booking Policy, Community Sport Fair Access Policy and Action Plan due to submissions during the exhibition process, the relevant Policy is reviewed at a future Scheduled Council Meeting.
3. If no submissions requiring changes to the Community Sport Facility Booking Policy, Community Sport Fair Access Policy and Action Plan are received, adopts the relevant policy without further resolution of Council.

#### Background

From 1 July 2024 Victorian Government Funding Criteria for community sport infrastructure will require gender equitable access and use policies to be in place. These need to be developed with actionable outcomes, which require consultation with community sporting groups.

In November 2023, the first drafts of these documents were presented to CMT. The drafts attached have been modified based on feedback from the Sport and Recreation Advisory Committee, and the Office for Women in Sport and Recreation.

## Implications

### Policy Considerations

The existing community booking policy is due for review, and will be reviewed in consideration of these changes and the impacts Fair Access has on our bookings process.

### Financial/Economic Implications

Not complying with the Fair Access Program as set out by the Victorian Government would mean that Council would no longer be able to receive state funding for sport and recreation projects. Implementation of these policies may in future impact how Council structures fees and charges around sports bookings.

### Legal/Statutory

The Community Sport Fair Access policy and Action Plan is mandated by the Victorian Government.

### Social and Diversity

This report provides an opportunity to increase social outcomes due to improved access to community sport for women and girls.

### Equity Impact Assessment (EIA)

For reports relating to a policy, program or service.

Is an EIA legislatively required? Yes

	Recommendation	Justification
1	Extensive consultation, ensuring input across gender, culture, age and ability	The policy aims to support equity of access. We must consult widely to determine what that looks like in practice.
2	Support clubs and make use of resources such as Office for Women in Sport and Recreation, and Sport North East, as the policy is developed and implemented	In order to have successful, impactful change we need buy in from clubs and community.

### Environmental/Sustainability Impacts

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

## Strategic Links

### Council Plan 2021 – 2025

This report supports the 2021-2025 Council Plan through the following objectives and actions:

#### 1. Nurturing our Wellbeing

2.3.2.1 With support and training, ensure that our community groups and committees have strong governance and are inclusive and viable.



2.4.1.3 Provide accessible, affordable, and inclusive opportunities for all members of our community to participate in physical activity.

### Rural City of Wangaratta 2033 Community Vision

This report supports the 2033 Community Vision through the following objectives:

G1- Strengthen Council's approach to designing and supporting inclusive and liveable communities.

G4- Support all our community members to be healthy and well, especially our most vulnerable.

H3- Increase opportunities for people to connect to their community and each other.

H4- Provide quality and accessible community facilities based on community needs.

I1 Deliver and support programs that increase participation in physical activity.

I2 Provide facilities and infrastructure that give opportunities for physical activity and active living.

J3 Partner to create a community environment that is safe and minimises harm.

### Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Community backlash	3 - Possible	Moderate	6- Medium	Education and support for community sporting organisations
Loss of funding opportunities	2- Unlikely	4- Major	6- Medium	Ensuring documentation meets state government requirements within set timeframes

### Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Updates about the initiative	Newsletter and email updates
Consult	Sharing of initial drafts	Stakeholder meetings
Involve	Discussion in open forum and invitation to provide direct feedback	Stakeholder feedback
Collaborate	Sharing changes based on feedback	Stakeholder input
Empower		

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

### Options for Consideration

Council could choose not to endorse the drafts for exhibition. This could result in the loss of funding as the state government requires adoption of policies prior to July 1 2024 in order to be eligible for funding.

Council could choose to extend the exhibition timeline. This would result in shortened timelines for full adoption of the policies, which increases the risk of loss of funding opportunities.

### Conclusion

Officers recommend the documents are endorsed for public exhibition through the Connect Portal for a period of 28 days.

### Attachments

- 1 Community Sport Fair Access Action Plan  
- 2 Community Sport Fair Access Policy  
- 3 Sport Facility Booking Policy  
- 4 Fair Access Policy GIA  

## 14.2 Hall Committee Member Nominations

Meeting Type:	Scheduled Council Meeting
Date of Meeting:	27 February 2024
Category:	Strategic
Author:	Community and Recreation Coordinator
Approver:	Director Community and Infrastructure

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 endorse the nominations of volunteers to committees of management (COM) under the Community Asset Committee Instrument of Delegation. These are additional community members who have requested spots on their local committees of management, and Council officers are in support:

1. Edi Upper Hall
2. Eldorado Memorial Hall
3. Milawa Hall and Park
4. Everton Hall and Reserve
5. Moyhu Soldiers Memorial Hall

The nominations are for a period of three years. A list of nominated members is attached.

### Recommendation:

That Council endorses the nominations in the attached report to the following Community Asset Committees

1. Edi Upper Hall
2. Eldorado Memorial Hall
3. Milawa Hall and Park
4. Everton Hall and Reserve
5. Moyhu Soldiers Memorial Hall

### Background

All appointments to Community Asset Committees are made in line with Council's policy governing appointments to Council Committees.

The Instrument of Sub-Delegation details in section 3.1(8) that all appointments to the committees will be made by Council in accordance with the Council policy governing appointments to Council Committees.

## Implications

### Policy Considerations

The Community Asset Committee Instrument of Delegation and the Appointment to Council Committees Policy apply to these nominations.

### Financial/Economic Implications

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

### Legal/Statutory

The requirements for nominations is made in accordance with the Local Government Act

### Social and Diversity

The Community Asset Committees provide an important service to their communities, providing a gathering place and social centre for their rural communities. A strong and vibrant committee will benefit the community, and close links between the committee and Council will create greater awareness of needs in that community.

### Environmental/Sustainability Impacts

COM's are responsible for the management of any environmental issues relating to the land upon which their facilities are situated.

### Equity Impact Assessment (EIA)

An Equity Impact Assessment is not required for this report

## Strategic Links

### Council Plan 2021 – 2025

This report supports the 2021-2025 Council Plan through the following objectives and actions:

1. **Strengthening our Leadership**
  - 1.3.2.1 Continue to support the delivery of the Rural Placemaking Plans in partnership with our rural communities.
2. **Nurturing our Wellbeing**
  - 2.3.2.1 With support and training, ensure that our community groups and committees have strong governance and are inclusive and viable.
  - 2.3.3 Increase opportunities for people to connect to their community and each other.
  - 2.3.4.1 Provide quality and accessible community facilities based on community needs.
4. **Expanding our Economy**
  - 4.4.2 Enhance the activity in our rural townships

## Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Governance risk associated with the sub-	Possible	Moderate	Medium	The appointment of members by a formal resolution of Council

delegation of powers from the CEO to Community Asset Committees				reduces governance risk by ensuring that all members appointed to a committee are covered by Council's public liability insurance.
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### Consultation/Communication

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

### Options for Consideration

- That Council endorses the nominations to the following Community Asset Committees
- That Council does not endorse the nominations to the Community Asset Committees.

### Conclusion

Council officers have reviewed the nominations received for endorsement to the relevant Community Asset Committees which will delegate the control, management and maintenance of its council owned community assets and uphold Councils requirements under the Local Government Act

### Attachments

- 1 Committee of Management Nominations Feb 2024 - Confidential

## 15. Sustainability and Culture

### 15.1 Planning Permit Application 22/136 - 25 Pin Oak Drive Wangaratta - Two lot Re-subdivision and Variation of a Restriction

Meeting Type: Scheduled Council Meeting  
Date of Meeting: 27 February 2024  
Author: Principal Planner

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 determine a planning permit application for a Two Lot Re-Subdivision and variation of a restriction at 25 Pin Oak Drive, Wangaratta.

Pursuant to instrument of delegation, officers do not have delegation to determine a planning permit application that is subject to four or more objections. At the time of writing this report, five objections were received.

Since the receipt of the objections, the applicant has modified their original proposal by withdrawing their concurrent application to *Amend a Section 173 agreement* and the consequential addition of a dwelling entitlement on the proposed Lot 2.

Having undertaken an assessment of the application against the Wangaratta Planning Scheme and having considered public submissions to the proposal and responses from referral authorities, officers are of the view that the application is consistent with the Wangaratta Planning Scheme. A full assessment is included at **Attachment 1**.

#### Recommendation:

That Council:

1. Issues a Notice of Decision to Grant a Planning Permit for the Two lot re-subdivision and variation of a restriction at 25 Pin Oak Drive Wangaratta subject to the conditions contained in **Attachment 1**; and
2. Advises the applicant and submitters of the decision.

#### Property Details

Land/Address	25 Pin Oak Drive, Wangaratta Lot 10 Plan PS744667 and Lot A PS701885
Zones and Overlays	Low Density Residential Zone - Schedule 1

	Public Park and Recreation Zone Flood Overlay Land Subject to Inundation Overlay Design and Development Overlay – Schedule 6 (Wangaratta Aerodrome Obstacle Height Areas)
Why is a permit required?	<p>Subdivision:</p> <ul style="list-style-type: none"> <li>• A permit is required to subdivide land in the: <ul style="list-style-type: none"> <li>- Low Density Residential Zone</li> <li>- Public Park and Recreation Zone</li> <li>- Flood Overlay</li> <li>- Land Subject to Inundation Overlay</li> <li>- Design and Development Overlay</li> </ul> </li> </ul> <p>Variation of a restriction:</p> <ul style="list-style-type: none"> <li>• A permit is required to vary or remove a restriction under Section 23 of the Subdivision Act 1988</li> </ul>

### Proposal in Detail

Refer to **Attachment 2** for plans of the proposal.

#### Locality

The subject site is located south of Wangaratta in the Laceby Grange Estate on the northern side of Clarkes Lane and is bounded by the One Mile Creek to the north, in the Low Density Residential Zone of the Wangaratta Planning Scheme.

The Laceby Grange Estate is a mix of low density residential properties generally between 2000 and 4000sqm in land size.





Figure 1: Subject sites at 25 Pin Oak Drive (highlighted red).

#### Site History

The Laceby Grange Estate subdivision was approved under Planning Permit Pln08-205a.01 in 2014. The subdivision took place in 2 stages. Reticulated sewer was not in place at the time of the original application and lots within the estate were subject to a minimum lot size of 4000m<sup>2</sup> under the requirements of the Low Density Residential Zone. Lots within the second stage of the subdivision have been connected to reticulated sewer which allowed an amendment to the permit that allowed some lots to be reduced to 2000m<sup>2</sup>.

Building Envelopes to protect dwellings from flooding were required as part of the permit. Wangaratta Planning Scheme amendment C81 was adopted in 2021. The effect of this amendment on the subject site was to lessen the extent of mapped potential flooding within the Flood Overlay (FO) and Land Subject to Inundation Overlay. Other lots within the estate have since been approved to vary (increase) their building envelopes in line with the new flooding extent.

#### Property Details

- Lot 10/PS 744667 (25 Pin Oak Drive) is located on the north side of Pin Oak Drive and is 6660sqm in size. The land is currently vacant. The access to the site is from Pin Oak Drive. The site is encumbered with a Building Envelope (restriction on title). The building envelope follows the line of flooding potential and indicated by the extent of the Land Subject to Inundation Overlay at the time of subdivision approved by Planning Permit Pln08-205a.01 in 2014.



- Lot A/PS 701885 is a long narrow vacant allotment and is currently used for equine grazing. The lot is bounded by the One Mile Creek to the west and abuts the rear of properties in Pin Oak Drive and Tathra Place to the east. The lot is 5.87 hectares and contains the riparian zone of the One Mile Creek. The site is accessed from Tathra place.

Both lots are encumbered by a Section 173 agreement (AM918981Q). The restrictions imposed by this agreement as relevant to this application are:

- No clearing of native vegetation is permitted on the subject land;
- The responsibility of active management of the riparian zone in accordance with the Riparian Zone Management Plan is the responsibility of the owners of said lots;
- No further subdivision of Lot A as to create additional lots and no dwellings on Lot A pursuant to North East Catchment Management Authority (NECMA) condition 64;

The agreement is registered to 27 lots within the estate who are all burdened by and benefit from the terms of the agreement.

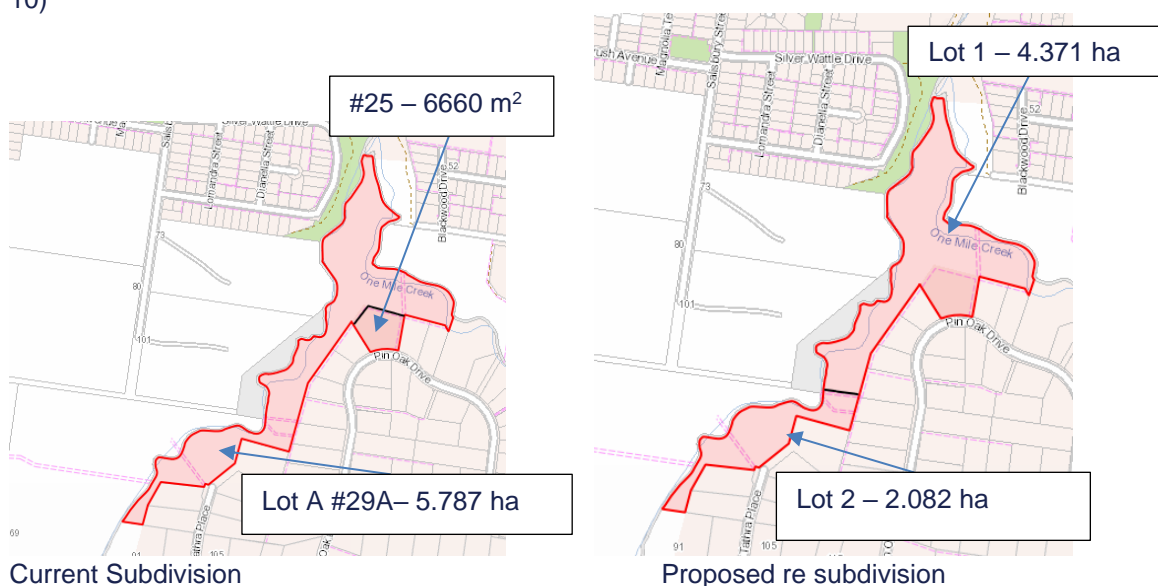
### Proposal

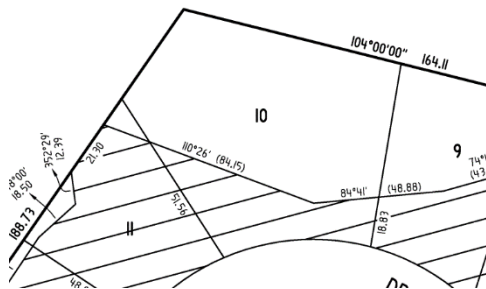
The application currently before Council seeks to re-subdivide and vary a restriction.

The re-subdivision component of the application is as follows:

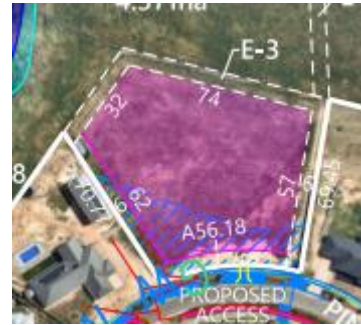
Lot	Current	Proposed
25 Pin Oak (Lot 10)	6660 m <sup>2</sup>	4.371 ha
29A Pin Oak (Lot A)	5.787 ha	2.082 ha

PlnApp 22/136 seeks a Two lot subdivision and variation of a restriction (building envelope on Lot 10)





Current Building Envelope



Proposed building envelope

### Summary of Key Issues

- Changes in the extent of Flooding and NECMA's advice
- Purpose of the Low Density Residential Zone
- Effect of the Section 173 agreement
- Objectors concerns

A detailed assessment of the application against the relevant parts of the Wangaratta Planning Scheme and the *Planning and Environment Act 1987* (the Act), as well as consideration of matters raised in submissions is included in **Attachment 1**.

The following provisions of the Wangaratta Planning Scheme are relevant to this proposal:

Section	Clause	Provision
Planning Policy Framework	11.01-1R 11.02-1S 12.03 13 14.02-2S 15	Settlement-Hume. Supply of Urban Land Water bodies and wetlands Environmental Risks and Amenity Water quality Built Environment and Heritage
Zone	32.03 36.02	Low Density Residential Zone- Schedule 1 Public Park and Recreation Zone
Overlays	43.02  44.03 44.04	Design and Development Overlay - Schedule 6 (Wangaratta Aerodrome – Obstacle Height Areas 1, 2 and 3) Flood Overlay Land Subject to Inundation Overlay
Particular Provisions	52.02 56.07 56.07-2 56.07-3 56.07-4	Easements, Restrictions and Reserves Drinking water supply objectives Reused and recycled water objective Wastewater management objective Storm water management objectives
Decision Guidelines	65.01	Decision Guidelines Approval of an application or plan

	65.02	Approval of an application to subdivided
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## Referrals

Authority / Department	Response
NECMA	<b>Conditional Consent</b> Pursuant to Section 56(1)(b) of the Planning and Environment Act 1987, the North East CMA does not object to the granting of a permit for amendment of the building envelope on existing Lot 10 subject to the following condition: <ul style="list-style-type: none"> <li>The amended envelope shall be constrained to land with an existing surface level above RL 148.4 m AHD</li> </ul>
North East Water (NEW)	No objection

## Internal Advice

Department	Response
Technical Services	Conditional consent.
Environment	Conditional consent.

## Background

This report has been written in response to an application for a planning permit being subject to more than five objections. The Rural City of Wangaratta instrument of delegation does not afford officers delegation to determine the application.

## Implications

### Policy Considerations

Council's local planning policies (given effect by the Wangaratta Planning Scheme) are of relevance to this report. These policies are considered and addressed within this report and in the officer's report at **Attachment 1**.

### Financial Implications

There are no specific financial implications to Council arising from this report though there may be potential costs for Council representation at the Victorian Civil Administrative Tribunal (VCAT).

### Legal/Statutory

All procedures associated with the lodgement and assessment of this application have been carried out in accordance with the *Planning and Environment Act 1987*.

### Social and Equity Impact Assessment (EIA)

There are no specific social or Equity impacts identified for the subject of this report. However the nature of the proposal and assessment may have indirect social impacts. These impacts

principally pertain to the amenity of the area and neighbourhood character. These matters are considered as part of this report and the officer's assessment at **Attachment 1**.

### Environmental/Sustainability Impacts

The potential environmental impacts are considered as part this report and the officer's assessment at **Attachment 1**.

### Strategic Links

#### Council Plan 2021 – 2025

This report supports the 2021-2025 Council Plan through the following objectives and actions:

#### 3.Valuing our Environment

- 3.1 Build environmentally sustainable communities.
- 3.3 Actively combat the causes and impacts of climate change.
- 3.4 Healthy and protected waterways and access to water.

#### 6. Growth

- 6.1 The right growth in the right areas.
- 6.2 Sustainable infrastructure that supports new growth.
- 6.2.2 Provide an efficient and effective permit system.

#### Rural City of Wangaratta 2033 Community Vision

This report supports the 2033 Community Vision through the following objectives:

- L2 Facilitate design and development that creates environmentally supportive impacts.
- O2 Look after our rivers and waterways.
- CC1 Ensure decision making upholds a balance between environmental sustainability, the need for development and acknowledges risks to the landscape.
- BB1 - Ensure new development is facilitated and does not conflict with existing land uses.
- BB2 - Provide an efficient and effective permit system.

#### Other strategic links

Rural City of Wangaratta Low Density and Rural Residential Strategy.

### Risk Management

#### Risk Management Framework

Risks	Likelihood	Consequence	Rating	Mitigation Action
Permit applicant lodges an appeal at VCAT	Possible	Minor	Low	Representation of Council Officer at VCAT.
Third party objector/s lodge	Possible	Minor	Low	Representation of Council Officer at VCAT.

an appeal at VCAT				
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### Consultation/Communication

Public notice was carried out by Council in accordance with Section 52 of the Planning and Environment Act 1987. Notice was given in the form of letters to adjoining and adjacent owners and occupiers and all beneficiaries of the Section 173 agreements on the title.

A total of five objections were received. A detailed summary of objections and officer's response is contained in **Attachment 1**.

The application was re-advertised following the withdrawal of the concurrent application and none of the original objections were withdrawn.

The grounds of objection include -

- development of a dwelling on Lot 2
- drainage issues
- environmental concerns
- traffic

### Options for Consideration

1. Council issue a Notice of Decision to Grant a Permit subject to conditions. (as recommended)
2. Council issue a Notice of Refusal to Grant a Permit (not recommend).

### Conclusion

The application seeks approval for a Two Lot Re-Subdivision and variation of a restriction.

Consideration and assessment of the application has been made against the Act and Wangaratta Planning Scheme and it is considered that the proposal is an appropriate response to the purpose, objectives, policies and decision guidelines relevant to this application.

All submissions have been considered and whilst many concerns raised have merit, the withdrawal of the concurrent application largely resolves Objector concerns. It is therefore recommended that a Notice of Decision to Grant a Planning Permit be issued with appropriate conditions, as outlined in **Attachment 1**.

Having undertaken an assessment of the application against the Wangaratta Planning Scheme and having considered submissions to the proposal, officers are of the view that the application is suitable for support (refer to **Attachment 1** for detailed assessment).

It is recommended that a Notice of Decision to Grant a permit (subject to conditions) be issued.

### Attachments

- 1 Planning Permit Application 22/136 - Officer's report [!\[\]\(756219e9389f679d57027482aa5cf5fc\_img.jpg\) !\[\]\(fcb77b2d9531d23794a07d244b7a89bc\_img.jpg\)](#)
- 2 Planning Permit Application 22/136 - Proposed Subdivision [!\[\]\(8175e06aff05874f50e11ffc448e6860\_img.jpg\) !\[\]\(d7fb7ebced2c712ed3052caf75d30501\_img.jpg\)](#)

**16. Special Committee Reports**

Nil

**17. Advisory Committee Reports**

Nil

**18. Minutes of Advisory Committee Meetings**

Nil

**19. Notices of Motion**

Nil

**20. Urgent Business****21. Public Question Time****22. Confidential Business****Recommendation:**

That Council resolves to close the meeting to members of the public in accordance with Division 3(1) of the Local Government Act 2020 to consider the following items:

**22.1 Confidential - Tender Cost - FOGO Acceptance and Processing Services**

Item 22.1 is Confidential under the Local Government Act 2020 as it contains information relating to : (a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released..

## **23. Closure of Meeting**

### **Attachments**



**Municipal Association of Victoria  
SCHEDULE 1  
Notification of appointment (Rule 7)**

The Chief Executive Officer  
Municipal Association of Victoria

At the meeting of \_\_\_\_\_ (*insert name of council*) on \_\_/\_\_/\_\_\_\_ (*insert date*)

Cr \_\_\_\_\_ was appointed as the council's delegate (representative) to the Association.

Cr \_\_\_\_\_ was appointed as the council's substitute delegate\* (representative) to the Association.

.....

Chief Executive Officer  
(*signature of Chief Executive Officer required*)

Dated:..... (*insert date*)

\*Appointment of a substitute delegate is required by Rule 7.1 of the Association's Rules.  
Appointment of *both* a delegate and substitute delegate is therefore required.

**Note:** Submission of this notice to the Association will result in the revocation of any previous appointment of a delegate or substitute delegate.

Category	Item Name	Status	Progress	Comment
1. Strengthening Our Leadership	1.1.2.1 Develop a community engagement toolkit that ensures the community is engaged at key stages of all major Council projects	Complete	100.00%	Complete. Aligning with the launch of the Connect Wangaratta portal, there is an internal engagement toolkit to advise staff on steps to take in engagement.
	1.1.2.3 Review the structure of Council's Advisory Committees' and align with the Community Engagement Policy.	Complete	100.00%	
	1.1.2.4 Develop an online community engagement portal to be hosted on Council's website	Complete	100.00%	Complete. Council have acquired a new engagement portal called Connect Wangaratta which will be the main location for people to provide feedback on strategy and policy.
	1.4.1.3 Develop an Advocacy Strategy to ensure Council can maximise opportunities for funding and program support.	Complete	100.00%	
	1.4.1.4 Provide leadership to the community on Environmental Sustainability.	Complete	100.00%	
	1.1.1.1 Develop communication plans for all major Council projects	Complete	75.00%	Communication plans are vital for all major projects to be delivered by the marketing & communications team and are developed in accordance with guidelines and Council expectations.
	1.4.2.1 Develop and deliver a program of Youth Council training and development.	On Track	70.00%	There will be new Youth Councillors starting at the end of January. We have 15 young people starting the program. We had 18 applications, but 3 rescinded their applications due to personal reasons.
	1.2.2.2 Develop and deliver an Information Management Strategy.	On Track	65.00%	1.SIM - The SIM project is now complete as council users are fully utilising our new records management system. We continue to monitor and work with teams to ensure staff are capturing their records as required and to embed the new ways of working. 2. EncompaaS - We are continuing to develop perspectives and policies as part of the AI functionality in EncompaaS. The WIM Data Migration is underway but is slightly off track as integration complexities have taken longer than anticipated to resolve. Once complete, council will decommission WIM and recognise the associated software licence savings.
	1.1.1.3 Provide an active and informative social media presence.	On Track	60.00%	Social media is an essential element of our communication with the community and we make it a priority to continue this active presence.
	1.1.1.4 Provide interactive websites for all Council facilities.	On Track	60.00%	Websites are maintained and managed to ensure material is current and accurate for public consumption.
	1.1.1.2 Survey community on the quality of communication on major projects	On Track	50.00%	
	1.1.1.5 Ensure access to council decision making by holding a minimum of four council meetings in rural communities.	On Track	50.00%	At the November 2023 Council meeting a motion was carried to hold four Rural Meetings in 2024 locations include Whitfield, Eldorado, Oxley & Boorhaman. It was also decided to hold four meetings at a time set of 3pm to diversify the ability of community members to attend council meetings.
	1.1.1.6 Provide transparency regarding the information being considered in decision making processes.	On Track	50.00%	As per Council's Governance Rules, Council Meeting Agendas have been made available no less than 48 hours prior to the meeting. Minutes of the meeting have been made available on Council's website within 5 days of the meeting date they refer to. Council Meetings have been recorded and made available via Council's YouTube Channel to support accessibility.
	1.2.1.1 Adopt and maintain a responsible and transparent 10 Year Financial Plan.	On Track	50.00%	10 year financial plan is in place and regularly updated.
	1.2.1.2 Regular and transparent reporting against council's adopted Annual Budget.	On Track	50.00%	Q2 reporting in on track and will be reported at the February council meeting.
	1.2.3.1 Review the Strategic Risk Register Quarterly.	On Track	50.00%	Q2 review completed.

	1.2.3.2 Embed Operational Risk Registers throughout the organisation.	On Track	50.00%	Operational risk continues to be embedded.
	1.3.1.3 Facilitate and participate in the Wangaratta Health and Wellbeing Partnership	On Track	50.00%	Continue to facilitate Health and Wellbeing Partnership. Beginning to consider how the Partnership can be utilised in development of the next Municipal Health and Wellbeing Partnership.
	1.3.2.1 Support the delivery of the Rural Placemaking Plans in partnership with our rural communities.	On Track	50.00%	Continuing to deliver the Rural Placemaking programs and Pitcher this program to meet these goals.
	1.4.2.2 Identify external funding for programs to improve the quality of life for our community.	On Track	50.00%	Continue to identify and share grant opportunities for the community, and to develop grant applications for projects that would provide better health and wellbeing outcomes for the community.
	1.2.2.1 Deliver Council's Information and Communications Technology Strategy.	On Track	41.00%	
	1.3.1.2 Advocate for the community by participating on the Regional Mental Health and Wellbeing Boards.	On Track	40.00%	Council's major strategic projects - One Council Program to upgrade our core enterprise system, and the Information Management Program - have been making great progress with new module and phases continuing to be implemented. For Information Communication Technology (ICT) Asset Renewal a tender process is underway to refresh councils laptops and IT user hardware. The Wangaratta Performing Arts and Convention Centre (WPACC) Audio Visual Upgrade and Business Systems Major Upgrade projects are off track with plans to be reviewed in the second half of January.
	1.1.3.2 Increase online access to Council services, processes and information.	Off Track	30.00%	Phase 2 of Optimo (software for events and recreational facility bookings and management) is currently being scoped. Revised plans required for implementation of the second phase also following some turnover in the Business Systems team.
	1.1.2.2 Review and improve Council's Community Engagement Policy.	On Track	25.00%	To be confirmed based on the new engagement portal, Connect Wangaratta.
	1.3.1.1 Advocate for the region by participating in the Hume Regional Partnerships initiative.	On Track	25.00%	CEO continues to participate in the Hume Regional Partnerships Initiative.
	1.4.1.1 Keep informed of emerging trends and issues that may impact our community, our region and our Council.	On Track	25.00%	CEO actively engages with key stakeholders on issues impacting the Rural City and Region more broadly including: Municipal Association of Victoria, Ovens and Murray Regional Partnership, Rural Cities Victoria, LGPro and Indi Round Table.
	1.4.1.2 Liaise with State and Federal Government departments on matters of relevance.	On Track	25.00%	CEO regularly engages with the State and Federal Government on matters of importance to the Rural City of Wangaratta, meeting with local state and federal members, attending regional partnerships and MAV Forums.
	1.4.2.3 Staff to participate in the Alpine Community Leaders and/or other appropriate leadership development programs.	On Track	25.00%	RCoW has developed and is delivering Coordinator Leadership program with consultants. The Alpine Valley Community Leadership program has not released dates for 2024.
	1.2.1.3 Develop an Asset Management Plan that outlines the key elements involved in maintaining Council assets.	On Track	5.00%	Ongoing.
	1.1.2.5 Train Councillors and staff in how to plan for and undertake deliberative community engagement.	Pending	0.00%	Update unavailable.
	1.1.3.1 Deliver the Customer Experience Strategy.	On Hold	0.00%	The project is on hold; scheduled to recommence in July 2024.
	1.2.3.3 Implement a Risk Assurance program.	Pending	0.00%	
2. Nurturing our Wellbeing	2.1.1.3 Support community driven mental health and wellbeing projects through Community Grants	Complete	100.00%	
	2.1.2.3 Support the re-establishment of the Big Brother, Big Sister Program	Complete	100.00%	
	2.2.1.4 Review accessibility of current Council buildings.	Complete	100.00%	
	2.2.2.2 Facilitate the delivery of the Age Friendly Communities Project.	Complete	100.00%	

2.2.2.4 Develop, endorse and implement an Age Friendly Strategy.	Complete	100.00%	Now a part of the Inclusive Wangaratta Scope.
2.2.4.3 Support children and parents after their involvement in Maternal Child Health services and before Kindergarten.	Complete	100.00%	Maternal Child Health (MCH) staff educating families on Kindergarten choices from the 2 year Key Age and Stage (KAS); relationship with The Lookout developed and 1/4 meetings in place to identify Early Start Kindergarten (ESK) eligible children through OOHC data; links with North East Reional Pre School Association (NERPSA) and Wangaratta Children's Services Centre (WCSC) created to identify children enrolled or not enrolled and then follow up made to families identified out of this process.
2.3.1.2 Deliver Unconscious Bias training to all RCOW staff and Councillors.	Complete	100.00%	
2.4.1.4 Partner with Gateway Health to implement the InFANT program to assist parents and families with healthy eating and active play from the start of their baby's life.	Complete	100.00%	This program has been started and is ongoing. Although we have not partnered with Gateway.
2.4.6.1 Develop a Gaming Policy to guide decisions relating to gaming and gambling within our community.	On Track	85.00%	Draft policy endorsed by Council for public exhibition in November 2023, with exhibition period extended in December 2023. Looking to finalise in Q1 2024.
2.1.2.1 Investigate and scope the need for the development of a youth hub.	On Track	80.00%	The opening of the youth hub is approaching. There are still a few things that need to happen in the kitchen. We are waiting on some whitegoods to be installed. We are hoping to have it open once the school term starts.
2.4.2.5 Update and deliver the Open Space and Recreation Strategy.	On Track	75.00%	Presented to Council in December 2023, and open for exhibition and public comment until mid February 2024.
2.4.4.2 Support the equitable distribution of excess local produce throughout the community.	On Track	75.00%	Supporting community initiatives where possible.
2.3.4.3 Ensure building renewal projects delivered to a high standard.	On Track	70.00%	This financial year building renewal program is 50% complete.
2.4.2.6 Ensure infrastructure projects consider the accessibility, comfort, ease and convenience for walking and cycling.	On Track	70.00%	Ongoing. Cheshunt streetscape, Targoora Park and Scott Street footpath upgrades complete. Prosecco trail shared path to commence.
2.6.1.1 Seek funding to establish and maintain the flood protection system including the urban levee system.	On Track	60.00%	Stage 1 Wilson Rd levee completed. Stage 2 Wilson Road levee under construction planned competition early 2024. Parfitt Road levee upgrades to commence in early 2024.
2.1.1.2 Deliver Arts, Culture and Exhibitions focusing mental health	On Track	50.00%	Following the Wangaratta Art Gallery 'Warriors Unmasked' exhibition with the Centre Against Violence (CAV) partnership, this quarter CAV hosted their Annual General Meeting (AGM) at the Wangaratta Performing Arts & Convention Centre (WPACC) with guest speaker Rosie Batty. Some works from the exhibition were displayed on the evening. This project supported and addressed issues of family violence, mental health and social inequities.
2.1.2.2 Continue to support the Wangaratta Headspace satellite site.	On Track	50.00%	The Youth Officer attends these meetings whether in person or online when they are hosted at the Wodonga headspace centre.
2.1.2.4 Support school-based programs that promote resilience and general mental wellbeing.	On Track	50.00%	Offer support where appropriate to schools as well as North East Support and Action for Youth (NESAY) and Headspace and other agencies that work in this space.
2.2.1.1 Delivery of the Community Access and Inclusion Plan	On Track	50.00%	Inclusive Wangaratta Delivery continuing, with working group submitting initial actions. Presented initial actions to Councillors, and will go to wider consultation with community via connect portal.
2.2.1.2 Ensure projects engage people, including people of all abilities in the design process	On Track	50.00%	Utilising the Inclusive Wangaratta Working Group to engage a wider range of people with lived experience of disability, and Embedding Equity Impact Assessments as part of engagement in the new processes owned by Media and Communications.

2.2.2.1 Implement the Wareena Park Masterplan	On Track	50.00%	Continue to look for funding and engagement opportunities around the delivery of Wareena Park. Grant application submitted for Oval rebuild and invited to submit application for round 2 of the Growing Regions Fund.
2.2.2.3 Support the Access Spot within King George Gardens	On Track	50.00%	Continue to support Community Accessibility to operate the Access Spot.
2.2.2.5 Provide quality Aged and Community Care Services to our community	On Track	50.00%	Aged & Community Care Service provision is on-going. Further information on the reforms have been received which has allowed the team to progress.
2.2.3.2 Partner with young people on priority projects	On Track	50.00%	In the youth team we engage young people in our programs, FreeZA and youth council, where they decide on what events they want to see in town. We also have the Future Proof youth reference group. That program will now finish in December 2024. They also share ideas for events and trainings that they would like to see. Our programs are youth led or co-designed.
2.2.4.2 Continue to deliver maternal and child health programs and childcare and kindergarten	On Track	50.00%	The MCH team continue to be proactive with service delivery and maintain excellent relationships in the community. As Family and Children Service Coordinator I am working on relationships with other LGAs and stake holders such as North East Regional Pre School Association (NERPSA) to enhance our service delivery in the childcare and kindergarten programs. This is an ongoing goal.
2.3.1.1 Deliver events that focus on celebrating diversity, connection and belonging for everyone within our community.	On Track	50.00%	The Events program takes every opportunity to curate, support and deliver events that celebrate our community's diversity, connection and sense of belonging. A highlight for this quarter was the New Years Eve celebrations at the Wangaratta Showgrounds featuring Chocolate Starfish and drawing a crowd of 6,500+ from around the region.
2.3.1.3 Support awareness campaigns to highlight the benefits of a diverse and equitable community.	On Track	50.00%	Supporting 2024 Pride Fair as part of planning committee, meeting held with North East Multicultural Association on how Council can support their events in 2024.
2.3.1.5 Support LGBTQIA+ programs and services, such as the Rainbow Ball.	On Track	50.00%	We partner with LGBTQIA+ In The North East (LINE) Wangaratta often offer support with events and vice versa. We are part of the planning team for the Pride Fair day in February. We are part of a North East Pride collective which is a group of councils and organisations who put on events, activities or trainings for young LGBTQ+ people, including the rainbow ball, either collectively or in our own LGA's. We also share and promote each other's events on social media.
2.3.2.1 Ensure community groups and committees have strong governance and are inclusive and viable.	On Track	50.00%	Reviewing governance and strategic documents available for community organisations, and looking to begin workshops in 2024. Continue to work in partnership with Into Our Hands, Alpine Valleys, and others to provide training, support and development for committees and groups.
2.3.2.2 Review community grant programs across Council, based on feedback, trends and best practice.	On Track	50.00%	Will review Community Grants Program in early 2024 based on feedback from program. Will also look to complete Equity Impact Assessment on the process.
2.3.2.3 Work with community groups to access State and Federal funding opportunities.	On Track	50.00%	Supporting community in writing grants or providing letters of support where appropriate.
2.3.3.1 Develop and support opportunities and events that provide for social connection.	On Track	50.00%	Continue to hold events and offer opportunities - including Accessible Drumming, supporting Summer Family Fun Days. Planning Community Group networking sessions.
2.3.3.2 Support access to community activities, sports and events through projects that address the barriers to participation	On Track	50.00%	Utilising the Active Wangaratta Grants Program to support clubs to grow and develop, revisiting Club and Community Group Development surveys to get direction on future movements.
2.3.3.3 Increase visibility of opportunities to connect community leaders and groups across the municipality.	On Track	50.00%	Community newsletters continue, planning for community networking events for sporting and community groups.
2.3.4.1 Work to increase co-location opportunities and access to existing community facilities.	On Track	50.00%	Continuing to work with Hard Court Tennis and Pickleball. Also looking to co-location opportunities as identified in the Recreation and Open Space Strategy for future works.

2.3.4.2 Ensure safe and easy access to all Council owned facilities	On Track	50.00%	Ongoing, in conjunction with Council's Equity Impact Assessment undertaken prior to the delivery of all projects.
2.4.1.1 Enhance the services at the Wangaratta Sports and Aquatic Centre	On Track	50.00%	Customer Service standards are being drill trained on a regular basis. Behaviours and customer interactions have improved as a result of the agreed customer experience standards roll out. Continue improvement in areas of meet & greet, membership retention and customer touch points.
2.4.1.2 Facilitate and promote health and wellbeing programs such as Get Active Victoria, Walk to School, Ride2Work and This Girl Can.	On Track	50.00%	Renewed VicHealth Local Government Partnership for 2024-2025 to ensure that programs such as these can continue to be meaningfully facilitated.
2.4.1.3 Provide opportunities for community to participate in physical activity.	On Track	50.00%	After a successful Recreation Reimagined Expo, planning underway for round 2 to be held in 2024. Continue to support accessible drumming, and to work with community and clubs to increase opportunities for activity.
2.4.1.5 Support the implementation of the RESPOND project	On Track	50.00%	Working with Reflexive Evidence and Systems Interventions to Prevent Obesity and Non-communicable Disease) RESPOND implementation group to roll out actions identified in 2023 workshops. These include community directory and accessible events guide.
2.4.1.6 Support and deliver programs that increase the choice for active transport	On Track	50.00%	School footpath activation from Arlington to Appin Park a success, with relaunch planned for early Q3, and investigation into future involvement with other schools underway.
2.4.2.1 Progress the Wangaratta Indoor Sports and Aquatic Centre and the Wangaratta Sports and Events Precinct	On Track	50.00%	Wangaratta Sports and Aquatic Centre (WSAC) Transformation plan continuation, focus on all staff delivering high standards to customers. Filled three vacant positions, Learn to Swim numbers reached 670 & general Memberships reached 2150. Target of 50 new and retained members per month is on track.
2.4.2.2 Plan for the future recreation needs in Wangaratta's North and South growth areas.	On Track	50.00%	Embedded into Recreation and Open Space Strategy (draft) and continued attendance at working group meetings for growth areas.
2.4.2.3 Seek funding opportunities to support the Walking and Cycling Strategy.	On Track	50.00%	Continue to look for opportunities, and to design and scope high priority projects to ensure they are grant ready.
2.4.2.4 Continued maintenance of all our pathways and walking tracks across the municipality.	On Track	50.00%	Footpath routine inspections due to be undertaken next quarter. All requests for defect inspections up to date and addressed.
2.4.3.1 Seek opportunities to increase drinking water access in public places throughout the municipality.	On Track	50.00%	Continue to look for opportunities, and to ensure it is catered for in planning.
2.4.3.2 Implement healthy choices guidelines at all Council facilities and internal events.	On Track	50.00%	We are revising the Gateway Health Wangaratta Healthy Options information and distributing in Q3, along with a series of sharepoint articles on simple healthier choices. Looking to work with sustainability going forward on how to package simple changes that make big impacts for healthy choices and more sustainable catering.
2.4.3.3 Support and promote local produce providers supplying local markets and businesses.	On Track	50.00%	Council supports local producers - and assisted in the promotion of local markets, Oxley Market.
2.4.4.1 Develop and support educational resources that promote growing food at home and/ or within the community gardens.	On Track	50.00%	Food forum held in quarter two to promote community food initiatives and mapping. Expression of Interest opened for Community Food Coalition, with further invitations to be sent in Quarter 3.
2.4.4.3 Facilitation the Community Food For All community group and support the implementation of the North East Local Food Strategy.	On Track	50.00%	Group meeting regularly and looking to start a wider community food coalition in 2024.
2.4.4.4 Advocate at the State and National level to increase access to healthy food.	On Track	50.00%	Advocacy is undertaken where possible with the state government. Currently supporting the North East Food Strategy Review as a part of this process.

2.4.5.1 Include drug, smoke, and alcohol-free events into the annual events calendar.	On Track	50.00%	Planning continues to support drug, smoke and alcohol-free events within the RCOW events and youth programs. During this quarter youth events held included: Geek Con at the Wangaratta Library, Battle of the Bands Round 1 at The Vine Hotel, North East Skate Park Series at Mitchell Ave (Skate, Scoot, BMX competition), Neon Party at WPACC and the Bush Boogie at Remel 185.
2.4.5.2 Strengthen regulations of alcohol supply and reform of liquor licensing through the Wangaratta Liquor Accord.	On Track	50.00%	Advocacy is undertaken where possible with the state government.
2.4.6.2 Advocate to other levels of Government for best practice gambling regulation and policy reform	On Track	50.00%	Advocacy is undertaken where possible with the state government.
2.4.6.3 Partner with others to inform the community about the health risks of gambling.	On Track	50.00%	Have embedded an action around partnerships with local stakeholders in the draft Gambling Policy and community wellbeing partners and stakeholders have provided feedback on the draft Gambling Policy, and how it can better meet these outcomes.
2.5.1.2 Support education and training for front line staff to recognise and respond to the needs of victim survivors.	On Track	50.00%	We have engaged the Centre Against Violence (CAV) to develop a training program and have worked with council's Learning and Development team to schedule this in Q3 of 23/24.
2.5.2.1 Continue programs such as the 16 Days of Activism, International Women's Day, and other programs focused on the reduction of gendered and family violence.	On Track	50.00%	16 Days of Activism successful, with performance by youth theatre troupe for Council Staff, as well as media and social campaign. Supporting Pride fair in 2024.
2.5.2.2 Work with organisations such as Women's Health Goulburn North East and the Centre Against Violence.	On Track	50.00%	Continue to work with key community organisations and develop and support each others projects. Working with Centre Against Violence (CAV) to deliver training to staff.
2.5.3.1 Work with all levels of community to promote gender equity and respect and its relationship to family violence.	On Track	50.00%	Gender equity project advisor has scoped programs and projects for next 18 months.
2.5.3.2 Work on placemaking projects to improve the safety and use, and to reduce anti-social behaviour, especially parks and playgrounds.	On Track	50.00%	Continue to drive Pitcher This! Program across our community.
2.5.3.4 Explore funding opportunities to increase the provision of lighting in public places.	On Track	50.00%	Community consultation has been undertaken for the light up Wangaratta campaign along with a review of customer complaints about lighting, with sites now reviewed by the internal asset team, and put forward to AusNet for suitable upgrades and implementation. Looking to revisit the light up Wangaratta campaign during daylight savings.
2.5.3.5 Ensure that passive surveillance is embedded into new developments of reserves and public spaces.	On Track	50.00%	Continue to make this a priority in planning review.
2.5.3.6 Support the delivery of the Respectful Relationships program in all schools across the municipality.	On Track	50.00%	Continue to reach out to Department of Education to see how we can further support.
2.6.1.2 Continue to support recovery from the 2019/20 fires and COVID-19 and respond to new emergencies as required.	On Track	50.00%	Working with the Safer Together program to deliver ongoing recovery and resilience programs, including the development of rural resilience committees to look at capacity of local communities.
2.6.1.5 Build capacity and resilience to respond to emergencies and disasters that are a result of climate change.	On Track	50.00%	Building capacity and exercising new and existing Emergency Management staff in their roles is an ongoing responsibility of the Emergency Management Coordinator. Working with individual communities to aid in addressing gaps to their resilience.
2.6.1.6 Delivery of programs to support the resilience and recovery of business and the community in the face of adverse events such as bushfire, pandemic and drought.	On Track	50.00%	Working with the Safer Together program to deliver ongoing recovery and resilience programs, including the development of rural resilience committees to look at capacity of local communities.

2.6.2.3 Ensure all cats and dogs are registered with council to meet statutory obligations	On Track	50.00%	Team continues to follow up with community members still outstanding. Promotion of the importance to register your dogs and cats ongoing and launch of desexing program will also include additional animals being registered.
2.6.2.4 Provide an efficient permit system for street activities to protect community amenity.	On Track	50.00%	Continue to work with Environmental Health Officers and Information Technology teams to provide efficient online permit system.
2.6.2.5 Administer the National Immunisation Program for all children under 18 years of age	On Track	50.00%	We have moved to a new day for monthly immunisation sessions as a result of available casual staff. We are successfully using the State run immunisation system Central Immunisation Record Victoria (CIRV) which is a complete system that includes bookings. RCoW continues to implement the Secondary School Immunisations Program and have updated service delivery to reflect changes in the program.
2.1.1.4 Participate in the innovative community consortia as part of Royal Commission into mental health system.	On Track	45.00%	
2.1.1.1 Deliver Grit and Resilience	On Track	40.00%	
2.2.4.1 Advocate for community access to services to support mental, physical and sexual health and wellbeing.	On Track	30.00%	This is an ongoing process.
2.6.1.4 Prepare and endorse a new Wangaratta Municipal Emergency Plan (MEMP) to manage risks related to flood, fire, and other natural disasters.	On Track	30.00%	Utilising the resources of the Wangaratta Municipal Emergency Management Planning Committee, prepare an updated Municipal Emergency Management Plan by the end of the 2024 calendar year.
2.2.1.3 Conduct a Gender Impact Assessment when designing or preparing plans	On Track	25.00%	Template for Equity Impact Assessments (EIA) revised, and initial assessments of whether an EIA is needed or not conducted as part of the project bid process, and questions about EIAs embedded into Council reporting documents. Further team training and support sessions are scheduled for Q3.
2.2.4.4 Finalise the Municipal Early Years Plan.	Pending	25.00%	Waiting for updated Kinder Infrastructure Services Plan (KISP) and Central Registration and Enrolment Scheme (CRES) data to be able to update the Municipal Early Years Plan (MEYP) with true data. Estimated time of arrival would be early 2024. MEYP to be fully reviewed, rewritten and submitted to Council for review.
2.6.1.3 Preparation of a MoU with Goulburn-Ovens TAFE for use of their Wangaratta Regional Study Centre as an emergency relief centre option.	Off Track	25.00%	Gotafe have changed their position allowing use of Docker Street when needed - MoU to be revised to accommodate this.
2.3.4.4 Takes bold decisions to decommission buildings that are no longer safe or functional, where a viable alternative is available.	On Track	10.00%	Ongoing.
2.3.1.4 Deliver Cultural Sensitivity Training to all RCoW Staff and Councillors.	On Track	5.00%	CMT & some SMT members have undertaken Aboriginal Cultural Awareness training in November 2023. Organisation wide and councillor training has not yet commenced. Expected to be delivered in FY25.
2.2.3.1 Develop our Rural City of Wangaratta Youth Strategy.	Pending	0.00%	The Youth Strategy is under discussion with the funding body at the moment. We will then go out to tender.
2.4.5.3 Undertake inspections to ensure businesses comply with the Tobacco Act.	On Track	0.00%	Assessments are on track for the year.
2.4.5.4 Apply smoke-free policies to all new outdoor initiatives	On Track	0.00%	During regular premises inspections this is discussed with business owners to ensure compliance.
2.5.3.3 Investigate the provision of CCTV cameras into key areas such as the Wangaratta CBD and major parks.	On Track	0.00%	Scope of project to be developed in Q3.
2.6.2.1 Undertake regular inspections of food and other service premises	On Track	0.00%	Inspections are carried out as part of legislative requirements.
2.6.2.2 Be proactive to reduce the risk of preventable outbreaks such as gastroenteritis.	On Track	0.00%	Educational information and advice is available to prevent and reduce the number of incidents.



3. Valuing Our Environment	3.1.2.5 Ensure the Community Grant Program supports environmentally sustainable projects.	Complete	100.00%	
	3.1.2.6 Investigate opportunities to establish native vegetation offsets within the Rural City of Wangaratta	Complete	100.00%	
	3.1.3.1 Review and implementation of Council's Roadside Conservation Management Plan.	Complete	100.00%	
	3.1.3.5 Develop and adopt a Tree Canopy Policy to address climate adaption.	Complete	100.00%	The canopy policy is part of the Urban Tree Plan which was adopted by Council.
	3.3.1.5 Develop and adopt a Climate Change Policy.	Complete	100.00%	
	3.3.2.1 Develop a carbon reduction action plan for corporate operations to achieve emission targets, and consider the lifetime emissions of all project developments.	Complete	100.00%	
	3.3.2.2 Increase electricity consumed by Council from renewable sources to at least 50% by 2025.	Complete	100.00%	
	3.4.1.1 Lobby all levels of government for water security to protect and provide for the future of agriculture, industry and sustainability of our community and ecosystem.	Complete	100.00%	
	3.2.1.1 Develop the new Waste Strategy in consultation with the community.	On Track	75.00%	The Draft Waste and Resource Recovery Strategy has been completed.  Has been put out for public exhibition/comment in December 2023.  Feedback is currently being reviewed.
	3.2.1.2 Ensure service delivery is in accordance with the Recycle Victoria Policy.	On Track	75.00%	Implementation plan for the roll out of additional kerbside glass and expanded kerbside organics collection will be presented to Council in February 2024 including community comms/engagement plan. It is envisaged that services will commence in Q2 of 2024.
	3.2.1.3 Ensure services and facilities are operated in compliance with Environmental Protection Act.	On Track	75.00%	This is an ongoing action.  Bowser Landfill  1. Completed the 53V compliance audit in December 2023. 2. Have relocated over-height waste in December 2023material closing out EPA remediation notice.  Organics Processing Facility  1. 6 registered complaints in Q4 of 2023, 4 were logged retrospectively (after the occurrence) following investigations did not determine any odours. 2. EPA also visited site and (incorrectly) served an improvement notice – the notice has now been revoked with all works completed.  Wangaratta Transfer Station  1. Have renewed several material processing and acceptance contracts (electronic waste, tyre recycle

3.2.2.1 Reduce the amount of contamination placed in recycling and organics bins.	On Track	75.00%	<p>Ongoing action.</p> <p>Row Completed the Wangaratta Kerbside Audit in September 2023 kerbside this audit (EX Sustainable) was designed to provide an overview of the current performance of the kerbside bin system and update its characterisation of the din stream for the residential and mattered waster service. This data will be used to inform targeted education in further reducing contamination in the kerbside collection system.</p> <p>The Waste Education Officer has also completed the production of informative educational videos detailing the composting and recycling processes associated with kerbside collection within the municipality with a focus on the importance of reducing contamination, these were completed in November 2023 and further comms activities utilising these videos are schedule for early 2024.</p>
3.2.2.2 Increase the waste diversion from landfill through the increased use of recycling and organics bins	On Track	75.00%	<p>Ongoing action.</p> <p>Ongoing educational activities. Recent kerbside bin audits are to inform future recycling educational activities. A recently developed educational video is to be distributed to promote the correct use of the organics bin.</p>
3.2.3.1 Reduce waste, paper and water usage in Council facilities and events through education.	On Track	75.00%	<p>Ongoing action. Ongoing educational activities. Recent kerbside bin audits are to inform future recycling educational activities. A recently developed educational video is to be distributed to promote the correct use of the organics bin.</p>
3.1.3.2 Protect and increase native vegetation corridors in our natural reserves and waterways.	On Track	60.00%	<p>This year to date we have planted over 9000 indigenous trees, shrubs and ground overs, across riparian corridors.</p>
3.4.2.3 Ensure that access and use of our waterways balances water preservation and health.	On Track	60.00%	<p>Council runs Waterwatch program on behalf of North East Catchment Management Authority (NECMA.)</p>
3.1.1.1 Support and assist community groups to undertake conservation projects.*	On Track	50.00%	
3.1.1.2 Collaborate with the community to adopt sustainable building and living practices	On Track	50.00%	<p>Supporting &amp; assisting Wangaratta Landcare &amp; Sustainability with Future Now display that will be held in library - Education display &amp; student projects with Wangaratta Landcare &amp; Sustainability.</p>
3.1.1.3 Support the community to understand the importance of natural areas and biodiversity	On Track	50.00%	<p>Supported event for Landcare leaders in using 'Condition of Vegetation Rapid Assessment Monitoring (COVRAM)' to assist with biodiversity monitoring. Promoted Aussie Bird Count &amp; Frog ID weeks (citizen science.)</p>
3.1.2.1 Enhance urban vegetation corridors for environmental, recreational, and aesthetic benefit to the community.*	On Track	50.00%	<p>Tree planting and replacement ongoing. Next planting season starting in May - weather permitting. Watering program being reviewed to ensure success of new plantings.</p>
3.2.1.4 Explore feasibility of commercial options to divert materials from waste and recycling streams.	On Track	50.00%	<p>RCoW have commenced discussions with:</p> <p>NE-Health to trial organics collections from local health facilities (forecast 12.4 tonne per annum) bins to be delivered in January 2024.</p> <p>JJ Richards (front lift trucks) to facilitate acceptance of bulk Food Organics Garden Organics (FOGO) materials.</p>
3.2.4.1 Divert organic waste from landfill to produce compost.	On Track	50.00%	
3.3.1.1 Explore opportunities to be leaders in adapting to the impacts of climate change.	On Track	50.00%	<p>Sustainability Steering Group meeting regularly. Environment Sustainability Strategy (ESS) and ERP being implemented. Climate Adaptation Plan to be developed in 2024</p>
3.3.1.2 Promote local climate adaptation programs and opportunities through various media platforms and workshops.	On Track	50.00%	<p>Promote local climate adaptation programs and opportunities through various media platforms and workshops.</p>

	3.3.1.4 Support and facilitate the increased use of renewable energy throughout the community.	On Track	50.00%	Goulburn Murray Climate Alliance (GMCA) Projects - Neighbourhood Battery Investigation project with Central Victorian Greenhouse Alliance (CVGA) to facilitate a feasibility and business case study to install a neighbourhood (community) battery at WSAC. Supporting Indigo Power grant application for community battery at Showgrounds. Recharging Goulburn Murray project – working group looking at ways to develop a ‘bulk buy’ program for community across GMCA Council areas.
	3.3.2.4 Explore install of solar at Council facilities to increase the use of renewable energy.	On Track	50.00%	
	3.4.2.1 Improve water quality and riparian habitat connectivity with increased invasive species control and habitat restoration.	On Track	50.00%	Planting of indigenous plants along rivers and creeks reserves and invasive species control. Monitor water quality through the Waterwatch program.
	3.4.2.2 Work with our community to preserve and improve our waterways.	On Track	50.00%	Provide support to Waterwatch volunteers, provided training to community to learn how to monitor water quality using freshwater macroinvertebrates (Waterbugs.)
	3.4.2.4 Promote importance of our rivers and creeks to build community pride, care and protection.	On Track	50.00%	Actively promote our water ways and natural tracks and trails through social media and work with Local Landcare groups on various projects. Promoted Frog ID week (citizen science).
	3.1.2.2 Support developers to implement Environmentally Sustainable Design (ESD) principles	On Track	40.00%	Working with GMCA on Environmentally Sustainable Design (ESD) and planning team to imbed ESD when talking with developers.
	3.1.3.4 Incorporate traditional ecological knowledge into strategies and practices concerning the management of the natural environment.	On Track	40.00%	Site visit with Aboriginal Cultural Heritage Education to discuss using small mosaic burning as a tool to manage bush reserves and team working with Traditional Owners on Cultural Awareness event for 2024.
	3.3.1.3 Support sustainable agriculture initiatives, including soil health, carbon farming and improved water usage.	On Track	40.00%	Organising ‘Rachel’s Farm’ documentary screening – partnership with Ovens Landcare Network, Documentary is around restoring farmland health, food and climate, working with Sustainable King Valley to organise Autumn Harvest event that will focus on local food from sustainable agricultural practices.
	3.1.3.3 Create environments that protect from harmful UV radiation levels and minimise urban heat island effects.	On Track	35.00%	Central Business District (CBD) Plan consultant to be appointed shortly to increase tree canopy and vegetation in the urban centre.
	3.1.2.3 Identify and promote opportunities to use ESD in residential, industrial and commercial developments.	On Track	25.00%	Assessing planning permit applications against the requirements of the Wangaratta Planning Scheme. Referring relevant planning permit applications to the shared ESD advisor.
	3.1.2.4 Target investment of industries that contribute to the circular or zero-emissions economy.*	On Track	25.00%	Economic Development team promote the region and work with new businesses looking to set up in Wangaratta that are future facing.
	3.2.1.5 Introduce a third glass-only bin into the community.	On Track	20.00%	Implementation plan for the roll out of additional kerbside glass and expanded kerbside organics collection will be presented to Council in February 2024 including community comms/engagement plan. It is envisaged that services will commence in Q2 of 2024.
	3.3.2.3 Explore opportunities to reduce water usage in Council facilities.	On Track	20.00%	Ongoing measure to implement water saving opportunities.
	3.4.1.2 Incorporate sustainable stormwater management considerations into Council plans and infrastructure designs.	On Track	20.00%	Ongoing.
	3.2.3.2 Investigate the use of recycled or reclaimed products in Council’s road, pathway and capital works projects.	On Track	0.00%	
4. Expanding our Economy	4.1.3.3 Launch a new ‘Visit’ website to provide relevant, up to date travel content.	Complete	100.00%	Complete and regularly updated.
	4.2.5.1 Advocate with water regulators to ensure adequate water resources	Complete	100.00%	

4.3.1.1 Advocate for the provision of tertiary education opportunities that are in line with industry needs.	Complete	100.00%	
4.3.2.1 Support the establishment of a Regional Universities Centre in Wangaratta.	Complete	100.00%	
4.1.1.1 Promote the diverse tourism offering within the region, including cycle tourism, food and wine, and eco and nature-based tourism.	On Track	50.00%	Marketing Program - Visit Wangaratta - Cycling, walking and creative actives through social media and print.
4.1.1.2 Development of key tourism infrastructure, including the Ned Kelly Glenrowan Project and the actions within the King Valley Development Plan.	On Track	50.00%	Ned Kelly Discovery Hub - Successfully Launched, Prosecco Road Projects due for completion Jan 2024.
4.1.1.3 Deliver innovative and flexible visitor servicing options	On Track	50.00%	Visitor Services Strategy (VSS) set up at Ned Kelly Discovery Hub, Satellite Visitor stands set up in 5 townships.
4.1.3.2 Help provide an additional credible voice to promote RCOW as a destination.	On Track	50.00%	Invest Wangaratta - upgrades being completed to website and content, Visit Wangaratta website revamp.
4.2.1.2 Actively facilitate the attraction of new industries and businesses.	On Track	50.00%	Invest Wangaratta and work with Regional Development Victoria and Invest Victoria on opportunities.
4.2.1.3 Plan for the infrastructure to support the growth of key economic sectors	On Track	50.00%	Work with planning and strategic planning and outside agencies to ensure essential infrastructure is planned for into the future for traditional and developing industries.
4.2.2.1 Support business to innovate, value add, adapt and grow to changing needs across key sectors	On Track	50.00%	
4.2.2.2 Deliver programs and training that support our local business capacity and capability.	On Track	50.00%	Workshops in partnership with Small business Victoria - Unlocking Business Success with Google, Selling to government, Coffee catch-up initiative, "Startup Fusion": Startup & Business Advisory 'Speed Dating'.
4.2.2.3 Support the Board of the Wangaratta Livestock Exchange to further develop its services and to strengthen its long-term financial sustainability.	On Track	50.00%	The Wangaratta Livestock Exchange delivered a surplus for the 22/23 financial year. Sales in the second quarter have been positive to levels originally budgeted thanks to the better than anticipated rainfalls. A new General Manager has now been appointed and council extends it's gratitude to Andrea Nankervis who managed the transition of the WLE from council to operating more independently as a wholly owned subsidiary.
4.2.4.1 Support initiatives that promote innovation and entrepreneurial ideas.	On Track	50.00%	Partnership with Start Up Shake Up - "Startup Fusion": Startup & Business Advisory 'Speed Dating' event.
4.2.6.1 Understand the economic impacts for businesses and community following an adverse event.	On Track	50.00%	
4.2.6.2 Advocate for government assistance to support recovery from adverse events.	On Track	50.00%	Continue to work with Recovery agencies and be part of industry working groups on recovery Plans - Currently Owen Murray Drought Recovery Plan - Agriculture & Community.
4.3.1.2 Support education providers to better understand the educational needs of our community, and develop a collaborative strategy to address these gaps.	On Track	50.00%	Supporting education through forums of Country Universities Centre (CUC), North East Tracks LLEN (Local Learning Education Network.)
4.3.1.3 Work with education providers to ensure our young people are equipped with relevant employability readiness skills.	On Track	50.00%	
4.3.2.2 Support GOTAFE, North East TRACKS Local Learning and Employment Network and other education providers to address the skills and education needs within the region.	On Track	50.00%	Council staff support and advertise workshops and programs being run by GoTafe, NELLN, CUC Owens Murray and have participated in student/workforce days - hands on trade, working for council.
4.4.1.1 Review the CBD Masterplan actions and priorities in partnership with business and the community.	On Track	50.00%	Cross Council review - priorities for each Business Unit and Directorate to be confirmed.

5. Enhancing our Lifestyle	4.4.1.3 Implement the Wangaratta Central Activity Area Urban Design Framework.	On Track	50.00%	Urban Design Framework - Submitted to minister for approval.
	4.4.2.1 Support the region's Local Tourism Associations	On Track	50.00%	Council officers working with Local Tourism Associations (LTA's) on priorities for FY23/24.
	4.4.2.3 Continue to explore opportunities for rural economic development.	On Track	50.00%	Working with Agriculture Victoria, Invest Victoria and Global Victoria and discussing opportunities for expansion or new opportunities.
	4.1.2.1 Develop collateral and marketing campaigns that promote the municipality as THE place to visit.	On Track	30.00%	Photography campaign in planning phases to increase Council's asset library.
	4.1.3.1 Launch tourism marketing campaigns to promote the municipality as a place to visit.	Pending	30.00%	No planned activity until after March 2024.
	4.2.1.1 Ensure we have sufficient industrial and commercial land to attract new businesses	On Track	30.00%	Victorian Planning Authority (VPA) Project underway to review Green and Brown field sites for Industrial and Commercial land.
	4.4.1.2 Continue to deliver urban revitalisation projects within the CBD.	On Track	30.00%	Designing safe pedestrian options within the CBD.
	4.4.2.2 Continue to develop and deliver rural town infrastructure plans.	On Track	30.00%	
	4.2.3.2 Deliver programs and training to support small and medium enterprises	On Track	25.00%	Workshops in partnership with Small business Victoria - Unlocking Business Success with Google, Selling to government, Coffee catch-up initiative , "Startup Fusion": Startup & Business Advisory 'Speed Dating'.
	4.2.3.1 Implement the Better Approvals Program	On Track	0.00%	Council works with businesses to navigate any permits requirements.
	5.3.1.2 Advocate for free wi-fi throughout the CBD and rural tourism townships.	Complete	100.00%	
	5.3.1.3 Advocate for equitable access to the internet and mobile phone services	Complete	100.00%	
	5.7.1.2 Develop a Masterplan to improve the waterways and community infrastructure at Merriwa Park including the junction of the Ovens and Kings	Complete	100.00%	
	5.7.2.2 Plan and deliver significant play space destinations that cater for all abilities, including Apex Park and King Valley playgrounds	Complete	100.00%	Apex Park Parkour / Adventure Playspace complete. Playground upgrades in Carboor, Whitfield and Edi Upper. Whitfield Adventure Playspace opened in December 2023.
	5.1.3.4 Develop a Traffic Management Plan to improve vehicle traffic flow throughout the central business district, including both short-term and long-term solutions.	On Track	80.00%	Draft prepared for internal review.
	5.2.2.2 Organise the Wangaratta Australia Day ceremony and support rural communities to deliver local Australia Day events.	On Track	75.00%	The Events team successfully supported and delivered three wonderful events for Australia Day across the Rural City in January 2024. In particular the first Reflective Ceremony held at 7am with a focus on the difficult emotions that are attached to the day for first nations community members with around 200 people attending. At King George Gardens around 800 people gathered to acknowledge the Citizen of the Year, Young Citizen of the Year and Event or Project of the Year. Mitchell Avenue family fun day attracted around 400 people to enjoy roller skating, splash park, a market and free sausage sizzle. 15 rural events were also supported this year ranging from a community barbeque to acknowledging local achievers in our smaller communities. A review of the Australia Day policy and procedures will follow to ensure best planning and delivery for the 2025 events.

5.2.2.3 Continue to promote, recognise and celebrate NAIDOC week within our community	On Track	75.00%	National Aborigines and Islanders Day) NAIDOC week was held in July 2023 and was supported by the Events team for a 'Clothing the Gap' walk in partnership with Northeast Health Aboriginal Health team members, Dirrawarra Network and community members. The walk ended at the Victorian Aboriginal Child Care Agency (VACCA) Community NAIDOC week celebration. The RCOW Youth team screened the Last Daughter film, which was highly attended and enjoyed by the community, also celebrating NAIDOC week. Planning will begin in early 2024 for the July 2024 NAIDOC week.
5.4.1.2 Improve and grow our pathway network throughout residential areas	On Track	60.00%	Footpath recently installed along Scott Street. Targoora Park Shared path upgrades completed.
5.2.1.1 Increase the representation of our cultural story and history throughout our community and recognise its impact on our sense of place	On Track	50.00%	In this quarter the representation of our cultural story and history throughout our community has included discussions and an arrangement with the Wangaratta Historical Society of Councils commitment to the Marianne Gibson Quilt Room in the detailed design phase of the Creative Precinct Project.
5.2.1.2 Deliver projects with our indigenous and cultural groups to celebrate the diversity and history of our region	On Track	50.00%	Arts Culture, Events and Youth team members continue to support Dirrawarra and local traditional owners through grant submissions, committee meetings and planning for significant events in 2024. A reflective ceremony has been supported by the team and enabled through a Councillor briefing presentation for January 26 (Australia Day) Marmungan Rock continues to be a focus as a key act of reconciliation.
5.2.1.3 Develop a program that acknowledges the traditional names of local places, people, and landmarks	On Track	50.00%	This work forms part of Councils continued commitment to the RCOW Reconciliation Action Plan (RAP). The program has also partnered with the Community Recreation team to continue a review on the naming of landmarks, streets and places so that we can get a better understanding of gender equality, (women) and First Nations identities. A survey submission has been made to the State Gov Gender Equity department with further actions to be delivered in the 23/24 year.
5.2.1.4 Promote the recognition of our rich textile history and manufacturing heritage.	On Track	50.00%	<p>The Wangaratta Contemporary Textile Award continues to thrive, with sustained interest by textile practitioners nationwide and the Kyamba Foundation's generous investment, growing the acquisitive prize money to \$40,000. This growth has had a significant impact on both the calibre of the applicants as well as the status of the award ensuring it remains the most significant textile award in Australia.</p> <p>The ever-popular Petite Miniature Textiles exhibition is now open for entries with Guest Curator and previous Petite entrant, Susie Losch working with the gallery to bring together a comprehensive exhibition addressing the theme 'of the times'.</p> <p>Textile programming remains a priority with major exhibitions addressing contemporary textile innovation planned for 2024 and 2025 across Gallery 1 and 2. The program features weaving, tapestry, fashion design, textile sculpture and installation by artists including Liz Williamson, Julie Munro-Allison, Flossie Pietsch, Lillardia Briggs-Houston, Blake Griffiths, Fiona Currey-Billyard, WCTA winner Gillian Bencke, Hannah Gartside, Britt Salt and emerging textile artist Kate VM Sylvester.</p>
5.2.2.1 Deliver official Citizenship Ceremonies to welcome and celebrate new Australian citizens in our community.	On Track	50.00%	The following dates have been endorsed for Citizenship Ceremonies in 2024: Friday 26 January, Wednesday 13 March, Wednesday 8 May, Wednesday 17 July, Wednesday 18 September, Wednesday 4 December. As ceremonies cannot be held until the outcome of the Council elections is known, no dates are proposed for October/November.
5.4.1.3 Deliver pedestrian and cyclist improvements as outlined in the Walking and Cycling Strategy	On Track	50.00%	Promote inclusion of walking and cycling projects in planning, and preparing for review of strategy in Q3.

5.5.1.2 Showcase inspiring and thought-provoking visual art exhibitions at the Wangaratta Art Gallery.	On Track	50.00%	<p>Over the quarter, the Wangaratta Art Gallery program featured work by acclaimed modern and contemporary artists, bringing new ideas, thought-provoking concepts and creative expertise to our audience. In Gallery 1, Looking Glass brought together the work of two of Australia's foremost First Nations artists, Judy Watson and Yhonnie Scarce in a mesmerising exploration of Country, through glass, sculpture and painting. The Tucker Portraits highlighted painting and photography by one of Australia's most renowned Modernist artists, Albert Tucker (1914-99). The exhibition celebrated Tucker's significant portraiture practice giving insight into the life and loves of the artist with rare and intimate portraits of leading protagonists of the now famous Heide circle of artists. December saw the presentation of significant new work by local artists Andy Pye and Robert Hirschmann, in Beauty &amp; Fear, who both capture the landscape and skyscape of the North East Victoria region with dramatic expression.</p> <p>Gallery 2 and the WPACC Foyer Gallery showcased powerful and inspiring work by local and Victorian artists across media including textiles, painting, printmaking and photography.</p>
5.5.1.3 Advocate for the availability of accessible community creative exhibition spaces throughout our municipality	On Track	50.00%	<p>Stage 2 of the Creative Precinct Detailed Design project is currently underway, accessible community spaces is an integral part of the vision for this project. Advocacy continues through the Gallery 2 application program, regularly calling for expressions of interest and booked until 2025. This opportunity allows community groups and projects to apply, and propose to exhibit in a competitive community environment.</p>
5.5.2.1 Deliver a diverse and engaging annual program of events that caters to the needs of the community	On Track	50.00%	<p>Major events delivered throughout the 2023-2024 year and part of the annual program will be made up of New Years Eve, Summer in the Parks, The Ned Kelly Discovery Hub Community Event, the summer highlight of the Outdoor Ball and unique supported events like the Project 365, Reg Fest and many more that bring revenue and economic impact to the city.</p> <p>A highlight of the events season for this quarter was the community event Project 365 and Reg Fest which were well supported by locals and visitors along with the biggest party of them all for New Years Eve on 31st December with a crowd of 8,400+ and headlined by Chocolate Starfish.</p>
5.5.2.2 Actively engage young people in the performance arts through the provision of accessible projects and performances	On Track	50.00%	<p>The WPACC team continue to engage young people through the performing arts. The 2023 program observed a number of school theatre performances, including Galen College, Cathedral College, the Wangaratta Special School, local Dance Schools and more. WPACC continue to offer high calibre shows and performances for our local families, with the aim to inspire and engage our young people in the community. This quarter WPACC created and advertised for a Live production Traineeship in conjunction with the Arts Centre Melbourne providing a unique opportunity for a young person to gain valuable experience in the industry as well as obtain with Cert IV in Live Production.</p>
5.5.3.1 Investigate a unique, creative and cultural precinct in the centre of the city, that will deliver exciting and engaging programs for all residents and visitors.	On Track	50.00%	<p>Growing Regions Grant FUND EOI successful - Stage 2 grant submission has been completed and submitted.</p>
5.5.3.2 Facilitate the Wangaratta Museum project to manage the collections of historic and social significance to the region and community.	On Track	50.00%	<p>Continued support provided to the Wangaratta Historical Society and Museum. Meetings and discussions have occurred during this quarter with members of the committee regarding the detailed design requirements, quilt management and ownership of the Marian Gibson Quilt room in the Creative Precinct.</p>

5.5.4.1 Provide alternative events that engage young people in the library community	On Track	50.00%	Connections have been further built with Youth Services through a Youth Art Exhibition which was displayed in the teen space within the library.
5.5.4.2 Provide family friendly events that engage children in literacy and community-based interactions	On Track	50.00%	
5.5.4.3 Provide a collection of library material that meets community needs and industry standards.	On Track	50.00%	Collection management has been paramount with removal of dated material, improved methods of purchasing borrower requests and staff awareness of community trends.
5.5.4.4 Partner with the Wangaratta Digital Hub within the Library building to build digital literacy within the community.	On Track	50.00%	Although the Digital Hub management now sits with the Economic Development team, a strong partnership continues between the two services. The library purchased apple pens for use with Digital Hub iPads, expanding the resources available.
5.6.1.1 Deliver a diverse annual calendar of accessible community events throughout the municipality that provide opportunities for community members to connect	On Track	50.00%	See Action - 5.5.2.1
5.6.2.1 Support groups and clubs to deliver events to their members and the broader community	On Track	50.00%	The Events team are consistent in approval and support of these events, overseeing risk assessment plans, event applications, and providing many aspects of support and advice. The future needs of these groups will be captured via the Attractions and Events Strategy review. Consultation with community members and stakeholders took place in October & November to assist in identifying the future needs of community groups and sporting clubs to deliver events. Please also view SC.5.4.
5.6.2.2 Attract a range of conferences to the municipality.	On Track	50.00%	The WPACC service remains regionally competitive in this space as a venue and service provider. Q2 Conference Attendance – 2907. October - 21 x workshops, conferences and events held. November - 21 x workshops, conferences and events held including Alpine Valley Community Leadership Program (AVCLP) Graduation Ceremony and Wangaratta Festival of Jazz (WFOJ) Gala Ball Attendance figures include 150 for Festival of the Sacred Heart & 150 for Carraragarmungee PS. December - 11 x workshops, conferences and events held. Attendance figures include 350 for Wangaratta District Special School Christmas Concert.
5.7.2.1 Develop and maintain playgrounds throughout the municipality to ensure access to play for our children and families	On Track	50.00%	Draft Recreation and Open Space Strategy will look at this, and will revise playspace implementation strategy in Q4.
5.5.1.1 Deliver an engaging public art program that helps to make our city and rural communities more vibrant	On Track	40.00%	The Prosecco Road Public Art Project Stage 2 of the detailed design for the readvertised Oxley site has been decided and evaluation process and approvals are in place. These commissions have been funded by the State Government through Regional Development Victoria and are an important aspect of place making for the Prosecco Road Project delivery. The commissions are working closely with the community representatives on the Public Art Acquisitions Panel. Councillors have been presented and informed about the chosen work and how the selection has been made.  Additional partnerships have been established with the M2M Murray to Mountains Bike Trail enhancement project.
5.6.1.2 Plan for infrastructure in key strategic spaces that can facilitate the delivery of community-based events	On Track	40.00%	Future planning and identification of key spaces that can facilitate community-based events is under review as part of the Attractions and Events Strategy review. Consultation with community members and stakeholders took place in October & November to assist in identifying the future needs of community groups and sporting clubs to deliver events.



	5.1.2.1 Promote the availability of car share providers, and access to affordable and passive transport options within the community	On Track	35.00%	Planning underway to explore opportunities with current local service providers, bus companies and other providers such as Uber.
	5.7.1.1 Ensure planning for new and redeveloped community facilities incorporates universal design principles	On Track	30.00%	Ongoing.
	5.1.1.1 Advocate for train services and facilities to accommodate current and future passengers	On Track	25.00%	Advocacy is undertaken where possible with the state government.
	5.1.1.2 Identify and address public and community transport gaps throughout the North East	On Track	25.00%	Advocacy is undertaken where possible with the state government, using information found through engagement with our reference groups.
	5.1.1.3 Facilitate public transport routes, such as buses, within the city and rural areas	On Track	25.00%	Advocacy is undertaken where possible with the state government.
	5.2.1.5 Develop a Reconciliation Action Plan in partnership with our indigenous community	On Track	15.00%	Reconciliation Action Plan (RAP) is currently on hold due to the complexity in community consultation - a statement of commitment will be drafted in Q3.
	5.4.1.1 Expand the provision of street lighting throughout key pedestrian and cyclist routes	On Track	15.00%	Light up Wangaratta campaign identified key areas to further investigate.
	5.1.3.1 Review freight strategy to position our city as a major commercial and industrial centre	On Track	10.00%	Ongoing.
	5.6.1.3 Recognise and celebrate local volunteers through National Volunteer Week.	On Track	10.00%	Annual event to be held in Q4, planning to start in Q3.
	5.1.3.2 Identify funding for improvement of regional and local road network to boost the region's economy including the Benalla-Whitfield Road	On Track	0.00%	Advocacy document has been updated. Funding applications will be submitted when possible.
	5.1.3.3 Advocate for the upgrade of the Wangaratta-Whitfield Road.	On Track	0.00%	Advocacy document has been updated and aligned with Regional Roads Victoria (RRV) works programs.
6. Growing with Integrity	6.5.1.2 Support emerging community groups, clubs and activities within new neighbourhoods.	Complete	100.00%	Support new clubs with advice on governance, strategy and support where possible.
	6.5.2.1 Advocate for increased health, education, and community services to support population growth.	Complete	100.00%	
	6.4.2.4 Develop marketing campaigns that attract families and young people to move to the area.	On Track	70.00%	Economic Development team have been working with various health businesses to attract people to the region and Council are supporting this with the upcoming release of a tailored video attracting young professionals to the region.
	6.4.1.2 Work with local partners to ensure a collective approach to marketing the municipality for new residents.	On Track	60.00%	Ongoing work with tourism operators to promote the region.
	6.4.2.3 Deliver marketing and social media content that attract new residents and clearly positions Wangaratta as a great place to live and work.	Off Track	60.00%	Promotion for Wangaratta is focused on the Visit and Invest social media channels and there are various campaigns that are underway with the Economic Development team. Launching soon is a promotional video which has been a collaboration with medical businesses in Wangaratta to approach medical professionals to the region specifically.
	6.1.2.3 Work with State Govt and social housing providers to facilitate social housing projects.	On Track	50.00%	Part of Homes Victoria Forum.
	6.3.1.1 Ensure best practice biodiversity conservation in planning, project design and works.	On Track	50.00%	Council officers work with other Council departments to ensure their projects are considering best practice biodiversity conservation in planning, project design and works.
	6.5.1.1 Implement placemaking projects in new communities to engage residents, build connection and identify priorities.	On Track	50.00%	Continue to roll out placemaking and pitcher This! in communities.

6.5.2.3 Plan and deliver playgrounds, walking and cycling tracks and open spaces within emerging communities.	On Track	50.00%	Draft Recreation and Open Space Strategy looks to make recommendations on the continued planning and delivery of these spaces, following on from the established growth strategies. Currently open for exhibition, after draft was presented to Council in December 2023.
6.1.2.4 Explore opportunities to encourage affordable CBD housing development.	On Track	40.00%	Working with developers on a Social, Affordable and Key Worker Housing Project.
6.4.2.1 Develop collateral that promotes the unique characteristics and position of the municipality for investment.	Pending	30.00%	No planned activity until after March 2024.
6.4.2.2 Develop marketing which target and attract businesses for investment or relocation to the region.	Pending	30.00%	No planned activity until after March 2024.
6.1.1.1 Facilitate an integrated approach to the funding of infrastructure within the North West and South Growth areas through DCPs	On Track	25.00%	Implementing the Developer Contributions Plans for the North West and South residential Growth Areas.
6.1.1.2 Identify opportunities for residential land supply to accommodate future population growth.	On Track	25.00%	Funding received to investigate land supply. Implementing growth areas. Progressing the Low Density and Rural Residential Strategy.
6.1.2.1 Ensure sufficient land is available to accommodate a range of housing options.	On Track	25.00%	Implementing growth areas. Progressing the Low Density and Rural Residential Strategy work.
6.1.2.2 Encourage a variety of lot sizes in new residential estates.	On Track	25.00%	Assessing residential subdivision applications against the Wangaratta Planning Scheme. Working with applicants / developers to encourage a variety of lot sizes.
6.1.2.5 Facilitate a sustainable balance between growth and development, and the protection of existing agricultural land.	On Track	25.00%	Assessing relevant planning permit applications against to requirements of the planning scheme. Working with applicants to ensure planning permit applications address agricultural requirements.
6.2.1.2 Work with stakeholders to ensure sufficient open space and infrastructure is provided for future communities.	On Track	25.00%	Implementing growth areas planning. Require open space contributions as part of relevant planning permit applications.
6.3.1.2 Ensure future settlements are designed and located to consider the risks of climate changes including fire, floods, and other natural hazards.	On Track	25.00%	Applying the requirements of the Wangaratta Planning Scheme and seeking the views of relevant authorities as part of the planning permit application process.
6.4.1.1 Continue to develop and promote the Live Wangaratta website.	Off Track	25.00%	Review required of this website.
6.5.2.2 Ensure infrastructure and services are planned and delivered to support the health and wellbeing of new neighbourhoods.	On Track	25.00%	Implementing growth areas planning and the Wangaratta Planning Scheme.
6.2.1.1 Provide consistent technical advice to developers to ensure appropriate infrastructure standards are adhered to	On Track	20.00%	Ongoing.
6.2.2.1 Provide pre-application advice to customers to ensure development ideas are appropriate and can be facilitated.	On Track	0.00%	Council offers this service to all developers.
6.2.2.2 Provide an effective permit system that facilitates appropriate growth.	On Track	0.00%	This is dependent on resourcing and is subject to changes in the planning scheme.
6.2.2.3 Conduct an review to assess the potential to grow Council's building permit business.	On Track	0.00%	This review has been completed.
5.3.1.1 Support the use of technology for service provision for people of all abilities, including those living in small towns and isolated rural areas and multicultural communities	On Track	50.00%	Wangaratta Digital Hub - has now reopened and sustainable operational plan under review.

Applied filters: YearName is FY 23/24 QtrTitle is Q2 23/24				
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Category	Item Name	Status	Progress	Comment
1. Strengthening Our Leadership	1.1.3.2 Increase online access to Council services, processes and information.	Off Track	30.00%	Phase 2 of Optimo (software for events and recreational facility bookings and management) is currently being scoped. Revised plans required for implementation of the second phase also following some turnover in the Business Systems team.
	1.1.2.5 Train Councillors and staff in how to plan for and undertake deliberative community engagement.	Pending	0.00%	Update unavailable.
	1.1.3.1 Deliver the Customer Experience Strategy.	On Hold	0.00%	The project is on hold; scheduled to recommence in July 2024.
	1.2.3.3 Implement a Risk Assurance program.	Pending	0.00%	
2. Nurturing our Wellbeing	2.2.4.4 Finalise the Municipal Early Years Plan.	Pending	25.00%	Waiting for updated Kinder Infrastructure Services Plan (KISP) and Central Registration and Enrolment Scheme (CRES) data to be able to update the Municipal Early Years Plan (MEYP) with true data. Estimated time of arrival would be early 2024. MEYP to be fully reviewed, rewritten and submitted to Council for review.
	2.6.1.3 Preparation of a MoU with Goulburn-Ovens TAFE for use of their Wangaratta Regional Study Centre as an emergency relief centre option.	Off Track	25.00%	Gotafe have changed their position allowing use of Docker Street when needed - MoU to be revised to accommodate this.
	2.2.3.1 Develop our Rural City of Wangaratta Youth Strategy.	Pending	0.00%	The Youth Strategy is under discussion with the funding body at the moment. We will then go out to tender.
	4.1.3.1 Launch tourism marketing campaigns to promote the municipality as a place to visit.	Pending	30.00%	No planned activity until after March 2024.
4. Expanding our Economy	6.4.2.3 Deliver marketing and social media content that attract new residents and clearly positions Wangaratta as a great place to live and work.	Off Track	60.00%	Promotion for Wangaratta is focused on the Visit and Invest social media channels and there are various campaigns that are underway with the Economic Development team. Launching soon is a promotional video which has been a collaboration with medical businesses in Wangaratta to approach medical professionals to the region specifically.
6. Growing with Integrity	6.4.2.1 Develop collateral that promotes the unique characteristics and position of the municipality for investment.	Pending	30.00%	No planned activity until after March 2024.
	6.4.2.2 Develop marketing which target and attract businesses for investment or relocation to the region.	Pending	30.00%	No planned activity until after March 2024.
	6.4.1.1 Continue to develop and promote the Live Wangaratta website.	Off Track	25.00%	Review required of this website.

Category	Item Name	.	Actual YTD	Target YTD	Variance YTD	..	Actual Curr Qtr	Target Curr Qtr	Variance Curr Qtr	Comment
<b>1. Strengthening Our Leadership</b>	1.0.1 Survey - Informing the Community									This is an annual measure and will be collected at the end of 2023/24 financial year
	1.0.2 Survey - Consult and Engage									This is an annual measure and will be collected at the end of 2023/24 financial year
	1.0.3 Survey - Customer Service									This is an annual measure and will be collected at the end of 2023/24 financial year
	1.0.4 Survey - Decision Making in Interest of Community									This is an annual measure and will be collected at the end of 2023/24 financial year
	1.0.5 Survey - Lobbying on behalf of Community									This is an annual measure and will be collected at the end of 2023/24 financial year
	1.0.6 Decisions made at Closed Council Meetings	●	5.67%	4%	-42%	●	1.67%	4%	58%	During the period October - December 2023, one confidential item was considered at the Scheduled Council meeting in December 2023. The commencement of Scheduled Council meetings in 2024 start in February, hence no items are listed in January.
	1.0.7 Maintain Liquidity Ratio									This is an annual measure and will be collected at the end of 2023/24 financial year
	1.0.8 Days to Close CRMS	●	4.33	14	69%	●	4.33	14	69%	In December 2023 the average days to close a request was 3.
<b>2. Nurturing our Wellbeing</b>	2.0.1 Survey - performance of recreation facilities									This is an annual measure and will be collected at the end of 2023/24 financial year
	2.0.2 Increase in WSAC Visitation	●	1.67%	2%	0.33%	●	1.67%	2%	0.33%	People counter installed in Oct, accurate data can now be subtracted to understand rates and baselines.
	2.0.3 Domestic Animals Registration									This is an annual measure and will be collected at the end of 2023/24 financial year
	2.0.4 Food Safety Assessments	●	32%	50%	-36%	●	9%	25%	-64%	Assessments are on track for the year
	2.0.5 Childhood Immunisation									This is an annual measure and will be collected at the end of 2023/24 financial year

<b>3. Valuing Our Environment</b>	3.0.1 Survey - Performance on Environmental Sustainability									This is an annual measure and will be collected at the end of 2023/24 financial year
	3.0.2 Number of native plants planted annually									This is an annual measure and will be collected at the end of 2023/24 financial year
	3.0.3 Kerbside collection waste diverted from landfill	●	62.33%	65%	-4%	●	59%	65%	-9%	Kerbside collection waste diverted from landfill has been trending consistently
	3.0.4 Percentage of waste going to landfill									This is an annual measure and will be collected at the end of 2023/24 financial year
	3.0.5 Tonnes of compost produced from organic waste per year									This is an annual measure and will be collected at the end of 2023/24 financial year
	3.0.6 Minimum of 50% of Council used electricity sourced from renewable sources by 2025									This is an annual measure and will be collected at the end of 2023/24 financial year
<b>4. Expanding our Economy</b>	4.0.1 Increase in the number of overnight stays on pre-COVID results									This is an annual measure and will be collected at the end of 2023/24 financial year
	4.0.2 Increase on 20/21 Visit Wangaratta website visits									This is an annual measure and will be collected at the end of 2023/24 financial year
	4.0.3 Increase in Rail trail usage									This is an annual measure and will be collected at the end of 2023/24 financial year
	4.0.4 Wangaratta Livestock Exchange full year financial position									This is an annual measure and will be collected at the end of 2023/24 financial year
	4.0.5 Survey - Performance on business, community development and tourism									This is an annual measure and will be collected at the end of 2023/24 financial year
<b>5. Enhancing our Lifestyle</b>	5.0.1 Survey - Council performance on the condition of sealed roads									This is an annual measure and will be collected at the end of 2023/24 financial year
	5.0.2 Survey - Council performance on the condition of unsealed roads									This is an annual measure and will be collected at the end of 2023/24 financial year
	5.0.3 Reduction in customer requests for pathways per year									This is an annual measure and will be collected at the end of 2023/24 financial year
	5.0.4 Sealed local roads maintained to condition standards									This is an annual measure and will be collected at the end of 2023/24 financial year

	5.0.5 Number of attendees at the Wangaratta Art Gallery in 2021/2022	●	19814	15996	24%	●	9613	7998	20%	The Tucker Portraits closed and Beauty & Fear opened to positive response - "Stunning" "Powerful, full of gestural emotion" "I love Andy Pye" "Great juxtaposition of two eclectic artists" "I am thrilled by the colours and expressiveness of the paintings. I will take the impressions in my heart with me to Germany". Gallery 2 closed on 18 December to reopen in February 2024.
	5.0.6 Tickets sold through the Wangaratta Performing Arts and Convention Centre	●	14195	9252	53%	●	6135	4626	33%	8 performances held including 1 unticketed school concert
	5.0.7 Active library borrowers within the municipality	●	4.64%	14%	-67%	●	8.3%	14%	-41%	
	5.0.8 Survey - Council performance on community and cultural activities									This is an annual measure and will be collected at the end of 2023/24 financial year
	5.0.9 Survey - Council performance on appearance of public open spaces									This is an annual measure and will be collected at the end of 2023/24 financial year
6. Growing with Integrity	6.0.1 Annual number of building permits issued for new dwellings	●	65	75	-13%	●	31	37.5	-17%	This service is delivered by both council and the private sector
	6.0.2 Annual number of new residential lots released	●	70	75	-7%	●	46	37.5	23%	This is dependent on subdivision processes and then the release of land.
	6.0.3 Planning applications made within required time-frames	●	78.33%	82%	-4%	●	83.33%	82%	2%	This is dependent on resources and responsiveness of external parties.
	6.0.4 Planning Application processing days	●	76.67	55	-39%	●	61	55	-11%	This is dependent on resources and external responsiveness.
	6.0.5 Survey - Planning & Building permit satisfaction									This is an annual measure and will be collected at the end of 2023/24 financial year
	6.0.6 Population Growth									This is an annual measure and will be collected at the end of 2023/24 financial year
	6.0.7 Gross Regional Product									This is an annual measure and will be collected at the end of 2023/24 financial year
	6.0.8 Invest Wangaratta, Live Wangaratta Website									This is an annual measure and will be collected at the end of 2023/24 financial year

Applied filters:  
YearName is FY  
23/24  
QtrTitle is Q2 23/24



# Audit and Risk Committee Charter

Responsible Officer	Adoption Date	August 2020
Governance and Reporting Advisor	Approved By	Council
	Review Date	August 2024
Authorising Officer	Policy Type	Major Council Policy
Director Corporate Services		

## Statement and Purpose

This policy provides the charter for the Audit and Risk Committee as required by, and in accordance with, section 54 of the *Local Government Act 2020*.

## Scope

This policy applies to the Audit and Risk Committee appointed by the Wangaratta Rural City Council under section 53 of the Act.





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## Introduction

### 1. Authorising provision

The Audit and Risk Committee is appointed by the Wangaratta Rural City Council under section 53 of the Act.

### 2. Functions and Responsibilities

The functions and responsibilities of the committee are to:

- (a) monitor the compliance of Council policies and procedures with the overarching governance principles, and the Act and the regulations and any Ministerial directions; and
- (b) monitor Council financial and performance reporting; and
- (c) monitor and provide advice on risk management and fraud prevention systems and controls; and
- (d) oversee internal and external audit functions.

## Governance rules

The governance rules established by the Council apply to the committee unless otherwise modified by this charter.

## Constitution of the committee

### 3. Membership

#### 3.1 Members

- (1) The committee must comprise 5 members, including:
  - (a) 2 members who are councillors; and
  - (b) at least 3 and up to 4 other members who are not councillors and who are not members of Council staff (independent members).
- (2) Members must be appointed by the Council in accordance with the *Appointment to Committees of Council Policy*.
- (3) Independent members must collectively have expertise in financial management and risk and experience in public sector management.

#### 3.2 Remuneration

- (1) Independent members must be paid a fee for their membership of the committee.
- (2) The fee amount must be determined by Council resolution and reviewed annually.

- (3) The fee must be paid quarterly in arrears.
- (4) Councillors must not be paid a fee for their membership of the committee.

### 3.3 Induction of members

New and prospective members should be provided with access to the:

- (a) charter;
- (b) governance rules;
- (c) community vision;
- (d) financial plan;
- (e) asset plan;
- (f) council plan;
- (g) the most recent council plan performance report;
- (h) budget;
- (i) risk management policy & framework; and
- (j) the minutes of the most recent committee meeting.

### 3.4 Insurance and indemnity

Council must indemnify and keep indemnified each member of the committee, exercising any function or power on behalf of Council against all actions or claims (whether arising during or after the term of office or employment of that councillor or other member) in respect of any act or thing done or omitted to be done in good faith in the exercise or purported exercise of any function or power conferred on the committee or member of the committee under this or any other Act. Council's insurance policies shall cover members of the committee while engaged in the business of the committee.

## 4. Chairperson

- (1) The chairperson must be appointed by the committee by resolution.
- (2) The chairperson must be an independent member.

## 5. Terms of office

### 5.1 Councillors

Members who are councillors are appointed for a one-year term.

### 5.2 Independent members

- (1) Independent members may be appointed for a term of up to 3 years.
- (1) The terms of office of independent members may be arranged to avoid more than 2 independent members retiring at the same time.

- (2) An independent member may be appointed for up to 2 consecutive terms.

### 5.3 Chairperson

The chairperson may be appointed for a term of up to 2 years.

## Meeting procedures

### 6. Date, time, and place of meetings

- (1) The committee must schedule 5 meetings each year.
- (2) The determination of the dates of meetings must consider the functions and responsibilities of the committee, the business to be transacted and the timing of related Council meetings or audit activities.

### 7. Attendance

#### 7.1 Participation

Members may participate in meetings by attending in person, or by teleconference, or by video conference.

#### 7.2 Apologies and absences

Where a member does not attend 2 meetings within a 12-month period without sufficient reason or without an approved leave of absence, the member may be removed from the committee by Council resolution subject to the Council:

- (a) being requested to do so by the committee; and
- (b) providing the member with adequate notice of the request to remove the member;
- (c) giving the member the opportunity to explain the reasons for the absences; and
- (d) considering any reasons provided prior to making a decision.

#### 7.3 Quorum

A quorum for a meeting is at least 2 independent members and at least 1 councillor.

#### 7.4 Non-members may attend meetings

- (1) The Chief Executive Officer or nominee should attend all meetings except when the committee chooses to meet without management in attendance.
- (2) Members of Council staff who have authored a report on an agenda must attend the meeting that the agenda relates to in person or through a nominee.
- (3) Other members of Council staff may attend to support the committee and provide advice and information.

- (4) A representative of the internal auditor should attend all meetings.
- (5) A representative of the external auditor:
  - (a) should attend all meetings; and
  - (b) must attend meetings where the draft annual financial report and results of an external audit are on the meeting agenda.

## **8. Business at meetings**

### **8.1 Order of business**

Unless otherwise agreed with the chairperson the order of business for meetings should follow the example set out below:

- (a) welcome;
- (b) acknowledgement of traditional owners;
- (c) present, absent and apologies;
- (d) granting of leave of absence;
- (e) confirmation of minutes of previous meetings;
- (f) conflict of interest disclosure;
- (g) risk management reports;
- (h) fraud prevention report;
- (i) internal and external audit report
- (j) Council policy and procedure compliance report;
- (k) Council financial and performance reporting;
- (l) notices of motion;
- (m) notices of rescission;
- (n) urgent business;
- (o) foreshadowed items;
- (p) closure of meeting.

### **8.2 Annual work program**

- (1) An annual work program must be adopted at or before the last meeting each calendar year for the following calendar year.
- (2) The annual work program should set out a program of meetings, reports, internal audits, and committee activities including the timing of the committee annual committee performance assessment and biannual audit and risk reports to the Council.

## **9. Minutes**

- (1) Unconfirmed minutes must be provided in draft form within 2 weeks after the meeting.

- (2) Unconfirmed minutes must not be published on Council's website.
- (3) A report summarising the meeting content will be included in the agenda of the next practicable Council meeting.

## Functions and responsibilities

### 10. Risk management

- (1) The committee must monitor and provide advice on risk management systems and controls.
- (2) For the purpose of clause 10(1) monitoring processes may include:
  - (a) Reviewing significant strategic and emerging risks;
  - (b) Receiving reports on significant control failures;
  - (c) Monitoring major lawsuits;
  - (d) Reviewing compliance investigations;
  - (e) Monitoring the development and implementation of the risk management framework;
  - (f) Reviewing the risk profile and risk appetite annually.

### 11. Fraud prevention

- (1) The committee must monitor and provide advice on fraud prevention systems and controls.
- (2) For the purpose of clause 11(1) monitoring processes may include:
  - (a) Monitoring the development and implementation of the fraud prevention framework;
  - (b) Reviewing councillor expenses;
  - (c) Reviewing credit card expenditure;
  - (d) Receiving reports on major fraud incidents.

### 12. Internal and external audit

- (1) The committee must oversee internal and external audit functions.
- (2) For the purpose of clause 12(1) oversight processes may include:
  - (a) Facilitating discussion between the internal and external auditors to promote compatibility, to the extent appropriate, between their audit programs;
  - (b) Discussing the external audit strategy;
  - (c) Reviewing the interim management letter;
  - (d) Reviewing the final management letter;



- (e) Monitoring the status of external audit actions;
- (f) Recommending to the Chief Executive Officer the appointment of an internal auditor;
- (g) Endorsing the internal audit program;
- (h) Reviewing internal audit project reports;
- (i) Monitoring the status of internal audit actions;
- (j) Monitoring the status of committee meeting actions.

**13. Council policies and procedures**

- (1) The committee must monitor the compliance of Council policies and procedures with the overarching governance principles and with the Act and the regulations and any Ministerial directions.
- (2) For the purpose of clause 13(1) monitoring processes may include receiving reports on the level of compliance of major council policies and procedures with the overarching governance principles, the Act, the regulations, and Ministerial directions.

**14. Council financial and performance reporting**

- (1) The committee must monitor Council financial and performance reporting.
- (2) For the purpose of clause 14(1) monitoring processes may include:
  - (a) Reviewing the most recently reported financial statements;
  - (b) Reviewing the most recently reported council plan project status report;
  - (c) Reviewing the most recently reported council plan measures report;
  - (d) Review the annual financial statements and performance statement having considered implications of accounting standards, policies, and practices, processes used to make material accounting estimates, material adjustments arising from the external audit process and material variances from prior years.
  - (e) Recommending adoption of the annual financial report, financial statements, and performance statement to Council.

**Definitions**

Act	<i>Local Government Act 2020</i>
Agenda	A document containing the date, time and place of a meeting and a list of business to be transacted at the meeting



Associates of Council	Contractors working in-house, staff on exchange, members of Special Committees, members of Advisory Committees, volunteers, work experience students or graduate placements who perform work for Council as well as external suppliers and other contractors and subcontractors.
Chairperson	The chairperson of a meeting and includes an acting, temporary and substitute chairperson.
Chief Executive Officer	The person occupying the office of Chief Executive Officer of the Council, and includes a person acting in that office.
Committee	The Audit and Risk Committee established by the Council under section 53 of the Act.
Committee meeting	A meeting of the committee convened in accordance with the governance rules and includes a scheduled meeting and an unscheduled meeting.
Compliance investigations	Investigations conducted by the Independent Broad-based Anti-corruption Commission, Victorian Ombudsman, Victoria Auditor General's Office, Victoria Police, other regulatory authorities or by a monitor or commission of inquiry established under the Act.
Council	The Wangaratta Rural City Council comprised of elected councillors and led by the Mayor.
Council	The Rural City of Wangaratta, led by the Chief Executive Officer.
Councillor	A councillor of the Council.
Council meeting	A meeting of the Council convened in accordance with the governance rules.



Delegate	A member of Council staff to whom powers, functions and duties have been delegated by an instrument of delegation.
Independent member	A member of the committee who is not a councillor or a member of Council staff.
Major council policies and procedures	Policies and procedures which set out Council's position on an issue or set of issues to guide decision-making and the exercise of power in respect of decisions that impact on the lives and wellbeing of residents, ratepayers, visitors, and businesses. Examples may include policies regarding access to services, funding of capital works, allocation of community resources, allocation of Council grant funding, management of risks and policies related to councillors, councillor support arrangements, committees of Council and councillor conduct.
Major lawsuits	Lawsuits that that have a consequence rating of major or catastrophic and have a likelihood rating of likely or almost certain and that are not effectively transferred to a third party or parties.
Meeting	A Council meeting or a committee meeting.
Member	A member of the committee.
Minutes	The official record of the proceedings and decisions of a meeting.
Significant control failure	A failure of a control that has, or has the potential, effect of changing a consequence rating to major or catastrophic and a likelihood rating to likely or almost certain.
Significant strategic and emerging risk	Strategic and emerging risks assessed with a high or extreme risk rating.

## References

### Legislation

- *Local Government Act 2020*

### Internal policies

- Appointment to Committees of Council Policy

## Review

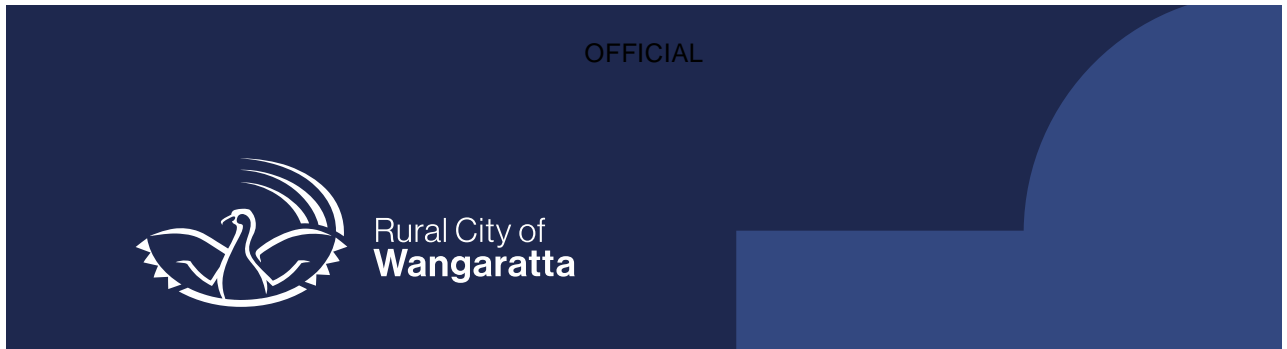
This charter must be reviewed by Council, and amended if necessary, at least once in each Council term.

## Rural City of Wangaratta Community Sport Fair Access Action Plan

The Fair Access Principles have been developed by the Office for Women in Sport and Recreation (OWSR), Sport and Recreation Victoria and VicHealth, in consultation with representatives from local government and the state sport and recreation sector. This action plan is based on six (6) principles of inclusivity, full participation, equal representation, encouraging and supporting user groups, and prioritising user groups committed to equality.

**This Action Plan should be read in conjunction with the Rural City of Wangaratta Community Sport Fair Access Policy**

Action Number	Actions to achieve progress	OWSR Principle	Timeframe	Responsibility	Indicator of Success
1	Audit signage in clubrooms, and support clubs to address imbalances	1	August 2024 – July 2025	Sporting Clubs Council support	Increased gender balance in signage in clubrooms
2	Audit all facilities and ensure bathrooms are accessible and provide amenities such as baby change tables and sanitary bins	1	August 2024-July 2025	Building owner	All bathroom facilities are provided with adequate amenities
3	Provide training and support for women and girls to become coaches and officials	2	July 2025-June 2026	Council funding Club implementation	Develop grant opportunities for women and girls to receive subsidised training
4	Consult with all facility and ground users prior to the season commencing to understand preferred training times of each user group	3	September 2024, and then every March and September annually	Council and club officials	All user groups have collaborated to share ground allocations
5	Support clubs to allocate training times based on consultation with user groups.	3	September 2024, and then every March and September annually	Council and club officials	Clubs consider requests of user groups from consultation and apply fair access lens when allocating training times
6	Promote social sporting opportunities within the LGA – expo, newsletter advertising, grant funding for equipment	3	Ongoing	Council and club officials	Participation in social sport opportunities increases for women and girls
7	Provide training opportunities for women and girls to develop board and leadership skills	4	July 2025-ongoing	Council	Increased representation of women on boards and in leadership roles
8	Provide bystander action training for sporting clubs who use Council grounds and facilities	5	August 2024 – June 2025	Council funding support Club implementation	Sporting clubs accessing council managed ground and facilities have completed Bystander Action Training
9	Support Community Asset Committees to adopt Council's Fair Access Policy, or develop their own	5	July 2024-ongoing	Council support and training where required	Community Asset committees have adopted Council's Fair Access Policy, or developed their own
10	Reviewed lease and ground hire costs for clubs who provide opportunities for women and girls to participate in their sport – including demonstrated commitment to implementing the actions within this plan	6	August 2025 - ongoing	Council	Clubs have reviewed lease and licence fees Actions within this plan are committed to and implemented by clubs



# Community Sport Fair Access Policy

Document Type	Major Council Policy
Department	Council-wide
Date of Council Endorsement	
Date for Review	
Responsible Officer	Manager Community Services
Authorising Officer	Director Community and Infrastructure
Version Reference Number	1.03 January 2024
SIM Reference Number	TBC

## 1. Statement and Purpose

The Community Sport Fair Access Policy (the Policy) seeks to identify and eliminate systemic causes of gender inequality in policy, programs, communications, and delivery of services in relation to community sports infrastructure.  
Rural City of Wangaratta will undertake take the necessary and proportionate steps towards implementation of the Fair Access Policy.

The Rural City of Wangaratta has an expectation that gender equality is considered and prioritised in all current and future planning, policy, service delivery and practice as they relate to community sports infrastructure.

2. Scope

The Policy enables effective and efficient integration of the requirements of the *Gender Equality Act 2020*, the *Local Government Act 2020* and the *Public Health and Wellbeing Act 2008* and other legislative frameworks.

The scope of the Policy is to support Rural City of Wangaratta to take positive action towards achieving gender equity in the access and usage of community sports infrastructure. This complies with the *Gender Equality Act 2020* and aligns with Municipal Public Health and Wellbeing Plans or Council Strategies:

Reform Agenda	Objectives
To support Rural City of Wangaratta to take positive action towards achieving gender equity in the access and use of community sports infrastructure	To build capacity and capabilities of Rural City of Wangaratta in the identification and elimination of systemic causes of gender inequality in policy, programs, communications, and delivery of services in relation to community sport and recreation. To ensure an effective place-based response for the gender equitable use and access of community sports infrastructure. To promote gender equality in policies, programs, communications, and services as they relate to community sports infrastructure.

For Rural City of Wangaratta, the Policy applies to community sports infrastructure with Council being the land manager and/or operator of the facility.

3. Background

The Victorian Government is committed to developing an environment for all Victorians to live in a safe and equal society, have access to equal power, resources, and opportunities, and are treated with dignity, respect, and fairness. A reform agenda has been developed to change the systems that have perpetuated gender inequality by designing an enduring structure that requires implementation and tracking of progress over time.

This reform agenda includes addressing the traditional structures and way community sport and recreation organisations operate through the implementation of all nine (9) recommendations from the *2015 Inquiry into Women and Girls in Sport and Active Recreation*.

This includes recommendation six (6):

*“...encourage facility owners and managers to review access and usage policies to ensure women and girls have a fair share of access to the highest quality facilities at the best and most popular times”*

and

*“facilitating a universal adoption of [policies, strategies and audit tools] will drive change further”*

## Community Sport Fair Access Policy 3

As a defined entity of the *Gender Equality Act 2020*, Rural City of Wangaratta is required to conduct Gender Impact Assessments (GIA) on all new policies, programs, communications, and services, including those up for review, which directly and significantly impact the public (*Gender Equality Act 2020*). The access and use of community sports infrastructure is an example of policy that has a direct and significant impact on the public.

## 4. Policy

### 4.1 Framework

The Policy is designed to comply with the *Gender Equality Act 2020*, and the wider Victorian Government gender equality strategy.

Rural City of Wangaratta acknowledges:

- a. the disadvantaged position some individuals have had in the sport and recreation sector because of their gender; and
- b. that achieving gender equality will require diverse approaches for women, men, trans and gender diverse people to achieve similar outcomes for people of all genders.

Rural City of Wangaratta will:

- engage fairly and equitably with all staff, governance working groups, state sporting organisations, regional sport assemblies (where applicable) and members of our sport and recreation community, regardless of their gender, in a positive, respectful, and constructive manner; and
- engage in the process of equity impact assessments to assess the implications for women, men, trans and gender diverse people of any planned action, including policies and communications. This is a strategy for making all voices, concerns and experiences, an integral dimension of the design, implementation, monitoring of policies and programs.

### 4.2 Fair Access Principles

The Fair Access Principles have been developed by the Office for Women in Sport and Recreation, Sport and Recreation Victoria and VicHealth, in consultation with representatives from local government and the state sport and recreation sector. This Policy and any resultant action plan are based on six (6) principles of inclusivity, full participation, equal representation, encouraging and supporting user groups, and prioritising user groups committed to equality.

1. Community sports infrastructure and environments are genuinely welcoming, safe and inclusive
2. Women and girls can fully participate in all aspects of community sport and active recreation, including as a player, coach, administrator, official, volunteer and spectator
3. Women and girls will have equitable access to and use of community sport infrastructure
  - Of the highest quality available and most convenient
  - At the best and most popular training times and locations
  - To support existing and new participation opportunities in a variety of sports
4. Women and girls should be equitably represented in leadership and governance roles

Community Sport Fair Access Policy 4

- 5. Encourage and support all user groups who access and use community sport infrastructure to understand, adapt and implement gender equitable access and use practices
- 6. Prioritise access, use and support to all user groups who demonstrate an ongoing commitment to gender equitable access and use of allocated community sport infrastructure

5. Roles and Responsibilities

Manager Community Services is responsible for implementing Rural City of Wangaratta’s Fair Access Policy. Management personnel, staff, volunteers, and stakeholders (for example SSAs and RSAs) at Rural City of Wangaratta have a shared responsibility to support the policy, as outlined in the table below.

Role	Responsibility
Local Government - CEO and Executive	<ul style="list-style-type: none"><li>•To promote a gender-aware and gender-responsive culture and community and championing the Fair Access Policy.</li><li>•To promote, encourage and facilitate the achievement of gender equality and improvement in the status of women and girls in sport and active recreation.</li></ul>
Local Government - Sport and Recreation Managers or similar	<ul style="list-style-type: none"><li>•Lead the review of sport and recreation policies and process</li><li>•Develop and adopt gender equitable access and use policies</li><li>•To communicate policy updates to all staff and members</li><li>•To monitor compliance and issues</li><li>•To promote, encourage and facilitate the achievement of gender equality and improvement in the status of women and girls</li><li>•Support the undertaking of Gender Impact Assessment and submission of progress reports as per the <i>Gender Equality Act 2020</i> obligations</li></ul>
Local Government – accountable Officer for the Gender Equality Act or similar	<ul style="list-style-type: none"><li>•Support the review of sport and recreation policies and processes</li><li>•Support the formal adoption process of gender equitable policies</li><li>•Undertake Gender Impact Assessment and submission of progress reports as per the <i>Gender Equality Act 2020</i> obligations</li></ul>
Local Government - Sport and Recreation Officers	<ul style="list-style-type: none"><li>• To communicate and educate sport and recreation infrastructure user groups and users.</li></ul>
Local Government – all staff	<ul style="list-style-type: none"><li>• To adhere to and communicate the policy when required.</li><li>• To attend training / awareness programs.</li></ul>



## Community Sport Fair Access Policy 5

## 6. Human Rights

This policy has considered and complies with the Human Rights and Responsibilities contained in the Victorian Charter of Human Rights and Responsibilities Act 2006.

## 7. Gender Impact Assessment

This policy has considered and applied Council's Gender Impact Assessment Template and satisfies the provisions established in the *Gender Equality Act 2020* (Vic).

## 8. Monitoring and evaluation

This policy and accompanying action plan (Rural City of Wangaratta Community Sport Fair Access Action Plan) will be reviewed periodically with internal and external stakeholders. This will be evaluated through half yearly reporting to Corporate Management Team meetings.

## 9. Definitions

### Committees of Management

For the purposes of this document, refers to committees appointed by the Department of Land, Water, Environment and Planning under the *Crown Land (Reserves) Act 1978* to manage recreation reserves where community sport training and games are held.

### Community Sports Infrastructure

Publicly owned local, rural, regional, or state level sport and recreation infrastructure operated and maintained primarily for the purpose of facilitating community sport activities, including sporting grounds, surfaces, facilities, and pavilions.

### Gender

How a person understands who they are and how they interact with other people. Many people understand their gender as being a man or woman. Some people understand their gender as a mix of these or neither. A person's gender and their expression of their gender can be shown in different ways, such as through behaviour or physical appearance.

### Gender diverse

An umbrella term for a range of genders expressed in different ways. Gender diverse people use many terms to describe themselves. Language in this area is dynamic, particularly among young people, who are more likely to describe themselves as non-binary.

### Gender equality

The equal rights, responsibilities and opportunities of women, men and trans and gender-diverse people. Equality does not mean that women, men and trans and gender diverse people will become the same but that their rights, responsibilities, and opportunities will not depend on their gender.

### Gender equity

The provision of fairness and justice in the distribution of benefits and responsibilities based on gender. The concept recognises that people may have different needs and power related to their gender and these differences should be identified and addressed in a manner that rectifies gender related imbalances.

Community Sport Fair Access Policy 6

**Equity Impact Assessment, or Gender Impact Assessment**

A requirement under the *Gender Equality Act 2020* to be carried out on policies, programs and services which have a direct and significant impact on the public. The assessment must evaluate the effects that a policy, program or service may have on people of different genders.

**Public land management groups**

For the purposes of this document, are the Committees of Management appointed under the *Crown Land (Reserves) Act 1978* and responsible for the management of recreation reserves where community sport training and games are held.

**Transgender, or trans**

Someone whose gender does not align with the one assigned at birth. Not all trans people will use this term to describe themselves.

**Women and girls**

Women and girls includes those who identify as a woman, or have lived experience of being a woman, including trans and gender diverse people

**10.References and Related Policies**

**Legislation**

- *Local Government Act 2020* (Vic)
- *Gender Equality Act 2020* (Vic)
- *Equal Opportunity Act 2010* (Vic)

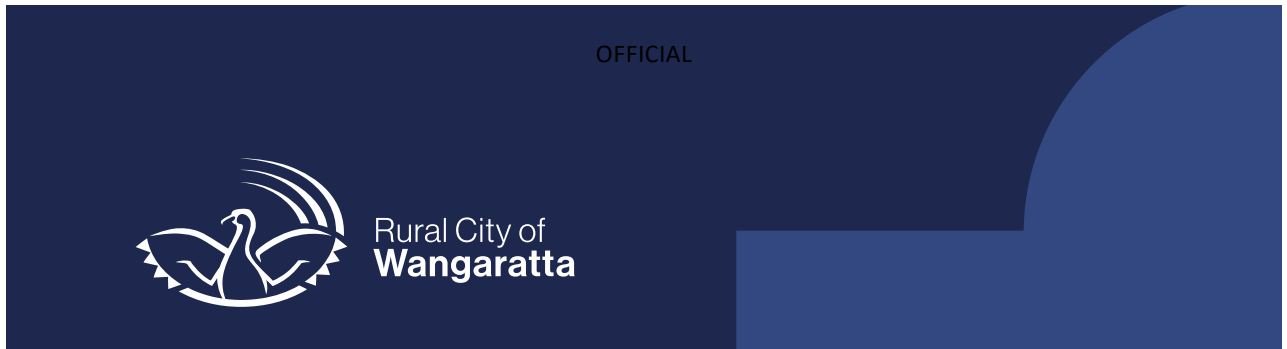
**Internal Policies**

- *Sports Facility Booking Policy* (2024)

**11.Review**

This policy will be reviewed every 2 years, or sooner if required under Government Legislation. The review will be led by Manager Community Services.

Version History		
Version Number	Date of change	Reasons for change
1.02	12/12/2023	Typing errors
1.03	15/01/2024	Listed name of Action Plan for reference Completed section 8 and 11 Updated definitions



# Community Sports Facility Booking Policy

Document Type	Major Council Policy
Department	Council-wide
Date of Council Endorsement	
Date for Review	
Responsible Officer	Manager Community Services
Authorising Officer	Director Community and Infrastructure
Version Reference Number	1.03 January 2024
SIM Reference Number	TBC

## 1. Statement and Purpose

This policy describes the considerations and principles for allocation of sporting fields and associated facilities for hire. The aim of the policy is to provide equitable, access and safe playing conditions for users while sustainably managing available sports facilities.

The objectives of the Sports Facility Booking Policy are:

- To provide a responsible, consistent, transparent and equitable process for the use of Council sports fields and associated facilities
- To provide agreed principles to prioritise use and management of sports fields and associated facilities managed and/or owned by Council
- To assist Council in the allocation of sports fields and facilities when competing requests are received
- To provide clear direction which is consistent with other Council policies, local laws and relevant legislation, affecting the use of sports fields and facilities, including the Rural City of Wangaratta Community Sport Fair Access Policy.

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- To ensure provision of adequate and timely maintenance activities to sustain quality sporting facilities for use by the community
- To provide guidance on establishing fees and charges for use and contributions for development
- To establish the expectations of respectful and positive interactions between users and Council as a condition of use

## 2. Scope

This policy applies to sports grounds and associated facilities located within the Rural City of Wangaratta municipality which are owned and/or directly managed by Council, and does not include Community Asset Committees (formerly S.86 Committees of Management).

## 3. Policy

### 3.1 Sustainability

- If, during the season, the condition of the field deteriorates, Council may, at its discretion, reduce the hours or cancel the access for a user group to use a field.

### 3.2 Facility Allocation

- Council will consider the following hierarchy for prioritising facility allocation:
  - Major Events - Council endorsed major events
  - Equity of access – Council will prioritise clubs and organisations who demonstrate a commitment to equitable access to facilities, by committing to implementation of the Rural City of Wangaratta Community Sport Fair Access Action Plan.
  - User groups with long term agreements with Council - established usage patterns will be considered in allocating access
  - Associations, schools and community groups
- All bookings are to go through Council's Community and Recreation Team and final approval will be made by the Manager Community Services.
- User groups who have been found to not meet the requirements of previous seasonal or casual booking agreements may have their booking requests declined

### 3.3 Eligibility to Hire Fields

- To be eligible to hire sports fields and associated facilities, user groups must provide proof of a current public liability policy with a minimum of \$20 million coverage.
- User groups must be able to show evidence of meeting legal requirements, including but not limited to:
  - Child Safe
  - Fair Play Code
  - Fair Access (demonstrated by commitment to implementation of the Rural City of Wangaratta Community Sport Fair Access Action Plan)
  - Consumer Affairs Registration

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oPublic Health (COVID-19)

**3.4 Seasonal Requests**

- Seasonal user groups are required to submit a new application for each season, using the Rural City of Wangaratta Booking Portal
- While previous booking patterns will be taken into consideration, user groups are not guaranteed confirmation of a booking based purely on historical use

**3.5 Temporary Ground Closure**

- Whilst decisions to close grounds are not taken lightly, Council reserves the right to close any sports field and/or facility, where required, to protect the playing surface, reduce risk to competitors and the public, to complete capital or maintenance works, in poor weather conditions or to allow rehabilitation of the ground after damage.

**4. Roles and Responsibilities****4.1 Council Officers will**

- Advertise ground bookings on Council website and through email
- Advise clubs of any clashes as soon as possible
- Work with clubs to reach the best possible arrangements
- Facilitate shared user group meetings where applicable
- Provide signed user agreements in a timely manner
- Keep internal bookings systems updated
- Send regular communications to seasonal user groups regarding future bookings
- Inform of ground closures as soon as the decision is made

**4.1 Community Sporting Clubs will**

- Complete seasonal applications within the advised timeline
- Submit casual bookings at least two weeks prior to requested date (exceptions apply for finals season and rescheduled events)
- Inform Council of any changes to regular bookings
- Work with shared users in a positive and supportive manner

**5. Breaches**

User groups found in breach of the policy may have their bookings cancelled

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## 6. Human Rights

This policy has considered and complies with the Human Rights and Responsibilities contained in the Victorian Charter of Human Rights and Responsibilities Act 2006.

## 7. Gender Impact Assessment

This policy has considered and applied Council's Gender Impact Assessment Template and satisfies the provisions established in the *Gender Equality Act 2020* (Vic).

## 8. Monitoring and evaluation

Appropriate provision of ground allocations will be monitored in an ongoing manner. The input of user groups and bookings staff will be used as an evaluation tool.

## 9. Definitions

### Community Sports Infrastructure

Publicly owned local, rural, regional, or state level sport and recreation infrastructure operated and maintained primarily for the purpose of facilitating community sport activities, including sporting grounds, surfaces, facilities, and pavilions.

### Community Sporting Clubs

Local, not-for-profit community organisations established for the primary purpose of participation in sport and recreation activities.

### Seasonal Agreements

Periodic agreements entered into by community sporting organisations and Council, to establish consistent training and match day access to community sport infrastructure

## 10. References and Related Policies

### Legislation

- *Local Government Act 2020* (Vic)
- *Gender Equality Act 2020*

### Internal Policies

- *Fair Access Policy (2024)*

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11.Review

This policy will be reviewed every 2 years, or sooner if required under Government Legislation. The review will be led by Manager Community Services.

Version History		
Version Number	Date of change	Reasons for change
1.02	12/12/2023	Rewording of 3.3 point 1 (public liability)
1.03	15/01/2023	Changed after feedback from Office for Women in Sport and Recreation Definitions added

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# Gender Impact Assessment Template

## What is a Gender Impact Assessment?

Gender Impact Assessments are a way of thinking critically about how a proposed policy, program or service might have different impacts or lead to different outcomes for people of different genders.

## When to use this template

Under the *Gender Equality Act 2020*, Council must undertake a gender impact assessment when developing or reviewing any policy, program, or service which has a direct and significant impact on the public.

Please refer to the **Gender Impact Assessment Framework** for more guidance on Gender Impact Assessments. Contact the Community & Recreation Team via [genderequity@wangaratta.vic.gov.au](mailto:genderequity@wangaratta.vic.gov.au) if you have any queries throughout the GIA process.

Responsible Officer:	Kirsty Branagan
Policy, Program or Service being assessed:	Fair Access Policy (Change Our Game)

## 1. Define the issues and challenge assumptions

The aim of this step is to challenge internal biases and assumptions and build an understanding of how issues of gender, cultural identity, race, ethnicity, ability, sexual orientation or identity, age and socio-economic background all shape how a policy, program or service might be used or experienced by different groups or individuals.

**Section 1: Define the Issue and your assumptions**  
*Define - the project (policy, program, project, service or strategy) you are working on and identify its reach and potential impacts on people of different genders and backgrounds*

1.	Type of initiative (select one)
	<input checked="" type="checkbox"/> policy <input type="checkbox"/> program <input type="checkbox"/> service <input type="checkbox"/> project <input type="checkbox"/> strategy
2.	Short description of the project & what issue it is aiming to address
	Equitable access to sporting facilities Policy changes at Council and club level
3.	Responsibility for this work
	Directorate: Community and Infrastructure Business Unit: Community Services



## Gender Impact Assessment Template 2

	Responsible Officer: Kirsty Branagan / Denise Pirko Manager: Ben Thomas
4.	Which of the gender sub-groups will be affected by your work? Will any be affected more than others?
	<input type="checkbox"/> Men / boys <input type="checkbox"/> Women / girls <input type="checkbox"/> Gender diverse people  Women and gender diverse people will be impacted more as the policy aims to increase their access to sporting facilities.
5.	What is the issue this policy, program, or service is aiming to address? Why is this needed?
	Currently male sports teams have higher participation rates, and greater access to sporting facilities. The program aims to create a policy where women and girls will have equal access.
6.	How is this policy, program, or service likely to have different impacts for people of diverse genders, age, ability, cultural identity, and sexual orientation?
	There is a risk that males will feel impacted negatively as they will feel that their access is reduced as female access increases. Females and gender diverse people will be positively impacted as their opportunity to participate in organised sport will increase While the policy specifically focusses on equitable access for genders, there is likely to be additional impacts of other demographic groups experiencing increased opportunities, for example currently junior girls have limited opportunity to participate in previously male dominated sports such as AFL, so the overall junior sport participation levels may see an increase. It is hoped that the cultural change brought about by increasing equity in access to sports facilities will lead to more inclusive approaches across the board, thereby increasing participation opportunities for people of all genders, ages, cultural backgrounds, abilities and sexual orientations.
7.	What are the different needs from different people who access this project? <i>What sectors of the public will benefit from this project? Can you think of any sectors of the public that would be disadvantaged? Consider social roles and responsibilities as well as other intersections such as disability, cultural identities, age, gender identity and sexual orientation.</i>
	Females will benefit from increased access, where males may feel disadvantaged due to a perceived reduction in their access. There may be sectors of the community who feel that changes to the status quo will impact negatively on their opportunities.

	<p>Sporting clubs and facility managers will need support to review and audit current practices and implement changes to ensure equity.</p> <p>Members of the public experiencing intersectionality should benefit from the cultural change brought about by an increase in inclusive policies and practices within sporting clubs.</p>
8.	<p>Will some people benefit more than others? What are those needs or benefits?</p>
	<p>Females will benefit the most, as the policy explicitly improves access to ensure equity. Others will benefit through the incidental improvements to cultural attitudes and behaviours brought about by increased awareness of the needs of all members of the community.</p>

**Section 2: Measure and Understand the Issue**

**Measure - what data or information can you collect to understand the potential impacts on different genders? Are there stakeholders you need to identify or consult to gain an understanding?**

<b>9.</b>	<p>What information is available to understand who is likely to be affected by the policy, program or service?</p> <p><i>Is there any information available to help you understand the potential uptake and impacts of this policy, program, or service on people of diverse genders, age, ability, cultural identity, and sexual orientation?</i></p> <p><i>Has any previous consultation with stakeholders been undertaken? What data is available via desktop research?</i></p>
	<p>The Fair Access Policy Framework provided by the Victorian Government</p>
<b>10.</b>	<p>What did the research and evidence tell you?</p> <p><i>(If you cannot find any relevant data, can you work out a way to obtain it now or in the future?)</i></p>
	<p>The Fair Access Policy Framework presents data around the benefits of policy development for equitable access, including the increase in participation by women when there is an opportunity to access facilities which are welcoming and inclusive.</p> <p>At an LGA level, we have some data around female participation during 2022, and will be able to use this to measure increases with the introduction of this framework. In developing the policy, we will source information around the percentage of ground time currently available to women and all ability participants, through consultation with sporting clubs.</p>
<b>11.</b>	<p>Have you heard from all groups that will be impacted by the project?</p> <p><i>Who have you not heard from that you need to consider? How could you get input or information from that group? How can you engage that group or sub group?</i></p>
	<p>While groups are aware of the policy changes through general information provided by both Council and the Victorian Government, more consultation and engagement is needed as the project progresses.</p> <p>Activities such as facility audits will enable discussions to be targeted and specific to the needs of the groups in our LGA.</p> <p>Consultation with members of hard to reach communities (eg. Gender diverse, culturally diverse, all abilities) is also necessary, to ensure that the policies are created in a way which leads to lasting beneficial changes. This will need to be widely advertised through partner organisations who interact with people from these communities.</p>
<b>12.</b>	<p>Considering the gender impacts and the information gathered, what possible solutions are there, and what are the costs, benefits, and risks?</p> <p>For each proposed solution describe the proposed changes to the project, identify the potential benefits and costs, and assess the overall gender impact – do the benefits outweigh the costs or vice versa?</p>

## Gender Impact Assessment Template 5

<b>Positive gender impact:</b>	<b>Negative or neutral gender impact:</b>
<p><i>Considers gender norms and roles for people of different genders and how they affect access to and control over resources.</i></p> <p><i>Promotes the reduction or elimination of existing gender gaps.</i></p> <p><i>Addresses the causes of gender-based health inequities, including prevention of violence against women, girls and gender diverse people.</i></p> <p><i>Includes ways to transform harmful gender norms, roles and relations.</i></p>	<p><i>Perpetuates gender inequality by reinforcing unbalanced norms, roles and relations.</i></p> <p><i>Privileges men over women and gender diverse people, or vice versa.</i></p> <p><i>Ignores differences in opportunities and resource allocation for people of different genders.</i></p> <p><i>Does not consider issues of intersectionality.</i></p>

	<b>Proposed Solution</b>	<b>Potential Benefits</b>	<b>Costs and Risks</b>	<b>Gender Impact</b>
1	Engagement with current participants of all genders	<ul style="list-style-type: none"> <li>Finding out what works currently</li> <li>Finding out where improvements are needed</li> </ul>	<ul style="list-style-type: none"> <li>Backlash from males who feel their access is being impacted</li> <li></li> </ul>	Positive Negative Neutral
2	Supporting clubs to complete policy reviews and facility audits	<ul style="list-style-type: none"> <li>Gaining accurate data around the current state of play</li> </ul>	<ul style="list-style-type: none"> <li>Discovering issues which require costly and intensive reparation (both cultural and physical)</li> </ul>	Positive Negative Neutral
3	Ensuring consultation incorporates intersectionality – gender diverse, cultural, age, ability – as well as people who are not currently participating in organised sport	<ul style="list-style-type: none"> <li>Gaining insight into the needs of all groups</li> <li>Receiving information around why people are not currently participating in organised sport</li> </ul>	<ul style="list-style-type: none"> <li>If not done thoroughly, groups and community members may be missed and therefore not represented in the policies.</li> </ul>	Positive Negative Neutral

**Section 3: Recommendations**

**Analyse and Improve - based on your research, what solutions or recommendations are proposed to ensure the initiative addresses the needs of different genders and promotes gender equality? Consider your proposed solutions and explain how your final recommendations meet the needs of person of different genders and/or intersectionality.**

<b>Recommendation</b>	<b>Justification</b>
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Gender Impact Assessment Template 6

1	Extensive consultation, ensuring input across gender, culture, age and ability	The policy aims to support equity of access. We must consult widely to determine what that looks like in practice.
2	Support clubs and make use of resources such as Office for Women in Sport and Recreation, and Sport North East, as the policy is developed and implemented	In order to have successful, impactful change we need buy in from clubs and community.
3		

## Gender Impact Assessment Template 7

**Finalising your assessment** provide a statement to acknowledge that a Gender Impact Assessment (GIA) has been completed and how this project conforms to the Gender Equality Principles as outlined in the Gender Equality Act 2020.

**GIA Acknowledgement Statement (to be copy & pasted into the original initiative document).**  
Provide a statement to acknowledge that the requirement for a Gender Impact Assessment (GIA) has been considered and how this project conforms to the Gender Equality Principles as outlined in the Gender Equality Act 2020:  
The Fair Access Policy has had a Gender Impact Assessment (GIA) completed and is compliant with the obligations and objectives of the Victorian *Gender Equality Act 2020*.

**Statement Reasoning (to be copy & pasted into the original initiative document).**  
In this section provide a short summary of why and how it is/was anticipated that this initiative could impact women, girls and/or gender diverse people differently and what modifications were/will be considered to address any potential negative impacts or to further strengthen neutral or positive impacts:  
  
This policy aims to address the inequity in access to community sports facilities. The implementation of the policy will have a positive impact on women and gender diverse people, however there may be push back from other community members which could have a negative impact. This assessment considers that consultation and education are key factors in ensuring the negative impacts are minimised, and the positive impacts are effective and long lasting.

<b>Author:</b>	Kirsty Branagan
<b>Date GIA completed:</b>	4/10/2023
<b>Reviewed and approved by:</b>	DPirko, Community and rec Coordinator
<b>Date reviewed and approved:</b>	4/10/23

Send your completed assessment to the Community & Recreation Team via  
[genderequity@wangaratta.vic.gov.au](mailto:genderequity@wangaratta.vic.gov.au)

**Community & Recreation Team Actions – Progress Reporting Requirements**

<b>Entered into GIA register:</b>	4/10/23
<b>3 month follow up scheduled:</b>	
<b>Notes:</b>	



This report has been prepared to document the statutory planning processing and assessment pursuant to the *Planning and Environment Act 1987 (the Act)*.

**WANGARATTA PLANNING SCHEME – OFFICER REPORT**

**PlnApp22/136**

**Two lot re-subdivision and variation of a restriction (“the Proposal”)**

**25 Pin Oak Drive WANGARATTA VIC 3677**

**Lot A PS701885W Vol 10762 Folio 957 and Lot 10 PS744667Q Vol 11833 Folio 512**

**KEY DETAILS**

Land owner	JR Dalton
Applicant	Jeffrey Ronald Dalton Oxley & Company
Consultant	Oxley & Company
Zone	LOW DENSITY RESIDENTIAL ZONE - SCHEDULE 1 PUBLIC PARK AND RECREATION ZONE
Overlays	Design & Development Overlay Schedule 6 (Area 3) Flood Overlay Land Subject to Inundation Overlay
Property ID	19191
Site inspection	The site was visited on 1/8/2023

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**PROPOSAL AND SITE DETAILS****Subject land**

- Lot 10/PS 744667 (25 Pin Oak Drive) is located on the north side of the Pin Oak Drive and 6660 square metres in size. The land is currently vacant. The access to the site is from Pin Oak Drive.
- Lot A/PS 701885 is a long narrow allotment, bounded by the One Mile creek to the west and abutting the rear of properties in Pin Oak Drive and Tathra place to the east. The lot is 5.87 Hectares and contains the riparian zone of the One Mile creek. The site is accessed from Tathra place.

**Surrounding area**

- The land is located in the Low Density Residential Zone of the Wangaratta Planning Scheme.

**Proposal**

- The proposal is for a 2 lot resubdivision of the land and to vary a restriction on title (Lot 10/PS744667) which specifically relates to the building envelope which exists on the title to the land.
- The restriction was created by Planning Permit 08-205a.01 and is contained over Lots 1-6 and Lots 8-14 within subdivision plan PS744667Q. The covenant provides following description:
- *“A building shall not be constructed on Lots 1-6 (B-I) and Lots 8-14 (B-I) within subdivision plan PS 744667Q outside the building envelope, (Shown below)”*
- The application to vary the building envelope proposes to increase the size of the building envelope to align with the revised declared flood levels ( FO & LSIO extent) in the Pin Oak Drive area.

The Wangaratta planning scheme Amendment C81, amended the floodway and land subject to inundation overlays in December 2021 in accordance with the recommendations of the Wangaratta Urban Waterways Flood investigation study 2017.

This change affected the proposed land. The land no longer floods in the way that the former mapping suggested. Therefore, it is proposed to change the building envelope to match the revised flood overlay and land subject to inundation overlay. The proposed building envelope is shown in the below Image 1.

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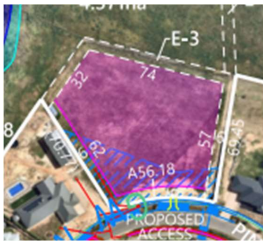


Image 1

- The application for Two lot re-subdivision proposes to reduce the size of lot A from 5.787 Ha to 2.082 Ha, and to consolidate the remainder of Lot A with the land at 25 Pin Oak Drive. 25 Pin Oak Drive would increase in size from 6660m<sup>2</sup> to 4.371 Ha. The proposed re-subdivision is shown below in Image 2.

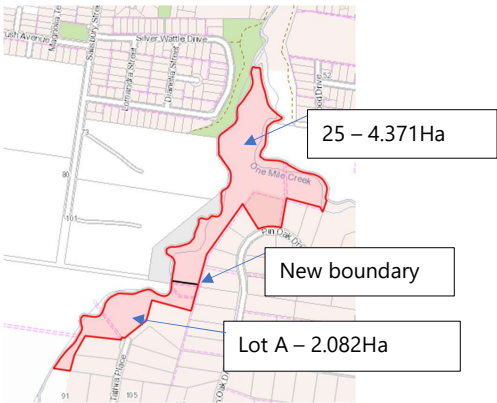


Image 2

**PLANNING CONTROLS & TRIGGERS**

Control	Clause(s)	Consideration
Zone	32.03 - Low Density Residential Zone – Schedule 1	A permit is required to subdivide land.
	36.02 - Public Park and Recreation Zone	A permit is required to Subdivide land.
Overlay	44.03 - Flood Overlay	A permit is required to subdivide land.  A permit may only be granted to subdivide land if the following apply:

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		The subdivision is the re-subdivision of existing lots and the number of lots is not increased
	44.04 - Land Subject to Inundation Overlay	A permit is required to subdivide land.
	43.02 - Design and Development Overlay – Schedule 6 (Wangaratta Aerodrome – obstacle Heigh Area 6)	A permit is required to subdivide land.
Particular Provisions	Clause 52.02 Easements, Restrictions and Reserves	A permit is required to vary or remove a restriction under Section 23 of the Subdivision Act 1988.

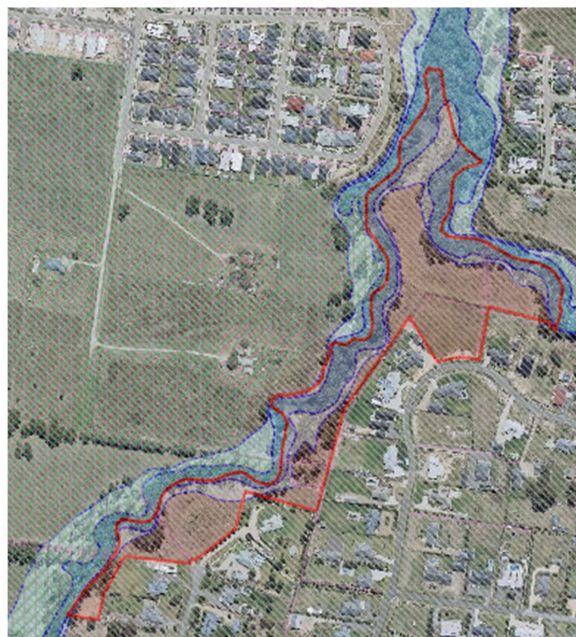
**Planning Scheme Mandatory Requirements**

- Deletion or variation of restriction on title



Zone Map - LDRZ & PPRZ

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Overlay Map  DDO  LSIO  FO

#### **Cultural sensitivity**

Pursuant to the *Aboriginal Heritage Regulations 2018*, a Cultural Heritage Management Plan (CHMP) is not required:

- the proposed development is an exempt activity or is a low impact activity as defined by the regulations.

#### **Restrictions on Title (Covenants, S173 agreements and easements)**

25 Pin Oak Drive - Lot 10 PS744667Q Vol 11833 Folio 512

The following restrictions are registered to the title:

- Covenant PS744667 Q
- Covenant AR266975 X
- Agreement section 173 *Planning and Environment Act 1987* AM918981Q
- Agreement section 173 *Planning and Environment Act 1987* AR041279A

AM918981Q - The restriction states:

It is now agreed

That the applicant, its successors and transferees and the registered proprietor for the time being of all the land designated as Lot C on Plan of Subdivision 519308D Parish of Wangaratta South being the land in the Certificate of Title Volume 10762 Folio 957 ("the land") covenants with Wangaratta Rural City Council that:

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- (a) No clearing of native vegetation is permitted on the subject land;
- (b) The responsibility of active management of the riparian zone in accordance with the Riparian Zone Management Plan is the responsibility of the owners of said lots;
- (c) No further subdivision of Lot A as to create additional lots and no dwellings on Lot A pursuant to NECMA condition 64; and
- (d) The Easement of Way (E-5) over Lot 6 in favour of Lot 7 must be removed once stage 2 has been completed to the satisfaction of the Responsible Authority.

AR041279A - The restriction states:

It is now agreed:

That the applicant, its successors and transferees, and the registered proprietor for the time being of all the land designated on a Lot C on Plan of Subdivision 519308D Parish of Wangaratta South being the land in Certificate of Title Volume 11833 folio 512 ("the Land") covenants that with Wangaratta Rural City Council that:

1. Water tanks

Except with the written consent of the Responsible Authority.

- a) any building constructed on a lot must be connected to a rainwater tank or a series of tanks having a combined minimum storage capacity of at least 22,500 litres;
- b) the required rainwater tanks must be installed prior to commencement of the use of their respective dwellings or as directed by the responsible authority whichever occurs first;
- c) the tanks must be equipped with a fixed outlet, 50mm in diameter, installed in a manner that ensures that reserve capacity of 11,250 litres will be restored automatically after each rainfall event;
- d) the combined discharge from fixed from the fixed outlet and tank overflow must be collected and conveyed by pipes to the nominated legal point of discharge;
- e) works prescribed by this agreement are to be completed to the satisfaction of the responsible authority
- f) each rainwater tank system will be maintained to the satisfaction of the responsible authority; and
- g) a duly appointed officer of the responsible authority will be allowed to inspect the rainwater tank system at mutually agreed times to ensure compliance with this Agreement.

PS744667Q – Restriction shown on the Plan of Subdivision

The restriction is as follows:

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CREATION OF RESTRICTION:

UPON REGISTRATION OF THIS PLAN THE FOLLOWING RESTRICTION IS TO BE CREATED;  
THIS RESTRICTION IS AUTHORISED BY RURAL CITY OF WANGARATTA PLANNING  
PERMIT No.PIN08-205a.01.

LAND TO BENEFIT: ALL LOTS ON THIS PLAN.

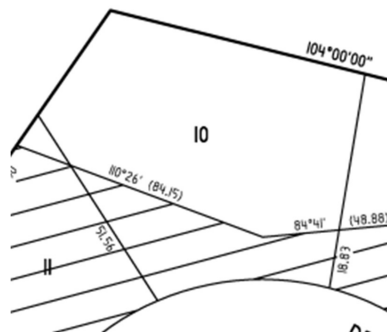
LAND TO BE BURDENED: ALL LOTS ON THIS PLAN.

DESCRIPTION OF RESTRICTION:

A BUILDING SHALL NOT BE CONSTRUCTED ON LOTS 1-6 (B.1) & LOTS 8-14 (B.1) WITHIN  
SUBDIVISION PLAN PS 744667Q OUTSIDE THE BUILDING ENVELOPE, (SHOWN BELOW).



BUILDING ENVELOPE



29A Pin Oak Drive - Lot A PS701885W Vol 10762 Folio 957

The following restriction is registered to the title:

- AM 918981Q

The restriction states:

It is now agreed

That the applicant, its successors and transferees and the registered proprietor for the time being of all the land designated as Lot C on Plan of Subdivision 519308D Parish of Wangaratta South being the land in the Certificate of Title Volume 10762 Folio 957 ("the land") covenants with Wangaratta Rural City Council that:

- No clearing of native vegetation is permitted on the subject land;
- The responsibility of active management of the riparian zone in accordance with the Riparian Zone Management Plan is the responsibility of the owners of said lots;
- No further subdivision of Lot A as to create additional lots and no dwellings on Lot A pursuant to NECMA condition 64; and
- The Easement of Way (E-5) over Lot 6 in favour of Lot 7 must be removed once stage 2 has been completed to the satisfaction of the Responsible Authority.

**Restrictions**

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The current re-subdivision proposal before Council also seeks to vary the restriction PS744667Q to alter the building envelope.

Other Covenants, Agreements and Easements are not affected by the current proposal.

#### **Special Water Supply Catchments**

The land is not within a declared Special Water Supply Catchment listed in Schedule 5 of the *Catchment and Land Protection Act 1994*.

#### **Agricultural versatility**

The land is within an urban setting – agricultural versatility is not a relevant consideration in this application.

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#### **REQUEST FOR FURTHER INFORMATION**

Pursuant to Section 54(1) of the Act, additional information was sought by Council during the assessment of the application.

The information sought was:

- Plan showing indicative future subdivision layout.
- A Land Capability Assessment

The applicant submitted the required information and satisfied the request.

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#### **APPLICATION HISTORY**

The applicant originally lodged two concurrent applications on the site.

- PInApp 22/136 - Two lot re-subdivision and variation of a restriction (the “Current Application”)
- PInApp 22/136A - Amend a Section 173 agreement (the “Concurrent Application”)

PInApp22/136A was to Amend section 173 agreement AM 918981Q (“the Agreement”) to “remove restriction C which precludes a dwelling on the lot and subdivision to create (sic) additional lots”

Restriction c in the agreement reads:

- (c) No further subdivision of Lot A as to create additional lots and no dwellings on Lot A pursuant to NECMA condition 64; and

Officers previously briefed Councillors on this proposal in November 2023. The applicant has since modified their original proposal by withdrawing PInApp 22/136A to Amend a Section 173 agreement and the consequential addition of a dwelling entitlement on the proposed Lot 2.

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**REFERRALS & PUBLIC NOTIFICATION****Referrals**

The application was referred to the following authorities:

Authority	Referral trigger(s)	Section and status	Response
North East Catchment Management Authority	44.06 (Dwelling in the BMO)	S55 – Recommending	No objection Subject to Condition*
North East Water	For Information only		No Objection

\* NECMA originally objected to part o of the Concurrent Application. The Current Application was re referred to NECMA who now advise that they have no objection conditions.

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**Internal advice (including verbal advice)**

Unit	Reason for advice	Response
Technical Services	Drainage & access	Conditional consent**
Environmental Health Department	Sewerage and Wastewater treatment	Conditional consent**

\*\* Conditional consent from Councils Environmental Health and Technical Services Departments included conditions relevant to the concurrent application and these conditions do not need to be included on a permit for the Current application.

Condition 6 in the referral response from Technical Services relates to finished surface levels of the building envelope, fencing requirements and warrants further discussion. Refer to Conditions Discussion below.

**Public Notice**

Public notice of both the original proposal and the current proposal was carried out by Council in accordance with Section 52 of the Act.

Notice was given in the form of:

Letters to adjoining and adjacent owners and occupiers.

A total of 5 objections were received in response to the original proposal which are considered later in this report.

No objections were received nor revised in response to the current proposal.

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**PLANNING CONSIDERATION****Planning Policy Framework**

The following clauses of the PPF are relevant to the assessment of this application:

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*Clause 11.01-1R Settlement-Hume.*  
*Clause 11.02-1S Supply of Urban Land*  
*Clause 12.03 Water bodies and wetlands*  
*Clause 13 Environmental Risks and Amenity*  
*Clause 14.02-2S Water quality*  
*Cause 15 Built Environment and Heritage*

#### **Local Planning Policy Framework**

The following clauses of the PPF are relevant to the assessment of this application:  
N/A

#### **Zone**

##### **Low Density Residential Zone – Schedule 1**

32.03

#### **Purpose**

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To provide for low-density residential development on lots which, in the absence of reticulated sewerage, can treat and retain all wastewater.

#### **Decision guidelines**

##### **Subdivision**

- The protection and enhancement of the natural environment and character of the area including the retention of vegetation and faunal habitat and the need to plant vegetation along waterways, gullies, ridgelines and property boundaries.
- The availability and provision of utility services, including sewerage, water, drainage, electricity, gas and telecommunications.
- In the absence of reticulated sewerage:
  - The capability and suitability of the lot to treat and retain all wastewater as determined by a Land Capability Assessment on the risks to human health and the environment of an on-site wastewater management system constructed, installed, or altered on the lot in accordance with the requirements of the Environment Protection Regulations under the *Environment Protection Act 2017*.
  - The benefits of restricting the size of lots to generally no more than 2 hectares to enable lots to be efficiently maintained without the need for agricultural techniques and equipment.

The relevant standards of Clauses 56.07-1 to 56.07-4. (Integrated Water Management)

##### **Public Park and Recreation Zone**

36.02

#### **Purpose**

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To recognise areas for public recreation and open space.
- To protect and conserve areas of significance where appropriate.

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- To provide for commercial uses where appropriate.

**Decision guidelines**

Before deciding on an application to use or subdivide land, construct a building or construct or carry out works, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- The Municipal Planning Strategy and the Planning Policy Framework.
- The comments of any public land manager or other relevant land manager having responsibility for the care or management of the land or adjacent land.
- Whether the development is appropriately located and designed, including in accordance with any relevant use, design or siting guidelines.

**Overlays****Land Subject to Inundation Overlay**

44.04

**Purpose**

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To identify flood prone land in a riverine or coastal area affected by the 1 in 100 (1 per cent Annual Exceedance Probability) year flood or any other area determined by the floodplain management authority.
- To ensure that development maintains the free passage and temporary storage of floodwaters, minimises flood damage, responds to the flood hazard and local drainage conditions and will not cause any significant rise in flood level or flow velocity.
- To minimise the potential flood risk to life, health and safety associated with development.
- To reflect a declaration under Division 4 of Part 10 of the *Water Act, 1989*.
- To protect water quality and waterways as natural resources by managing urban stormwater, protecting water supply catchment areas, and managing saline discharges to minimise the risks to the environmental quality of water and groundwater.
- To ensure that development maintains or improves river, marine, coastal and wetland health, waterway protection and floodplain health.

**Decision guidelines**

- Any local floodplain development plan.
- Any comments from the relevant floodplain management authority.
- The existing use and development of the land.
- The susceptibility of the development to flooding and flood damage.
- The effect of the development on river, marine and coastal health values including wetlands, natural habitat, stream stability, erosion, environmental flows, water quality, estuaries and sites of scientific significance.

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**Floodway Overlay**

44.03

**Purpose**

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To identify waterways, major floodpaths, drainage depressions and high hazard areas which have the greatest risk and frequency of being affected by flooding.
- To ensure that any development maintains the free passage and temporary storage of floodwater, minimises flood damage and is compatible with flood hazard, local drainage conditions and the minimisation of soil erosion, sedimentation and silting.
- To reflect any declarations under Division 4 of Part 10 of the *Water Act, 1989* if a declaration has been made.
- To protect water quality and waterways as natural resources by managing urban stormwater, protecting water supply catchment areas, and managing saline discharges to minimise the risks to the environmental quality of water and groundwater.
- To ensure that development maintains or improves river and wetland health, waterway protection and flood plain health.

**Decision guidelines**

- The local floodplain development plan or flood risk report.
- Any comments of the relevant floodplain management authority.
- The Victorian River Health Strategy (2002) and any relevant regional river health strategy and associated wetland plan.
- Any other matters specified in a schedule to this overlay.

**Design and Development Overlay-Schedule 6 (DDO6).  
Wangaratta Aerodrome-Obstacle height areas 1,2 and 3**

43.02

The objectives of the DDO6 are as below,

- To ensure that all buildings and works are within specified height limits.
- To ensure that appropriate external building materials are used, to avoid creating a hazard to aircraft flight paths in the vicinity of airport.
- To ensure that flight paths associated with airport are protected from the encroachment of inappropriate obstacles which may affect the safe and effective operation of the airport.

**Decision guidelines**

Before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- The Municipal Planning Strategy and the Planning Policy Framework.
- The design objectives of the relevant schedule to this overlay.
- The provisions of any relevant policies and urban design guidelines.

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- Whether the bulk, location and appearance of any proposed buildings and works will be in keeping with the character and appearance of adjacent buildings, the streetscape or the area.
- Whether the design, form, layout, proportion and scale of any proposed buildings and works is compatible with the period, style, form, proportion, and scale of any identified heritage places surrounding the site.
- Whether any proposed landscaping or removal of vegetation will be in keeping with the character and appearance of adjacent buildings, the streetscape or the area.
- The layout and appearance of areas set aside for car parking, access and egress, loading and unloading and the location of any proposed off street car parking
- Whether subdivision will result in development which is not in keeping with the character and appearance of adjacent buildings, the streetscape or the area.
- Any other matters specified in a schedule to this overlay.

**Particular provisions****Easements, Restrictions and reserves.****52.02****Purpose**

- To enable the removal and variation of an easement or restrictions to enable a use or development that complies with the planning scheme after the interests of affected people are considered.

**Decision guidelines**

Before deciding on an application, in addition to the decision guidelines in clause 65, the responsible authority must consider the interests of affected people.

**Integrated Water Management****56.07****Drinking water supply objectives**

To reduce the use of drinking water.

**Standard C22**

The supply of drinking water must be:

- Designed and constructed in accordance with the requirements and to the satisfaction of the relevant water authority.
- Provided to the boundary of all lots in the subdivision to the satisfaction of the relevant water authority.

**56.07-2****Reused and recycled water objective**

To provide for the substitution of drinking water for non-drinking purposes with reused and recycled water.

**Standard C23**

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Reused and recycled water supply systems must be:

- Designed, constructed and managed in accordance with the requirements and to the satisfaction of the relevant water authority, Environment Protection Authority and Department of Health.
- Provided to the boundary of all lots in the subdivision where required by the relevant water authority.

56.07-3

**Waste water management objective**

To provide a waste water system that is adequate for the maintenance of public health and the management of effluent in an environmentally friendly manner.

Standard C24

Waste water systems must be:

- Designed, constructed and managed in accordance with the requirements and to the satisfaction of the relevant water authority and the Environment Protection Authority.
- Consistent with a domestic waste water management plan adopted by the relevant council.

Reticulated waste water systems must be provided to the boundary of all lots in the subdivision where required by the relevant water authority.

56.07-4

**Stormwater management objectives**

To minimise damage to properties and inconvenience to residents from stormwater.

To ensure that the street operates adequately during major storm events and provides for public safety.

To minimise increases in stormwater and protect the environmental values and physical characteristics of receiving waters from degradation by stormwater.

To encourage stormwater management that maximises the retention and reuse of stormwater.

To encourage stormwater management that contributes to cooling, local habitat improvements and provision of attractive and enjoyable spaces.

Standard C25

The stormwater management system must be:

- Designed and managed in accordance with the requirements and to the satisfaction of the relevant drainage authority.
- Designed and managed in accordance with the requirements and to the satisfaction of the water authority where reuse of stormwater is proposed.

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- Designed to meet the current best practice performance objectives for stormwater quality as contained in the *Urban Stormwater - Best Practice Environmental Management Guidelines* (Victorian Stormwater Committee, 1999).
- Designed to ensure that flows downstream of the subdivision site are restricted to pre-development levels unless increased flows are approved by the relevant drainage authority and there are no detrimental downstream impacts.
- Designed to contribute to cooling, improving local habitat and providing attractive and enjoyable spaces.

The stormwater management system should be integrated with the overall development plan including the street and public open space networks and landscape design.

For all storm events up to and including the 20% Average Exceedence Probability (AEP) standard:

- Stormwater flows should be contained within the drainage system to the requirements of the relevant authority.
- Ponding on roads should not occur for longer than 1 hour after the cessation of rainfall.

For storm events greater than 20% AEP and up to and including 1% AEP standard:

- Provision must be made for the safe and effective passage of stormwater flows.
- All new lots should be free from inundation or to a lesser standard of flood protection where agreed by the relevant floodplain management authority.
- Ensure that streets, footpaths and cycle paths that are subject to flooding meet the safety criteria  $d_a V_{ave} < 0.35 \text{ m}^2/\text{s}$  (where,  $d_a$  = average depth in metres and  $V_{ave}$  = average velocity in metres per second).

The design of the local drainage network should:

- Ensure stormwater is retarded to a standard required by the responsible drainage authority.
- Ensure every lot is provided with drainage to a standard acceptable to the relevant drainage authority. Wherever possible, stormwater should be directed to the front of the lot and discharged into the street drainage system or legal point of discharge.
- Ensure that inlet and outlet structures take into account the effects of obstructions and debris build up. Any surcharge drainage pit should discharge into an overland flow in a safe and predetermined manner.
- Include water sensitive urban design features to manage stormwater in streets and public open space. Where such features are provided, an application must describe maintenance responsibilities, requirements and costs.

Any flood mitigation works must be designed and constructed in accordance with the requirements of the relevant floodplain management authority.

#### **65.01 Approval of an application or plan**

Before deciding on an application or approval of a plan, the responsible authority must consider, as appropriate:

- The matters set out in section 60 of the Act.

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- Any significant effects the environment, including the contamination of land, may have on the use or development.
- The Municipal Planning Strategy and the Planning Policy Framework.
- The purpose of the zone, overlay or other provision.
- Any matter required to be considered in the zone, overlay or other provision.
- The orderly planning of the area.
- The effect on the environment, human health and amenity of the area.
- The proximity of the land to any public land.
- Factors likely to cause or contribute to land degradation, salinity or reduce water quality.
- Whether the proposed development is designed to maintain or improve the quality of stormwater within and exiting the site.
- The extent and character of native vegetation and the likelihood of its destruction.
- Whether native vegetation is to be or can be protected, planted or allowed to regenerate.
- The degree of flood, erosion or fire hazard associated with the location of the land and the use, development or management of the land so as to minimise any such hazard.
- The adequacy of loading and unloading facilities and any associated amenity, traffic flow and road safety impacts.
- The impact the use or development will have on the current and future development and operation of the transport system.

#### **65.02 Approval of an Application to subdivide land**

Before deciding on an application to subdivide land, the responsible authority must also consider, as appropriate:

- The suitability of the land for subdivision.
- The existing use and possible future development of the land and nearby land.
- The availability of subdivided land in the locality, and the need for the creation of further lots.
- The effect of development on the use or development of other land which has a common means of drainage.
- The subdivision pattern having regard to the physical characteristics of the land including existing vegetation.
- The density of the proposed development.
- The area and dimensions of each lot in the subdivision.
- The layout of roads having regard to their function and relationship to existing roads.
- The movement of pedestrians and vehicles throughout the subdivision and the ease of access to all lots.
- The provision and location of reserves for public open space and other community facilities.
- The staging of the subdivision.
- The design and siting of buildings having regard to safety and the risk of spread of fire.
- The provision of off-street parking.
- The provision and location of common property.
- The functions of any body corporate.

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- The availability and provision of utility services, including water, sewerage, drainage, electricity and gas.
- If the land is not sewered and no provision has been made for the land to be sewered, the capacity of the land to treat and retain all sewage and sullage within the boundaries of each lot.
- Whether, in relation to subdivision plans, native vegetation can be protected through subdivision and siting of open space areas.
- The impact the development will have on the current and future development and operation of the transport system.

**Planning and Environment Act 1987**

**Section 52(1AA)** requires that all occupiers of land who benefits from the restrictive covenant must be given notice of the application.

**Section 60** requires that the responsible authority consider the following matters:

- (1) Before deciding on an application, the responsible authority must consider—
  - (a) the relevant planning scheme; and
  - (b) the objectives of planning in Victoria; and
  - (c) all objections and other submissions which it has received and which have not been withdrawn; and
  - (d) any decision and comments of a referral authority which it has received; and
  - (e) any significant effects which the responsible authority considers the use or development may have on the environment or which the responsible authority considers the environment may have on the use or development; and
  - (f) any significant social effects and economic effects which the responsible authority considers the use or development may have.

(1B) For the purposes of subsection (1)(f), the responsible authority must (where appropriate) have regard to the number of objectors in considering whether the use or development may have a significant social effect.

- (2) The responsible authority must not grant a permit which allows the removal or variation of a restriction (within the meaning of the Subdivision Act 1988 ) unless it is satisfied that the owner of any land benefited by the restriction (other than an owner who, before or after the making of the application for the permit but not more than three months before its making, has consented in writing to the grant of the permit) will be unlikely to suffer—

- (a) financial loss; or
  - (b) loss of amenity; or
  - (c) loss arising from change to the character of the neighbourhood; or
  - (d) any other material detriment—

as a consequence of the removal or variation of the restriction.

**Pre-Application Advice**

The applicant sought pre application advice prior to lodging these applications.

Council acknowledged that a changed circumstance on the land had occurred with a reduced extent of flood prone land. Council also acknowledged that it was yet to be determined if large parts of lot A are suitable for development given the land was of sufficient size to fit several lots meeting the minimum lot size of the low density residential zone of the land.

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Other issues raised included Road access, Minimising battle axe blocks, orderly subdivision, providing appropriate road frontages, reticulated sewerage capacity and that a piece meal approach to subdivision would not be accepted.

Council raised concerns regarding management of the riparian zone and protection of the One Mile Creek and also noted that the section 173 agreement presented an obstacle to any proposal and that the proposal may not be well perceived by existing residents who are party to the agreement.

#### **ASSESSMENT AGAINST PLANNING POLICY**

##### **Variation of a Restriction**

- The proposal is to vary a restriction on title (Lot 14 PS744667 and Lot 13 PS744667) to align with property boundary / easements and the revised declared flood levels in the Pin Oak Drive area.
- The existing drainage easement marked E3 is to remain on the land.

NECMA have advised that they have no objection Subject to the following condition:

- The amended envelope shall be constrained to land with an existing surface level above RL 148.4 m AHD

It is also considered unlikely that the owner of any land benefited by the restriction will suffer—

- (a) financial loss; or
- (b) loss of amenity; or
- (c) loss arising from change to the character of the neighbourhood; or
- (d) any other material detriment—

as a consequence of the removal or variation of the restriction.

It is considered appropriate to support a proposed change to the restriction / building envelope in line with the recommended condition from NECMA and their most up to date flooding advice.

##### **Re-subdivision:**

##### **S173 Obligations**

AM918981Q -requires “no further subdivision of Lot A as to create additional lots ...”.

The re-subdivision proposal is considered to be consistent with this restriction.

##### **Low Density Residential Zone (LDRZ)**

The LDRZ requires consideration as to how proposals for the use, development and subdivision of land provide for low-density residential development on lots which, in the absence of reticulated sewerage, can treat and retain all wastewater.

The proposed lots meet the 0.4 ha min lot size of unsewered lots (Proposed Lot 2) and 0.2 ha for sewerer properties (Proposed Lot 1). Each lot must be at least the area specified for the land in a schedule to this zone.

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For unsewered lots, the LDRZ requires consideration of lots the benefits of restricting the size of lots to generally no more than 2 hectares to enable lots to be efficiently maintained without the need for agricultural techniques and equipment. The unsewered Lot 1 is being reduced in size and is considered to meet this requirement.

The above discussion highlights that the proposed re-subdivision is generally consistent with the objectives of the relevant PPF and LPPF and is suitable for support.

#### CONDITIONS DISCUSSION

In addition to stand commencement and expiry conditions and NECMA referral conditions previously discussed, Clause 66.01-1 - Mandatory conditions for subdivision permits a permit granted to subdivide land in a manner that does not require referral under Clause 66.01 be included on any permit issued.

Councils Technical Services department recommends that the following condition be applied to protect future occupants of a dwelling on Lot 1

#### LAND SUBJECT TO INUNDATION

6. Prior to the issue of a statement of compliance / commencement of the use the permit holder must satisfy the Responsible Authority that:

- a. The finished surface levels of all building envelopes are 300mm above the peak water level in nearby waterways, floodways or water bodies in a 1% AEP rainfall or flood event.
- b. All fencing installed between the Lot and an adjacent waterway or area subject to inundation is of open construction and does not obstruct natural surface flows.

It is considered that requirement a. is duplication of the NECMA condition and should be omitted. Part b. should be included on any permit issued.

#### Consideration of submissions

A total of 5 objections was received, their grounds for objection and the Officer response is as follows:

Ground of objection:	Response:
<b>Objection from agreement beneficiary</b>	
<ul style="list-style-type: none"><li>• Additional traffic on Pin Oak drive and Elm Avenue</li><li>• Much of the estate does not have footpath, resulting in people walking, riding and playing on roads.</li><li>• Low number of properties and quiet lifestyle attracted them to the area.</li><li>• Precedent of further subdivision.</li></ul>	<p>The proposal would not generate any additional traffic on Elm or Pin Oak Drive.</p> <p>The proposal does not increase the properties in the estate.</p> <p>The proposal is unlikely to lead to further subdivision in the future owing to the Section 173 agreement restrictions.</p>
<b>Other Objectors</b>	

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Reliance upon the Section 173 agreement that restricts subdivision and dwellings on Lot A.	No longer relevant following the withdrawal of PlnApp22/136A
Fill Placed on the land (alleged illegally) and its effect on Flood levels	From an inspection of the site, it is unclear if fill has been placed on the land. The area is covered in grass and does not appear to be new fill at this point in time. The matter of fill placement raised by objectors is considered to be a historical matter that given it appears to be older than 12 months old, is outside the time period for a Planning Compliance investigation.
Protection of the Riparian Zone of the One Mile Creek	It is not considered that the current proposal has any significant impact on the riparian zone of the Once Mile Creek. Owners of Lots encumbered by the Section 173 agreement are responsible for the maintenance of the Riparian Zone in accordance with the Riparian Zone Management plan.
New Southern Growth area and effect of discharge to the Creek	These technical & engineering matters are taken care of during the course of the of land releases
Discharge from the proposed new dwelling on Lot A and its effect on flooding of One Mile Creek	No longer relevant following the withdrawal of PlnApp22/136A
Cumulative effect of Septic systems	No longer relevant following the withdrawal of PlnApp22/136A
Devaluation of surrounding properties	Property Value are not considered by the planning scheme and perceived loss or gain is considered to be speculative

These objections were received prior to the applicant's withdrawal of the concurrent application to Amend a Section 173 agreement. The withdrawal of the agreement application largely resolves Objector concerns.

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#### CONCLUSION

The application is consistent with the Wangaratta Planning Scheme and is suitable for support. All submissions have been considered but they are ultimately not strong enough to warrant a refusal of the application.

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#### RECOMMENDATION

**The Council issue a Notice of Decision to Grant a Permit in accordance with Section 64 (1) & (2) of the *Planning and Environment Act 1987*, and that the notice include the conditions set out in Appendix 1 below.**

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**Appendix 1 is below****Planner: Nadine Dowler – Principal Planner****Date: 30 January 2024****Appendix 1 – Proposed conditions****Commencement of Permit**

- 1 This permit will operate from the issued date of this permit.

**Endorsed subdivision plans – amended plans required**

- 2 Before the plan of subdivision is certified under the Subdivision Act 1988, plans must be approved and endorsed by the responsible authority. The plans must:
  - (a) be prepared to the satisfaction of the responsible authority
  - (b) be drawn to scale with dimensions and submitted in electronic form
  - (c) be generally in accordance with the plans forming part of the application, but amended to show the following:
    - i. The amended envelope in accordance with NECMA condition 5.

**Layout not altered**

- 3 The subdivision as shown on the endorsed plans must not be altered or modified (for any reason) except with the prior written consent of the Responsible Authority.

**Technical Services Condition****Land Subject to Inundation**

- 4 Prior to the issue of a statement of compliance / commencement of the use the permit holder must satisfy the Responsible Authority that:
  - (a) All fencing installed between the Lots and an adjacent waterway or area subject to inundation is of open construction and does not obstruct natural surface flows.

**NECMA Conditions**

- 5 Prior to Certification of the Plan of Subdivision and prior to commencement of works, an amended plan of subdivision to the satisfaction of the Responsible Authority and the Authority must be submitted to and approved by the Responsible Authority and the Authority. When approved, the amended plan will be endorsed and will then form part of the permit. The plans must be generally in accordance with the plans submitted with the application but modified to show:
  - (a) The building envelope for proposed Lot 1 constrained to land with an existing surface level above RL 148.4 m AHD.

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- 6 Prior to the Certification of the Plan of Subdivision the building envelope shown on the endorsed plan shall be shown as a restriction on the Plan of Subdivision, requiring that all future buildings (inclusive of sheds and outbuildings) shall be constructed only within the building envelope. The building envelope shall be recorded on the Register under the Transfer of Land Act 1958 in relation to the relevant allotment.

**Mandatory Two Lot Subdivision Conditions**

- 7 The owner of the land must enter into an agreement with:
- (a) a telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and
  - (b) a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.
- 8 Before the issue of a Statement of Compliance for any stage of the subdivision under the Subdivision Act 1988, the owner of the land must provide written confirmation from:
- (a) a telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the time; and
  - (b) a suitably qualified person that fibre ready telecommunication facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.
- 9 The owner of the land must enter into agreements with the relevant authorities for the provision of water supply, drainage, sewerage facilities, electricity and gas services to each lot shown on the endorsed plan in accordance with the authority's requirements and relevant legislation at the time.
- 10 All existing and proposed easements and sites for existing or required utility services and roads on the land must be set aside in the plan of subdivision submitted for certification in favour of the relevant authority for which the easement or site is to be created.
- 11 The plan of subdivision submitted for certification under the Subdivision Act 1988 must be referred to the relevant authority in accordance with Section 8 of that Act.

**Subdivision expiry**

- 12 This permit will expire if any of the following circumstances applies:
- (a) The plan of subdivision is not certified within two years of the original issue date of the permit.

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- (b) The registration of the subdivision is not completed within five years of the date of the plan of subdivision being first certified.

In accordance with section 69 of the Planning and Environment Act 1987, an application may be submitted to the Responsible Authority for an extension of the periods referred to in part (a) of this condition.

**Note:**

One Mile Creek (West Branch) is gazetted by the Authority to be a designated waterway under the Water Act 1989. A Works on Waterways permit must be obtained from the Authority in accordance with By-Law No 2014/01 Waterways Protection prior to commencing any works in, on or over designated waterways (such as landscaping, access crossings, storm water outlets, etc). Further information and an application form can be obtained from the Authority at: <http://www.necma.vic.gov.au/About-Us/Programs-Initiatives/Undertake-Works-on-Waterways>

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