



## *Yorke Peninsula Council*

### **NOTICE OF MEETING**

Notice is hereby given that the next ordinary meeting of Council  
will be held on Wednesday 13<sup>th</sup> August 2014,  
in the Council Chambers,  
57 Main Street, Minlaton commencing at 5.30pm

Andrew Cameron  
CHIEF EXECUTIVE OFFICER

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## **A G E N D A**

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|--------|---|
| ITEM 1 | <u>YORKE PENINSULA COUNCIL</u>                    |
| 1.1    | <u>Welcome by Mayor</u> – meeting declared opened |
| 1.2    | <u>Opening Prayer</u>                             |
| 1.3    | <u>Present</u>                                    |
| 1.4    | <u>Leave of absence</u><br>Nil                    |
| 1.5    | <u>Apologies</u><br>Nil                           |

1.6 Conflict of Interest

**CONFLICT OF INTEREST**

Elected Members are reminded of the requirements for disclosure by Members of direct or indirect pecuniary benefit or detriment and non-pecuniary benefit or detriment in accordance with Section 73 of the Local Government Act in items listed for consideration on the Agenda. Section 74 of the Local Government Act 1999 requires that Elected Members declare any interest and provide full and accurate details of the relevant interest to the Council prior to consideration of that item on the Agenda.

Each Member of a Council has a duty to vote at all meetings unless excepted by legislation.

The major exception being where a Member has a conflict of interest.

- 1.7 Minutes of previous meeting – for confirmation  
Council meeting held on Wednesday 9<sup>th</sup> July 2014 at 5.30pm  
Special Council meeting held on Wednesday 23<sup>rd</sup> July 2014 at 5.30pm  
Confidential Council meeting held on Wednesday 23<sup>rd</sup> July 2014 at 5.33pm

- 1.8 Motions on Notice  
Nil

- 1.9 Questions on Notice  
Nil

- 1.10 Questions without Notice

- 1.11 Petitions  
Nil

- |        |                                    |       |
|--------|------------------------------------|-------|
| ITEM 2 | <u>MAYOR</u>                       | Pages |
|        | 1. Monthly Report from Mayor Agnew | 4 - 5 |

- ITEM 3 COUNCILLORS' REPORT  
Nil

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|--------|----------------------------------|--------|
| ITEM 4 | <b><u>INFORMATION AGENDA</u></b> | Page 6 |
|--------|----------------------------------|--------|

- 4.1 Items for exclusion

- 4.2 Receipt of Information Reports

- |     |                                |         |
|-----|--------------------------------|---------|
| 4.3 | <u>Chief Executive Officer</u> | Pages   |
|     | 1. CEO Activities              | 7 - 8   |
|     | 2. YP Tourism Funding          | 9 - 10  |
|     | 3. Action Listing              | 11 - 14 |
|     | 4. SATC Marketing              | 15 - 20 |

- 4.4 Corporate and Community Services  
Nil

4.5	<u>Assets and Infrastructure Services</u>	Pages
	1. Construction and Maintenance Works	21 - 22
4.6	<u>Development Services</u>	
	1. Operations of the Development Assessment Panel	23 - 24
	2. Environmental Health Activity Report	25
	3. Inspectorial Activity Report	26 - 27
	4. Development Application Approvals	28 - 34
	5. Wastewater System Application Approvals	35 - 37
ITEM 5	<u>VISITORS TO THE MEETING</u> Edithburgh Progress Lease Public Consultation Outcome - Julie Doyle and Rhonda and Peter Dixon	
ITEM 6	<u>DEBATE AGENDA</u>	Page 38
6.1	<u>CHIEF EXECUTIVE OFFICER</u> Nil	
6.2	<u>CORPORATE AND COMMUNITY SERVICES</u>	
	1. Financial Report	39 - 40
	2. \$6m Debenture Loan Borrowings	41 - 42
	3. Minlaton Community Garden	43 - 63
	4. Edithburgh Progress Association public consultation	64 - 74
	5. Public Library Service Pilot Program	75 - 76
	6. Port Victoria CFS public consultation	77 - 78
	7. Request for Exemption from Waste and Recycling Charge	79 - 81
6.3	<u>ASSETS AND INFRASTRUCTURE SERVICES</u>	
	1. Memorial Bench Seat Fee	82
	2. Sign and Seal CWMS Ownership	83
6.4	<u>DEVELOPMENT SERVICES</u>	
	1. Proposed Stansbury Dry Area – New Years Eve	84 - 86
	2. Access Advisory Committee Meeting Minutes	87 - 93
ITEM 7	<u>GENERAL BUSINESS</u> Council has resolved that an Agenda Item “General Business” be included on the Council Agenda to enable members to raise matters of a minor nature for action by the Administration, or to call for reports.	
ITEM 8	<u>CONFIDENTIAL AGENDA</u>	94
	1. Waste and Recycling Service – Mr Honner	95
	2. Acquisition of Property	96
	3. CEO Performance Review	97 - 98
ITEM 9	<u>NEXT MEETING</u> Wednesday 10 <sup>th</sup> September 2014	
ITEM 10	<u>CLOSURE</u>	

## **MAYOR**

### **IA/ITEM 2**

#### **1. MONTHLY REPORT**

(File Ref:9.24.1.1)

#### **INTRODUCTION**

To keep Elected Members updated on Mayoral activities during the month of July 2014.

#### **RECOMMENDATION**

That the report be received.

#### **COMMENT**

9 <sup>th</sup> July	Monthly Council meeting.
10 <sup>th</sup> July	CEO Andrew Cameron and I met with Anthony Honner in the Principal Office Maitland.  Stansbury Progress Association Annual Dinner at Port Vincent.
13 <sup>th</sup> July	Claudia and I attended the extremely successful Petersville Hall Centenary Celebrations.
16 <sup>th</sup> July	Meeting with Wendy Campana, LGA CEO, Robyn Daly LGRS officer and CEO Andrew Cameron at LGA House.  Andrew and I joined several other Local Government representatives at a meeting with the EPA Board.  Attended the SAROC meeting at LGA House.
17 <sup>th</sup> July	LGA State Executive Meeting followed by a CLGR Executive Meeting both held at LGA House.
20 <sup>th</sup> July	Official Opening of the Black Point Boat Ramp with Minister Stephen Mullighan MP. A very special day for the Black Point community. Thanks to staff for arranging the marquee – it was very cold outside and for the catered afternoon tea.
22 <sup>nd</sup> July	Andrew and I met with YP Country Times owner Michael Ellis and Editor Aimie Price.  Meeting with SA Tourism Commission CEO Rod Harrex at Moonta.
23 <sup>rd</sup> July	Special Council Meeting and Elected Members Workshop.
25 <sup>th</sup> – 26 <sup>th</sup> July	Mayor's and Chairs Residential Seminar held at the Intercontinental Hotel North Terrace.
27 <sup>th</sup> July	Claudia and I were guests at the Rotary Club of Maitland handover luncheon held at the Golf Club Maitland.
30 <sup>th</sup> July	I conducted two Citizenship Ceremonies one at Minlaton in the Council Chambers at 3.00pm for two Minlaton citizens. (doctors)

Later Jackie and I travelled to Warooka where I conducted a Citizenship Ceremony for the wife of the Pharmacist in the Warooka Pharmacy at 5.30pm. They were very special ceremonies for both families.

<b>LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN</b>
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Not applicable.

<b>FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS</b>
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Not applicable.

# INFORMATION

# AGENDA

## **CHIEF EXECUTIVE OFFICER**

### **IA/ITEM 4.3**

#### **1. CEO ACTIVITIES REPORT** (File Ref:9.24.1.1)

##### **INTRODUCTION**

To keep Elected Members informed of other meetings and activities during the month of July 2014.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

2 <sup>nd</sup> July	Corporate Management Team meeting held at Minlaton. Minlaton Tool Box meeting – outside staff.
7 <sup>th</sup> July	Regional Development Australia – workforce planning and industry workshop.
9 <sup>th</sup> July	Monthly Council meeting.
10 <sup>th</sup> July	Along with Mayor Agnew we met with Anthony Honner at Maitland.  Stansbury Progress Association Annual Dinner held at Port Vincent.
16 <sup>th</sup> July	Meeting with Wendy Campana and Robyn Daly at LGA House.  Meeting with the EPA Board.
20 <sup>th</sup> July	Black Point Boat Ramp upgrade Official Opening by Minister Stephen Mullighan MP.
21 <sup>st</sup> July	Meeting with Mario Romaldi at the Maitland office.
22 <sup>nd</sup> July	Meeting with SA Tourism Commission CEO Rod Harrex held at Moonta. Meeting with Aimie Price and Michael Ellis owner YPCT.
23 <sup>rd</sup> July	Meetings with staff from all locations in relation to the building expansion project.  Special Council Meeting and Council workshop.
25 <sup>th</sup> July	LGMA Board Meeting in Adelaide.
28 <sup>th</sup> July	Meeting with representatives of the Maitland Catholic Church in relation to car park land.
31 <sup>st</sup> July	Road Inspection in Maitland with Roy Dick and Elected Members.  Meeting with Steven Griffiths and Roger Brooks in relation to various matters.  On site meeting with demolition contractor at Maitland.

Corporate Management Team meeting held at Maitland.

<b>LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN</b>
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Not applicable.

<b>FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS</b>
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Not applicable.



## **CHIEF EXECUTIVE OFFICER**

### **IA/ITEM 4.3**

#### **2. YORKE PENINSULA TOURISM** (File Ref:9.24.1.1)

##### **INTRODUCTION**

To update Elected Members on the changes to funding arrangements between Council and Yorke Peninsula Tourism.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

Correspondence has been received (copy attached) confirming the changes to funding arrangements for YP Tourism with the signing of the new funding agreement.

This information is provided for Elected Members information only.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Strategic Plan

Key Theme: Sustainable Communities

3. Our Economy

Strategic Goal: 3.1 Sustainable economic growth

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

An allocation for funding support for Yorke Peninsula Tourism is included in the annual budget.



YORKE PENINSULA TOURISM

Andrew Cameron  
Chief Executive Officer  
Yorke Peninsula Council  
PO Box 88  
MINLATON SA 5575

29<sup>th</sup> July 2014

Dear Andrew,

On behalf of Yorke Peninsula Tourism, I am writing to confirm that following changes to our funding partners, we have undertaken a review of our service delivery. As you would have seen in our draft business plan that we recently circulated, we have included the following clarification on page 4 and items within the action plan at the back:

*As of July 1<sup>st</sup> 2014, the District Councils of Barunga West, Mallala and Wakefield Regional Council are no longer funding partners. Given this, YPT delivery of service will focus predominantly on the District Council of the Copper Coast and Yorke Peninsula Council areas and we will only be funded to act as the 'local contact' to the SATC for the wider region.*

Over the period of the new funding agreement we will be undertaking a strategic review of our funding which will include a review of the use of our reserve funds.

Please don't hesitate to contact me if you would like to discuss this further, phone 0418 812 455 or email [rhd@adam.com.au](mailto:rhd@adam.com.au).

Yours Sincerely

A handwritten signature in blue ink that reads "Richard Davis".

Richard Davis  
Chair, Yorke Peninsula Tourism

CC Peter Harder - District Council of the Copper Coast

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## **CHIEF EXECUTIVE OFFICER**

### **IA/ITEM 4.3**

#### **3. ACTION LISTING REPORT** (File Ref: 9.24.1.1)

##### **INTRODUCTION**

To keep Elected Members updated on the status of the Action Listing.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

The Action List included in the Council Agenda each month will incorporate action items from Council along with the current status.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act 1999

Strategic Plan

Key Theme: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management

Strategic Goal: 2.4: Effective Risk Management

Yorke Peninsula Council's Risk Management Framework

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Important issues of legislative compliance and best practice risk management principles underpin Council's action list and the associated due dates.

# COUNCIL MEETING 13<sup>th</sup> August 2014

## Action List

Responsible Officer	Agenda Item Number	Task	Due Date	Status
Director Corporate & Community Services	10 <sup>th</sup> Aug 10 Item 20.4	Advise the Dept of Environment and Natural Resources that Council wish to Relinquish Care and Control of Crown Land Lot 88 Main Street Curramulka CR 5856/772	As soon as DEWNR responds	Underway - DEWNR advised, no response to date
9 <sup>th</sup> November 2011				
Director Corporate and Community Services	DA/CCS/R8	Organise for lease to be established for Yorketown Progress Association for the former Lions Clubrooms	As soon as Ministerial approval is granted	With Progress Association
14 <sup>th</sup> March 2012				
Director Corporate & Community Services	DA/CCS/R5	Organise for the long term leases for Price and Port Clinton Caravan Parks to be prepared	As soon as Ministerial approval is granted	Completed
13 <sup>th</sup> June 2012				
Director Corporate & Community Services	DA/CCS/R3	Sunbury Oval lease to be prepared and signed and sealed by Mayor and CEO	As soon as Ministerial approval is granted	Completed
12 <sup>th</sup> June 2013				
Director Assets & Infrastructure Services	DA/AIS/R2	Commence process to assume ownership and ongoing maintenance responsibilities of Balgowan and Port Julia CWMS	August 2014	Infrastructure upgrades complete. Handover process underway.
22 <sup>nd</sup> January 2014				
Director Corporate and Community Services	DA/CCS/R4	Organise Land Only lease for Balgowan Camping Ground	As soon as Ministerial approval is granted	Waiting on consent
14 <sup>th</sup> May 2014				
Director Assets & Infrastructure Services	DA/AIS/R2	Organise to have the following documents signed and sealed Ardrossan Football Club Ardrossan Bowling Club Ardrossan Area School	June 2014	School currently reviewing documentation Football club and bowling club completed.

		for Ardrossan Stormwater Harvesting Project		
Director Assets & Infrastructure Services	DA/AIS/R3	Organise to have the following documents signed and sealed for the Walk the Yorke Leisure Trail with the State Government and private landholders	July 2014 – ongoing for duration of project	Awaiting response from the Crown and private landowners.
11 <sup>th</sup> June 2014				
Director Corporate & Community Services	DA/CCS/R5	Organise to proceed with public consultation for land only lease for Edithburgh Progress Association	June/July 2014	Outcome of Public Consultation report to August Council meeting
Director Assets & Infrastructure Services	DA/AIS/R1	Update the Waste and Recycling Policy in the policy manual and on the website	June 2014	Completed
Director Assets & Infrastructure Services	DA/AIS/R2	Finalise returning the Loading Zone on Fifth Street to a general parking area	June/July 2014	Commenced and ongoing
9 <sup>th</sup> July 2014				
CEO	DA/CEO/R1	Advise LGA that Council agree to support the Virtual War Memorial with the suggested donation of \$1,281	July 2014	Completed
CEO	DA/CEO/R2	Organise for the Mayor and CEO to sign and seal YP Tourism Funding Agreement and return	July 2014	Completed
Director Corporate & Community Services	DA/CCS/R1	Organise to have the final ABP placed on the website	July 2014	Completed
Director Corporate & Community Services	DA/CCS/R2	Organise to publish in the government Gazette the Rates and Valuations adopted	July 2014	Completed
Director Corporate & Community Services	DA/CCS/R3	Placed updated Fees and Charges Register on Forms and Docs	July 2014	Completed

Director Corporate & Community Services	DA/CCS/R4	Advise previous Section 199 Committees that Council has agreed to dissolve them	July 2014	Completed
Director Corporate & Community Services	DA/CCS/R5	Commence public consultation on Port Victoria CFS station land and proceed with community land revocation process	September 2014	Report to August meeting
Director Corporate & Community Services	DA/CCS/R6	Advise Marion Bay Township Inc and Maitland and District Progress Association that Council has agreed to rollover their community grant from last financial year	July 2014	Completed
Director Development Services	DA/DS/R1	Organise the CEO to sign the Schedule 4B Certificate for the DPA at Bluff Beach and forward to the Minister	July 2014	Completed
Director Development Services	DA/DS/R2	Advise Port Vincent Progress Association of Council's decision about the Urban Design Framework funding allocation	July 2014	
Director Development Services	DA/DS/R3	Organise to place the final Draft Report for the Section 30 Review on Public consultation	July 2014	Completed
CEO	GB	Organise to place Roadside Vegetation and Tree Trimming on next Workshop Agenda	July 2014	Completed
Director Assets & Infrastructure Services	CA/AIS/R1	Advise outcome of Management and Operation of Council's Transfer Stations to applicants Tender 111-2014	July 2014	Completed
CEO	CA/CEO/R2	Advise outcome of Tender – Principal Office Expansion 112-2014	July 2014	Completed

## **CHIEF EXECUTIVE OFFICER**

### **IA/ITEM 4.3**

#### **4. SOUTH AUSTRALIAN TOURISM COMMISSION**

(File Ref:9.24.1.1)

##### **INTRODUCTION**

To update Elected Members on the changes to the South Australian Tourism Commission (SATC) marketing and development initiatives in support of tourism on Yorke Peninsula.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

Correspondence has been received (copy attached) outlining changes to South Australian Tourism Commission marketing and development initiatives in support of tourism on Yorke Peninsula.

Mayor Agnew and I recently met with the Chief Executive Officer of SATC Rod Harrex to discuss these changes.

This information is provided for Elected Members information only.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Strategic Plan

Key Theme: Sustainable Communities

3. Our Economy

Strategic Goal: 3.1 Sustainable economic growth

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

An allocation for funding support for Yorke Peninsula Tourism is included in the annual budget.



11 July 2014

Dear Mayors, Chairs and CEOs

I am writing to update your Councils on the marketing and development initiatives which the South Australian Tourism Commission (SATC) has undertaken for the Yorke Peninsula.

Councils have long been supporters of tourism in Yorke Peninsula and the SATC particularly appreciates your continuing support for Yorke Peninsula Tourism over the past year.

The SATC changed the delivery of regional tourism in mid-2011. It expanded and delivered its intrastate marketing efforts more strategically. It also began coordinating its overall delivery to each region via a Destination Action Plan, developed in collaboration with regional stakeholders and involving all units of the SATC including Marketing, Development and Events.

The SATC has worked closely with Yorke Peninsula Tourism to deliver outcomes for the region. Implementing the Yorke Peninsula Destination Action Plan has involved close and continuous interaction between Yorke Peninsula Tourism, RDA Yorke and Mid North and other regional stakeholders and the SATC. This strong relationship has been crucial in maximising the value of the SATC's commitment of resources to the region.

Please find attached a report of the SATC's commitment to tourism in your region since July 2011. It underscores that the SATC and Yorke Peninsula Tourism could not achieve so many outcomes without the continuing support of the region's local councils.

In consultation with the State's tourism industry and stakeholders, the SATC has now developed the next South Australian Tourism Plan 2015-2020. The Plan will be released in final form in the near future. It is available in draft at:

[http://www.tourism.sa.com/assets/documents/SA%20Tourism/Draft\\_South\\_Australian\\_Tourism\\_Plan\\_2015-2020.pdf](http://www.tourism.sa.com/assets/documents/SA%20Tourism/Draft_South_Australian_Tourism_Plan_2015-2020.pdf).



The new Plan focuses on:

- Marketing the State to build visitation and expenditure.
- Coordinating the efforts of all stakeholders to more effectively mobilise the capabilities of the State's 18,000 tourism businesses.
- Sustaining the State's success in building the supply of tourism products and infrastructure over the past five years – for instance, increased airline services and major developments such as Adelaide Oval.
- Supporting tourism operators to enhance their products and experiences.
- Using events to grow visitation especially in off-peak seasons and assist dispersal of tourists across the State.
- Increasing recognition of the value of tourism to the State's economy and to the sustainability of many communities.

The SATC looks forward to working closely with local councils, regional tourism organisations, RDAs and other agencies and associations to take the State's tourism expenditure from \$5.1b to \$8b by 2020.

The SATC will be working with regional stakeholders in the second half of 2014 to develop the next three-year Destination Action Plans for all regions. These will take account of the achievements of and challenges met in implementing the 2012-14 Destination Action Plans and will align with the updated priorities of the new South Australian Tourism Plan.

Once again, thank you to your council for its support for Yorke Peninsula Tourism and for the tourism sector in your area. I hope that you find the attached report informative and useful.

If you would like any further information on how the SATC and Yorke Peninsula Tourism are continuing to grow tourism in your region, please contact Peter Cahalan, Industry Partnerships Manager on 8463 4643 and [peter.cahalan@tourism.sa.com](mailto:peter.cahalan@tourism.sa.com).

Yours sincerely



**RODNEY HARREX**  
**CHIEF EXECUTIVE**





## **Delivering tourism outcomes to the Yorke Peninsula: 2011/12 -2013/14**

In the year ending September 2013, domestic tourism expenditure in the Yorke Peninsula tourism region was \$207 million (*Tourism Research Australia*).

In the year ending June 2011, there were 412 tourism businesses in the Yorke Peninsula tourism region, 37 of which employed more than 20 employees.

The SATC's key investments in the Yorke Peninsula since 1 July 2011, when the new regional tourism arrangements came into operation, are as follows:

### **Marketing**

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Since July 2011, the SATC has initiated a fully integrated marketing campaign ('Best Backyard') encouraging South Australians to travel within their own State. Phase two of the campaign activity featured each region individually, in line with the unique brand positioning of each region. This was the first time all regions have been featured individually under the umbrella of one intrastate campaign.

Key elements of this renewed regional effort include:

- Developing a regional brand positioning with Yorke Peninsula Tourism. This is now the basis for disciplined marketing of your region, and will be further developed in a way that means local industry and operators can be regional brand advocates.
- 2011/12: Launched the *Best Backyard* Intrastate campaign with intensive advertising based around five themes. Your region was incorporated into one of these themes.
- 2012/13: A Yorke Peninsula component of the *Best Backyard* intrastate campaign, featuring outdoor and press advertising, launched in October 2012.
- 2013/14: The *Best Backyard* campaign continues with the Yorke Peninsula featuring in a new film which has been shown in cinemas. Regional events have also been promoted via TV, radio and online as part of this phase of the campaign, including the Port Broughton Annual Rubber Duck Race and the Yorke Peninsula Salt Water Classic.

Yorke Peninsula received a share of the **\$1 million plus** annual budget allocated for the Best Backyard campaign as a result of the reallocation of the SATC's regional resources. This figure does not include the many other ongoing areas of SATC marketing activity which encompass Yorke Peninsula experiences.

Outside of major Best Backyard campaign activity, additional marketing projects have included:

- The production of video content for Yorke Peninsula region, promoted via Indaily and on SATC's own digital platforms/channels.
- Two double page spreads in the Saturday Advertiser (to the end of 2012) of Yorke Peninsula's towns and local stories.
- Support of programs such as South Aussie with Cosi and SA Life, as well as radio segment SA Snapshots on 5AA.

- Distribution of regional visitor guides at four interstate caravan and camping shows and the Adelaide Holiday Expo.
- Regional photo shoot to update media gallery (accessible to public, media, operators).
- Region Specific eDM (Electronic Direct Mail) to the SATC consumer database.
- A popularly-received Yorke Peninsula film released as part of the Through Your Own Eyes project (which used local film-makers) in 2013.
- A Yorke Peninsula regional stand as part of the SATC presence at the 2013 Royal Adelaide Show.

## PR / Familiarisations

The SATC works with the media and travel industry to bring journalists and the industry on familiarisation tours of the State and to respond to media enquiries. This generates substantial publicity across all regions.

The value of this program for Yorke Peninsula for the period July 2011 to December 2013 was:

**Total: \$473 000**

## Development

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### Tourism Development Support Program (TDSP)

The Program (TDSP) has provided grants for tourism infrastructure projects which address gaps and add to the tourism product in regions. It aligns with priorities identified in Destination Action Plans. New and refurbished accommodation to 4-star standard or above and developing 'game changing' experiences have been major priorities.

The TDSP has supported the following key projects:

Bay Moonta Patio Motel	\$ 35 000
Port Broughton Visitor Information Office	\$ 27 000

**Total: \$62 000**

## Events

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The SATC has sponsored Yorke Peninsula events through the Regional Events and Festivals Program as follows:

- |                     |          |
|---------------------|----------|
| • 2011/12 (1 event) | \$15 000 |
| • 2012/13 (1 event) | \$25 000 |
| • 2013/14 (1 event) | \$10 000 |

**Total: \$50 000**

## Partnership with Yorke Peninsula Tourism

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Yorke Peninsula Tourism has worked alongside the SATC to undertake a wide-range of activities including:

- Working with the two accredited Visitor Information Centres to implement online bookings and development plans for each centre.
- Working with Patio Motel & Restaurant on a major upgrade and assist the operator to secure SATC funding.
- Working with North Beach Wallaroo Caravan Park on an upgrade of 16 units and supporting them through their Federal tourism grant funding application which was successful in securing a \$241,500 grant.
- Working with On the Road on an eight day film shoot which resulted in: a magazine spread; a DVD of the region and 2 x 30 minute television shows.
- Working with Heading Bush on a new Southern Yorke Peninsula Tour, which has received New Product Support funding from SATC.
- Implementing the Yorke Peninsula Tourism Awards in partnership with SATC to encourage industry development, resulting in an increase of nominations at State level and the region's first National Awards win.
- Working with media to maximise free publicity and exposure within the state, nationally and internationally.
- Launching the Yorke Peninsula Regional Strategic Tourism Plan 2011-2014 in partnership with the SATC, five local councils and the RDA. The implementation is an ongoing partnership.
- Developing and launching a new Yorke Peninsula brand.
- Working with industry to get more accommodation bookable online with over 170 properties now bookable.
- Working with the developer of the Silver Shores Villa Resort - a new \$10 million development at North Beach Wallaroo.
- Assisted operators with funding applications which has resulted in Federal tourism funding for accommodation upgrades and new developments.
- Working with media to maximise free publicity and exposure within the state, nationally and internationally.
- Working with DEWNR on the Innes National Park Expression of Interest process..
- Working on implementation of the Yorke Peninsula Regional Strategic Tourism Plan 2011-2014.
- Working on a website brief to develop a new Yorke Peninsula Tourism website.
- Working with industry to get more accommodation bookable online with over 200 properties now bookable.
- Working with Sea SA and both Yorke & Eyre Peninsula Tourism on the ferry service, marketing and PR
- Working with the two accredited Visitor Information Centres to implement the development plans for each centre. Helped coordinate sales and merchandise training as a result of the development plans and ongoing assistance with their action plan implementation.
- Working with Silver Shores Villa Resort – a new development at Wallaroo North Beach.
- Ongoing work with the Kernewek Lowender to help grow the event and ensure its sustainability.
- Working together on a Yorke Peninsula component of the SATC's new touring route strategy.
- Working together to continually improve regional content on southaustralia.com

## **DIRECTOR ASSETS & INFRASTRUCTURE SERVICES**

### **IA/ITEM 4.5**

#### **1. CONSTRUCTION & MAINTENANCE WORKS** (File Ref: 9.24.1.1)

##### **INTRODUCTION**

The following is a summary of capital and maintenance works undertaken within Assets & Infrastructure Services during the month preceding the August 2014 meeting of Council.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

- The Port Vincent retaining wall on Lime Kiln Road has been built with landscaping and plantings required to complete the project. The permapine wall has been built where there is cliff erosion and is approximately 100m long and 400m high.
- Civil Train are providing the service for training competencies for the front end loader, skid steer and back hoe operator accreditation. This process is ongoing, being limited by both trainer and plant availability. Approximately 70% of identified staff have been accredited with feedback being very positive about this training;
- The following works have been undertaken in relation to CWMS and water supply schemes:
  - CWMS
    - Port Victoria – Concrete pad installed for future chlorine treatment shed.
    - Maitland – Howard Street works are ongoing with gravity drain replacement. Township Program is continuing with: septic tank pump outs.
    - Port Julia and Balgowan schemes are now under Council control.
  - Water Schemes
    - Marion Bay Desal Plant – Footings have been concreted for future solar panel installation.
- Regular plant monitoring is occurring at all sites;
- Parks and Garden staff have, in conjunction with students from most schools, undertaken tree planting at various locations within our area as part of School Tree Day;
- The continuing inclement weather has staff addressing an elevated amount of Customer Service Requests (CSRs) throughout the Council area. Supervisors estimate it will take at least one month to address the majority of CSRs currently raised in relation to unsealed roads, subject to another significant rain event occurring. Activities include, but are not limited to:
  - Fallen trees;
  - Stormwater pooling issues;
  - Public conveniences;
  - Signage repairs; and
  - Unsealed road maintenance.
- Installation of a steel post and cable fence has been completed at Burners Beach to restrict vehicular access to the beach;
- Mechanical tree trimming is continuing on Marion Bay and Rocky Bend Roads;
- Slashing of Council reserves has commenced around most major towns with the program ongoing;

- Cemetery maintenance has been undertaken at Minlaton, Maitland and Ardrossan.

#### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Strategic Plan

Key Theme: Sustainable Communities  
1. Sustainable Infrastructure

Strategic Goal: 1.1 Provide infrastructure assets that are sustainable and safe

#### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Not applicable.

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **1. OPERATIONS OF THE DEVELOPMENT ASSESSMENT PANEL** (File Ref: 9.24.1.1)

##### **INTRODUCTION**

To keep Elected Members informed of the operations of the Development Assessment Panel (DAP).

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

In accordance with the Procedures for the Operations of the DAP, a report is to be submitted to Council each year in respect of the following matters. The statistics are based on the 2013/2014 financial year.

The number of times the DAP have exercised the use of the provisions of Section 56 A (12) of the Act, (gone in camera) – Nil.

The disclosure, or declare an interest by DAP members pursuant to Section 56 A (7) – 2.

Resignation of a member – Nil.

The number of unanimous decisions of the DAP to approve or refuse development applications – 17.

The incidence of items deferred by the DAP – 3.

The adjournment of consideration of development applications – Nil.

Any matters that would improve the effectiveness of, or expedite the decisions of the DAP – The Development Assessment Panel continue to meet regularly as required.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act

Development Act

Councils Development Plan

Strategic Plan

Key Theme: Sustainable Communities  
2. Progressive & Sustainable Development

Strategic Goal: 2.2 Streamlined Development Assessment Process

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Development assessment functions involve official risk management considerations which include meeting legislative responsibilities, environmental issues and impact upon community and safety.



## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **2. ENVIRONMENTAL HEALTH ACTIVITY REPORT**

(File Ref: 9.24.1.1)

##### **INTRODUCTION**

To inform Council of the activities of the Environmental Health Officer.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

Ongoing assessment of waste control applications and the inspection of work done by trade's people.

Regular routine inspections of food businesses.

Providing advice and preliminary inspection to people wishing to operate home based food businesses, along with those intending to operate from a shop front.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

South Australian Public Health Act 2011

Food Act 2001

South Australian Public Health (Wastewater) Regulations 2013

On-site Wastewater Systems Code

Strategic Plan

Key Theme: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management

Strategic Goal: 2.3 Meet all legislative and compliance responsibilities

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Mitigation of Council's risk by ensuring legislative compliance, consistency and appropriate, suitably qualified personnel are undertaking business and regulatory functions.

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **3. INSPECTORIAL – ACTIVITY REPORT**

(File Ref:9.24.1.1)

##### **INTRODUCTION**

To inform Council of the activities of the Inspectorial Team.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

Council's Officers have dealt with many routine matters during the past month, including abandoned vehicles, illegal campers, wandering and nuisance dogs, noisy dogs, dog attacks and nuisance cats. Six dogs were impounded during the past month, all of which were returned to their owners. One expiation notice has been issued in relation to a dog wandering at large.

Officers have investigated further reports in relation to sheep being killed in the Corny Point region. Two dogs were voluntarily euthanized by their owner as a result of a local farmer witnessing a further attack. Although it is only circumstantial evidence, it is believed that these dogs may be responsible for the mauling of about 50 sheep in recent times.

The owner of two dogs at Wauraltee was also spoken to as a result of neighbouring sheep being attacked by dogs. Although there are no other dogs being kept in the vicinity of where the attack occurred, no further action could be taken.

Council staff have investigated several loads of rubbish being dumped in the area. Several loads of rubbish were dumped on the Spencer Highway, near Maitland. The alleged offender was located who removed the rubbish from the road the following day. He was given a \$315 Expiation notice for depositing the rubbish on a road.

Routine patrols of boat ramps have also been performed to ensure the users are paying to use certain facilities. One Expiation notice has been issued to an alleged offender for failing to pay to use a launching facility.

Regular patrols have also taken place at the bush camping areas to ensure users are paying for the facilities.

Council's Fire Prevention Officers spent time with the Region Two Country Fire Service personnel at Marion Bay discussing the concerns of some local residents in relation to high fuel loads adjacent to their properties. Staff will attempt to liaise with property owners to reduce fuel loads on their property.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Fire and Emergency Services Act 2005

Dog and Cat Management Act 1995

Local Government Act 1999

Strategic Plan

Key Theme: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management

Strategic Goal: 2.3 Meet all legislative and compliance responsibilities

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

The activities undertaken by Council Rangers are based on reducing the risk of nuisance, injury, public damage and disaster to the community.

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **4. DEVELOPMENT APPLICATION DECISIONS**

(File Ref: 9.24.1.1)

##### **INTRODUCTION**

Development Applications for the period 30 June 2014 to 1 August 2014.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

The following is a list of all Development Applications processed for the period 30 June 2014 to 1 August 2014..

##### Yorke town

544/1262/2007	544/1194/2013	544/1221/2013
544/1001/2014	544/1014/2014	544/1022/2014
544/1024/2014	544/1054/2014	544/1068/2014
544/1070/2014	544/1075/2014	544/1076/2014
544/1077/2014	544/1078/2014	544/1084/2014
544/1087/2014	544/1097/2014	544/1101/2014
544/1102/2014	544/1107/2014	544/1108/2014
544/1109/2014	544/1113/2014	544/1114/2014
544/1115/2014	544/1123/2014	544/1139/2014
544/1141/2014	544/1147/2014	544/1148/2014
544/1149/2014		

##### Maitland

544/2269/2013	544/2270/2013	544/2009/2014
544/2010/2014	544/2022/2014	544/2023/2014
44/2026/2014	544/2039/2014	544/2040/2014
544/2047/2014	544/2050/2014	544/2062/2014
544/2071/2014	544/2080/2014	544/2081/2014

544/2082/2014	544/2084/2014	544/2090/2014
544/2099/2014	544/2107/2014	544/2109/2014
544/2120/2014	544/2123/2014	544/2124/2014
544/2143/2014	544/2144/2014	544/2157/2014
544/2163/2014		

## **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act 1999

Development Act 1993

Council's Development Plan

Strategic Plan

Key Theme: Sustainable Communities

2. Progressive and Sustainable Development

Strategic Goal: 2.2 Streamlined Development Assessment Process

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Development Assessment functions involve critical risk management considerations which include meeting legislative responsibilities, environmental issues, impact upon community and safety.

**LIST OF DEVELOPMENT APPLICATIONS & DECISIONS ISSUED BY THE ASSISTANT BUILDING SURVEYOR UNDER DELEGATION  
FOR THE PERIOD 30 JUNE 2014 TO 1 August 2014**

**YORKETOWN**

Dev. App. No.	Name & Address	Location	Proposal	Class	Area m <sup>2</sup>	Cost \$	Conditions Planning Building	Assessment / Valuation No	Decision Date	Builder Licence No
544/1262/2007	G Neale PO Box 108 ARDROSSAN	Lot 11 Hundred of MINLACOWIE	Two Storey Dwelling & Garage	1a 10a	304 200	300,000	Planning 12 Building Nil Private Certifier	413674 5408972519	8 July 2014	Rivergum Homes Pty Ltd
544/1194/2013	Atkins Holdings P/L PO Box 20 Business Centre PORT ADELAIDE	Sec 114 Fuller Road MINLATON	Storage Shed	7b	495	80,000	Planning 6 Building 4	319970 5408905906	9 July 2014	Grants Sheds BLD189717
544/1221/2013	C & D Hamdorf PO Box 142 WAROOKA	Lot 1 Hundred of PARA WURLIE	Dwelling, Garage & Verandah	1a 10a 10a	366.6 288 191.2	150,000	Planning 9 Building 3	420810 4500857401	30 June 2014	Owner Builder
544/1001/2014	A Searle 3 Giles Street West COOBOWIE	(Lot 123) 3 Giles Street West COOBOWIE	Light/Service Industry	8	198	21,000	REFUSED	215772 5405714004	1 July 2014	Owner Builder
544/1014/2014	SP & BM Hedges 14 Platten Avenue HILLBANK	(Lot 63) 21A Moores Drive HARDWICKE BAY	Garage & Pergola/Deck	10a 10a	53 60	20,000	Planning 6 Building 2	423798 5408970759	25 July 2014	Owner Builder
544/1022/2014	J & P Pitman C/- Post Office PORT JULIA	(Lot 33) 39a Eighth Street MINLATON	Dwelling & Verandahs	1a 10a	99 60	136,805	Planning 5 Building 1 Private Certifier	431395 5407539254	30 June 2014	Country Living Homes BLD194214
544/1024/2014	B Ash PO Box 16 HARDWICKE BAY	(Lot 18) 26 Souttar Terrace HARDWICKE BAY	Solar Panels on Tilt Frame	10b	9.4	2,400	REFUSED	322677 5408978558	9 July 2014	True Value Solar BLD232057
544/1054/2014	J & S Hender PO Box 388 MINLATON	(Sec 127) 9395 Yorke Highway MINLATON	Two Storey Dwelling & Garage	1a 10a	357 142.7	200,000	Planning 11 Building 1 Private Certifier	320028 5408907602	8 July 2014	TBA
544/1068/2014	H & A Wynbergen 6 Lowan Drive MARION BAY	(Sec 1256) 6 Lowan Drive MARION BAY	Carport	10	58.5	10,000	Planning 3 Building 3	120287 5400942307	4 July 2014	TBA
544/1070/2014	Ericsson Aust C/- VisionStream Locked Bay 3 BENTLEIGH EAST	(Lot 100) White Hut Road WAROOKA	Telecommuni- cations Facility (Fixed Wireless NBN Tower & Assoc infrastructure)	10b	96	150,000	Planning 1 Building 1 Private Certifier	109868 5400763000 A0010	8 July 2014	TBA
544/1075/2014	T Montgomery 17 Eden Court INGLE FARM	(Lot 24) Compass Road EDITHBURGH	New Dwelling, Carport & Verandah x 2	1a 10a 10a	143.55 27 58.89	175,052	Planning 7 Building 1 Private Certifier	427401 5405117269	22 June 2014	Rivergum Homes Pty Ltd GL113681

544/1076/2014	C Murillo PO Box 57 HARDWICKE BAY	(Lot 144) 37 Moores Drive HARDWICKE BAY	New Dwelling	1a	142.07	127,712	Planning 8 Building Nil Private Certifier	322743 5408978750	22 July 2014	WCK Pty Ltd BLD181800
544/1077/2014	K & C Reynolds 142 Haines Road BANKSIA PARK	(Lot 102) 48A Blanche Street EDITHBURGH	Two Storey Dwelling and Carport	1a 10a	242.73	237,450	Planning 7 Building 1 Private Certifier	433078 5405061058	16 July 2014	Rivergum Homes GL113681
544/1078/2014	M Anderson 12 Manning Street STANSBURY	(Lot 26) 12 Manning Street STANSBURY	Garage	10a	49	3,300	Planning 4 Building 4	208835 5404797661	8 July 2014	Owner Builder
544/1084/2014	R Harrison 43 Horseshoe Drive WOODCROFT	(Lot 5) 118 Beach Road COOBOWIE	Change of Use – Garage to Habitable Outbuilding	1a	29.75	20,000	Planning 1 Building 2	214015 5405633503	30 July 2014	Olympic Industries
544/1087/2014	A & J Simpson 70 Solandra Cres MODBURY NTH	(Lot 7) 11 Parsons Beach Road PARSONS BEACH	Garage	10a	99	9,500	Planning 5 Building 3	429050 5408972463	28 July 2014	TBA
544/1097/2014	J & P Pitman C/- Post Office PORT JULIA	(Lot 33) 39a Eighth Street MINLATON	Garage	10a	67.5	8,180	Planning 5 Building 2	431395 5407539254	30 June 2014	TBA
544/1101/2014	A & J Simpson 70 Solandra Cres MODBURY NTH	(Lot 7) 11 Parsons Beach Road PARSONS BEACH	New Dwelling	1a	162.11	122,207	Planning 7 Building Nil Private Certifier	429050 5408972463	28 July 2014	Rivergum Homes GL113681
544/1102/2014	JR Davies PO Box 155 YORKETOWN	(Sec 582) 301 Pink Lake Road YORKETOWN	New Dwelling & Verandah	1a 10a	101.99 5.65	87,589	Planning 5 Building 1 Private Certifier	224394 5406320550	30 July 2014	Rivergum Homes GL113681
544/1107/2014	G & C Dodd PO Box 64 STANSBURY	(Lot 705) 28 Park Terrace STANSBURY	Dwelling Extension & Verandah	1a 10a	11 22	22,000	Planning 3 Building 3	207449 5404751057	22 July 2014	TBA
544/1108/2014	LG & LA Martin PO Box 411 MINLATON	(Lot 764) 311 Bluff Road MINLATON	Garage	10a	112	14,030	Planning 4 Building 2	320309 5408924007	10 July 2014	Owner Builder
544/1109/2014	A Glover PO Box 281 EDITHBURGH	(Lo 4) 5 Fielding Street EDITHBURGH	Carport	10a	71	2,000	Planning 5 Building 2	224071 5406319330	23 July 2014	Owner Builder BLD51278
544/1113/2014	C Murillo PO Box 57 HARDWICKE BAY	(Lot 144) 37 Moores Drive HARDWICKE BAY	Garage & Verandah	10a 10a	36	6,000	Planning 7 Building 2	322743 5408978750	25 July 2014	TBA
544/1114/2014	L Hartmann 22 Anderson Tce YORKETOWN	(Lot 9) 22 Anderson Terrace YORKETOWN	Verandah	10a	46.8	3,000	Planning 2 Building 2	201822 5403460020	9 July 2014	J & S Pergola Installations GL531560
544/1115/2014	K Gray PO Box 210 EDITHBURGH	Lot 332 Hundred of MELVILLE	Storage Shed & Implement Shed	7b 7b	131.25 180	24,710	Planning 3 Building 2	220525 5406214001	30 June 2014	Owner Builder
544/1123/2014	Fowler Edge P/L PO Box 130 YORKETOWN	(Sec 115) 22 Black Hill Road HONITON	Grain Shed	7b	288	45,000	Planning 1 Building 2	220681 5406227101	8 July 2014	Grant Sheds BLD189717

544/1139/2014	EJ Douglas PO Box 282 EDITHBURGH	(Lot 327) 9 Thomas Street EDITHBURGH	Garage	10a	72	12,460	Planning 5 Building 3	211607 5405114050	31 July 2014	TBA
544/1141/2014	W & J Jolly PO Box 138 MINLATON	(Sec 350) 1517 Cutline Road YORKETOWN	Machinery Shed	7b	360	56,147	Planning 1 Building Nil	220053 5406206888	30 July 2014	Grants Sheds BLD189717
544/1147/2014	C & J Dighton 7 Curruth Road TORRENS PARK	Lot 24 Diosma Drive FOUL BAY	Garage	10a	28	4,500	Planning 6 Building 2	108183 5400729274	31 July 2014	Owner Builder
544/1148/2014	S Simons PO Box 206 MINLATON	(Lot 100) 16 Park Terrace MINLATON	Verandah	10a	28.88	2,800	Planning 3 Building 2	304824 5407924005	30 July 2014	Owner Builder
544/1149/2014	T Walsh PO Box 155 MINLATON	(Lot 811) 12 Fifth Street MINLATON	Stone Wall	10b	6.75	5,300	Planning Nil Building 1	303081 5407773008	22 July 2014	Owner Builder
<b>TOTAL</b>						<b>\$2,038,142</b>				

#### MAITLAND

Dev. App. No.	Name & Addresses	Location	Proposal	Class	Area m <sup>2</sup>	Cost \$	Conditions Planning Building	Assessment/ Valuation No	Decision Date	Builder Licence No
544/2269/2013	BM Edwards 3 Dobell Court HOPE VALLEY	(Sec 283) 38 James Well Rd JAMES WELL	Dwelling, Verandah & Deck	1a 10a	133 42.40	118,036	Planning 4 Building 1	34454 4604917803	01 August 2014	Longridge Group BLD175837
544/2270/2013	JL & S Aldridge PO Box 156 ARDROSSAN	(Lot 83) 100 Hosking Road Tiddy Widdy Beach	Carport	10a	55	3,000	Planning 2 Building 2	6916 4600612703	28 July 2014	Owner Builder
544/2009/2014	JP Gregor PO Box 62 CURRAMULKA	(Lot 86) 20 Esplanade PORT VINCENT	Dwelling Addition & Verandah	1a 10a	65 23	50,000	Planning 2 Building 3 Private Certifier	307561 5408236001	04 July 2014	TBA
544/2010/2014	Kennelk Nominees 40 Bowman Cres ENFIELD	(Sec 347) 85 James Well Rd JAMES WELL	Single Storey Dwelling & Porch	1a 10a	113.69 5.76	120,949	Planning 6 Building 1 Private Certifier	34223 4604916675	21 July 2014	
544/2022/2014	CJ Kain 15 Elena Crescent HALLETT COVE	(Lot 115) 3 Victoria Terrace PORT VICTORIA	Two Storey Dwelling, Porch, Deck & Balcony	1a 10a	174.6 55.62	232,510	Planning 6 Building 1 Private Certifier	15743 4603165902	28 July 2014	Longridge Group Pty Ltd BLD175837
544/2023/2014	Laighside Proprietors PO Box 66 CURRAMULKA	Lot 1 HD Curramulka	Telecommunic ations Facility (Fixed Wireless 60m NBN Tower with Associated Infrastructure)	10b	120	150,000	Planning 1 Building 1 Private Certifier	312355 5408516150	16 July 2014	



544/2026/2014	GT Rooke PO Box 2 CURRAMULKA	(Lot 315) 4 North Terrace CURRAMULKA	Dwelling & Verandah Extension	1a 10a	42 14	30,000	Planning 2 Building 2	305136 5408015006	04 July 2014	TBA
544/2039/2014	D & K Pezos 21 Madeline Cres FULHAM GDNS	(Lot 48) 30 Hosking Road TIDDY WIDDY BEACH	Carport	10a	21	3,900	Planning 3 Building 2	8367 4600625416	11 July 2014	Owner Builder
544/2040/2014	BM Edwards 3 Dobell Court HOPE VALLEY	(Sec 283) 38 James Well Rd JAMES WELL	Demolish Existing Garage; New Garage	10a	45	4,800	Planning 5 Building 2	34454 4604917803	01 August 2014	Owner Builder
544/2047/2014	G Tape 27 Mira Street GEPPS CROSS	(Lot 31) 9 St Ledger Street GEPPS CROSS	Dwelling, Carport, Alfresco & Porch	1a 10a	184.51 52.68	170,723	Planning 4 Building Nil Private Certifier	432591 4602050660	28 July 2014	Fairmont Home Group Pty Ltd 188013
544/2050/2014	NJ & SA Brind 10 Henderson Ct ARDROSSAN	(Lot 37) 10 Henderson Ct ARDROSSAN	Carport & Pergola	10a	28 30	20,000	Planning 5 Building 2 Private Certifier	430736 4600387606	08 July 2014	TBA
544/2062/2014	P Kowalenko 5 Zenith Avenue BURNSIDE	(Lot 51) 1 Casper Crescent PORT VICTORIA	Single Storey Dwelling & Porch	1a 10a	135.98 1.19	105,740	Planning 6 Building Nil Private Certifier	18291 4603275108	30 July 2014	Longridge Group Pty Ltd
544/2071/2014	CS Bignell 39 Bosanquet Ave PROSPECT	(Sec 369) 14 Grahn Road JAMES WELL	Verandah	10a	20	3,000	Planning 2 Building 2	31492 4604899801	21 July 2014	TBA
544/2080/2014	SA Clark & MA Wilson 2 Sucre Court PARALOWIE	(Lot 248) 15 Douglas Court TIDDY WIDDY BEACH	Dwelling, Garage UMR & Porch	1a 10a	118.57 24.2	166,165	Planning 5 Building nil Private Certifier	400127 4600617555	21 July 2014	Construction Services Aust G8969
544/2081/2014	Aboriginal Lands Trust GPO Box 292 ADELAIDE	(Site 118) 27 Hughes Avenue POINT PEARCE	Rebuild of Existing Dwelling; Existing Slabs & Walls to Remain	1a 10a	96.2 9.9	79,702	Planning Nil Building Nil Private Certifier	34876 4605020467	31 July 2014	Country Living Homes
544/2082/2014	KM Kennedy 59 High Street ARDROSSAN	(Lot 134) 12 Third Street ARDROSSAN	Dwelling Extension, Verandah & Demolition of Garage	1a 10a	81 32 29	60,000	Planning 4 Building 3 Private Certifier	992 4600171004	04 July 2014	TBA
544/2084/2014	EQ Mahar PO Box 85 MINLATON	(Lot 2) 67 Bamboos Road PORT RICKABY	Dwelling Alterations & Addition inc Decking	1a 10a		100,000	Planning 2 Building 3	416362 5408723109	16 July 2014	TBA
544/2090/2014	ME Taylor 20 Waterman Tce MITCHELL PARK	(Lot 27) 2 Bullock Street ARDROSSAN	Dwelling, Garage UMR & Alfresco	1a 10a	158.19 69.58	198,292	Planning 7 Building 2	429639 4600338759	23 July 2014	Distinctive Homes G10420

544/2099/2014	Ericsson Australia C/- Visionstream Locked Bag 3 BENTLEIGH	Lot 21 HD Cunningham	Telecommunic ations Facility (Fixed Wireless NBN Tower & Assoc infrastructure)	10b	80	150,000	Planning 1 Building 1 Private Certifier	408005 4604117160	08 July 2014	
544/2107/2014	LD Jones 20 Albert Street CLARENCE GDNS	(Lot 101) 13-15 Grahn Road JAMES WELL	Garage / Boat Shed	10a	60	8,000	Planning 5 Building 2	423186 4604543557	08 July 2014	Owner Builder
544/2109/2014	JM Lodge PO Box 134 ARDROSSAN	(Sec 336) 30-32 Pepper Road ARDROSSAN	Vehicle Shed/Farm Shed	7b	180	19,300	Planning 5 Building 2	22491 4604135959	08 July 2014	Owner Builder
544/2120/2014	A Radloff 19 Lee Street BRAHMA LODGE	(Site 65) 14 Fowler Street PRICE	Caravan Annexe	1a	14.4	4,500	Planning 8 Building 10	41350 4606301084	28 July 2014	M Lampe
544/2123/2014	CJ Edwards 2 Thomas Street MAITLAND	(Lot 9) 18 Ardrossan Road MAITLAND	Enclosure of Carport (Garage) & Verandah	10a	32.4 58.48	9,000	Planning 1 Building 2	412379 4602050417	22 July 2014	PW Edwards GL52035
544/2124/2014	JE Kluske 2 Esplanade ARDROSSAN	(Lot 1) 2 Esplanade ARDROSSAN	Demolish Vergola; New Pergola	10a	46	5,000	Planning 3 Building 2	3178 4600279023	09 July 2014	TBA
544/2143/2014	P Crawley 81 Mildred Street KAPUNDA	(Sec 332) 12 Brown Road JAMES WELL	Verandah	10a	33.87	4,600	Planning 4 Building 2	31690 4604900702	07 July 2014	TM Keast BLD22525
544/2144/2014	GJ Wotton PO Box 318 URAILDA	(Lot 13) 9 Correll Street PORT VINCENT	Garage & Demolish 2 Existing Garages	10a	95	9,600	Planning 5 Building 2	309682 5408362008	29 July 2014	Olympic Industries GL37130
544/2157/2014	N & P Rowett PO Box 107 MAITLAND	(Lot 63) 10 Belmont Cres MAITLAND	Carport & Shed	10a	62 20	7,500	Planning 2 Building 2	13227 4602052965	28 July 2014	Owner Builder
544/2163/2014	DL & GL Southwood PO Box 196 MAITLAND	(Lot 569) 669 North South Road MAITLAND	Swimming Pool	10b	37.8	36,000	Planning NA Building 4 Private Certifier	26286 4604450000	16 July 2014	Freedom Pools
<b>TOTAL</b>						<b>\$1,870,317</b>				

#### LAND DIVISIONS

Dev. App. No.	Name & Address	Location	Proposal	Conditions Planning Building	Assessment / Valuation No	Decision Date
Yorke Peninsula Council Council Agenda						

Wednesday 13th August 2014

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **5. WASTEWATER SYSTEM APPLICATION DECISIONS**

(File Ref: 9.24.1.1)

##### **INTRODUCTION**

Wastewater System application decisions for the period 30 June 2014 to 1 August 2014.

##### **RECOMMENDATION**

That the report be received.

##### **COMMENT**

The following is a list of all Wastewater System applications processed for the period 30 June 2014 to 1 August 2014.

##### Maitland

050/021/2014	050/031/2014	050/033/2014
050/042/2014	050/044/2014	050/046/2014
050/074/2014	050/076/2014	050/086/2014

##### Yorke town

050/022/2014	050/035/2014	050/036/2014
050/037/2014	050/043/2014	050/045/2014
050/087/2014	050/090/2014	050/091/2014
050/093/2014	050/094/2014	050/098/2014

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act 1999

Development Act 1993

Environmental Protection Act 1993

Council's Development Plan

Strategic Plan

Key Theme: Sustainable Communities  
2. Progressive and Sustainable Development  
Strategic Goal: 2.2 Streamlined Development Assessment Process

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Wastewater System approval functions involve critical risk management considerations which include meeting legislative responsibilities, environmental issues and public health.

**LIST OF WASTE CONTROL APPLICATIONS & DECISIONS ISSUED BY THE ENVIRONMENTAL HEALTH OFFICERS UNDER DELEGATION  
FOR THE PERIOD 30 JUNE 2014 TO 1 August 2014**

**Maitland**

<b>Septic App. No.</b>	<b>Owner</b>	<b>Location</b>	<b>Proposal</b>	<b>Conditions</b>	<b>Assess. No</b>	<b>Decision Date</b>	<b>Plumber &amp; Licence No</b>
050/021/2014	BM & GN Edwards 3 Dobell Court HOPE VALLEY	(Sec 283) 38 James Well Road JAMES WELL	Aerobic System	11	34454	01/08/2014	Hydroscape
050/031/2014	G Tape & KJ Thomas 27 Mira Street GEPPS CROSS	(Lot 31) 9 St Ledger Street MAITLAND	Aerobic System	11	432591	28/07/2014	Garrard Plumbing & Civil
050/033/2014	CJ Kain 15 Elena Crescent HALLETT COVE	(Lot 115) 3 Victoria Terrace PORT VICTORIA	Aerobic System	11	15743	28/07/2014	Longridge Group
050/042/2014	Kennelk Nominees 40 Bowman Road ENFIELD	(Sec 347) 85 James Well Road JAMES WELL	Septic * Soakage	11	34223	21/07/2014	Owner Applicant
050/044/2014	P Kowalenko 5 Zenith Avenue BURNSIDE	(Lot 51) 1 Casper Crescent PORT VICTORIA	Aerobic System	11	18291	30/07/2014	Longridge Group P/L
050/046/2014	SA Clark & MA Wilson 2 Sucre Court PARALOWIE	(Lot 248) 15 Douglas Court TIDDY WIDDY BEACH	STED Connection	11	400127	21/07/2014	Construction Services Australia
050/074/2014	ME Taylor 20 Waterman Terrace MITCHELL PARK	(Lot 27) 2 Bullock Street ARDROSSAN	STED Connection	11	429639	23/07/2014	Distinctive Homes
050/076/2014	SR & KM Kennedy 59 High Street ARDROSSAN	(Lot 134) 12 Third Street ARDROSSAN	STED Connection	11	992	04/07/2014	Toby Simmons Plumbing
050/086/2014	SN Batts 34 Crutchett Road MOONTA	(Lot 6) 27A Elizabeth Street MAITLAND	STED Connection	11	10090	04/07/2014	Trevor Smith Constructions

**Yorke Peninsula Council**

<b>Septic App. No.</b>	<b>Owner</b>	<b>Location</b>	<b>Proposal</b>	<b>Conditions</b>	<b>Assess. No</b>	<b>Decision Date</b>	<b>Plumber &amp; Licence No</b>
050/022/2014	C Hamdorf PO Box 142 WAROOKA	Lot 1 Hundred of Para Wurlie	Septic & Soakage	11	420810	30 June 2014	Owner Applicant

050/035/2014	J & S Hender PO Box 388 MINLATON	(Sec 127) 9395 Yorke Highway MINLATON	Aerobic System	11	320028	8 July 2014	Owner Applicant
050/036/2014	Kevin & Cheryl Reynolds 142 Haines Road BANKSIA PARK	(Lot 102) 48A Blanche Street EDITHBURGH	Aerobic System	11	433078	2 May 2014	Rivergum Homes
050/037/2014	GA Neale PO Box 108 ARDROSSAN	Lot 11 Hundred of MINLACOWIE	Septic & Soakage	11	413674	8 June 2014	Rivergum Homes
050/043/2014	J & P Pitman C/- Post Office PORT JULIA	(Lot 33) 39a Eighth Street MINLATON	Septic & Soakage	11	431395	30 June 2014	Peninsula Plumbing
050/045/2014	A & J Simpson 70 Solandra Cres MODBURY NTH	(Lot 7) 11 Parsons Beach Road PARSONS BEACH	Septic & Soakage	11	429050	28 July 2014	Owner Applicant
050/087/2014	B Jacka 58 Warooka Road YORKETOWN	(Lot 19) 58 Warooka Road YORKETOWN	Connection to Sewer	11	204230	30 June 2014	TJ Franke Pty Ltd
050/090/2014	C Murillo PO Box 57 HARDWICKE BAY	(Lot 144) 37 Moores Drive HARDWICKE BAY	Septic & Soakage	11	322743	22 July 2014	Chris Hart Plumbing
050/091/2014	R Booth (Yorke Hotel) PO Box 473 KAPUNDA	(Lot 55) 1-3 Warooka Road YORKETOWN	STED Scheme	11	203778	22 July 2014	G Hawke Plumbing
050/093/2014	T Montgomery 17 Eden Court INGLE FARM	(Lot 24) Compass Road EDITHBURGH	Sewer Connection	11	427401	22 July 2014	Rivergum Homes
050/094/2014	JR Davies PO Box 155 YORKETOWN	(Sec 582) 301 Pink Lake Road YORKETOWN	Septic & Soakage	11	224394	30 July 2014	Owner Applicant
050/098/2014	M Shorten 4 Angas Crescent MARINO	(Sec 1187) 10 Eucalyptus Court MARION BAY	Aerobic System	11	120584	30 July 2014	Owner Applicant

# DEBATE

# AGENDA

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **1. FINANCIAL REPORT 31<sup>st</sup> JULY 2014** (File Ref: 9.24.1.1)

##### **INTRODUCTION**

Finance staff have undertaken to present a financial report to Council encompassing results for the end of each calendar month preceding each scheduled Council meeting.

##### **RECOMMENDATION**

That Council receive the financial report as at 31<sup>st</sup> July 2014.

##### **COMMENT**

The attached Financial Report is submitted with the following qualifications and comments:

- Actuals included in the report are as incurred at close of business on the last day of the month being reported and may be subject to balance day adjustments – any such adjustments will be incorporated in the following monthly report.
- The report does not include year-end income and expense accruals nor depreciation allocation.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government (Financial Management) Regulations 2011

PO 142 Budget Reporting and Amendment Policy

Council's Strategic Plan includes clear plans to ensure better and timely reporting and improved formal control of Council's Adopted Budget and the Budget Review process.

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

In conjunction with the adoption and enforcement of the Budget Reporting and Amendment Policy the Financial Report presented to Council monthly will assist in formal assessment of Council's financial position and contribute significantly to both Financial and Risk Management procedures.

## Yorke Peninsula Council

### Budgeted Uniform Presentation of Finances

as at 31 July 2014

	2014/2015 YTD Actuals \$'000
Income	-\$19,429
Less Expenses	\$4,409
<b>Operating Deficit before Capital Amounts</b>	<b>-\$15,020</b>
<b>Less Net Outlays on Existing Assets</b>	
Capital Expenditure on renewal and replacement of Existing Assets	\$2
Less Depreciation, Amortisation and Impairment	\$0
Less Proceeds on Sale of Assets	-\$24
	-\$22
<b>Less Net Outlays on New and Upgraded Assets</b>	
Capital Expenditure on New and Upgraded Assets	\$12
Less Amounts received specifically for New and Upgraded Assets	\$0
Less Proceeds for Sale of Surplus Assets	\$0
	\$12
<b>NET(LENDING) / BORROWING FOR FINANCIAL YEAR</b>	<b>-\$15,030</b>

2014/2015 Adopted Budget \$'000	Full Year Budget Revisions \$'000	Full Year Revised Budget \$'000
-\$25,976	\$0	-\$25,976
\$29,536	\$0	\$29,536
\$3,560	\$0	\$3,560
\$6,498	\$0	\$6,498
-\$9,153	\$0	-\$9,153
-\$280	\$0	-\$280
-\$2,935	\$0	-\$2,935
\$4,746	\$0	\$4,746
-\$1,156	\$0	-\$1,156
\$0	\$0	\$0
\$3,590	\$0	\$3,590
\$4,215	\$0	\$4,215



## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **2. 2014-2015 LOAN BORROWINGS**

(File Ref: 9.24.1.1)

##### **INTRODUCTION**

To finalise the drawdown of loan funds required for funding of Council's office upgrade and expansion project and approved road renewal acceleration program.

##### **RECOMMENDATION**

That Council:

1. borrow the sum of \$6,000,000 from the Local Government Finance Authority of SA by means of the issue of a Debenture Loan on the security of general revenue in accordance with Part 2 of the Local Government Act 1999. Funds borrowed will be applied to Council's office upgrade and expansion project and acceleration of Council's road renewal project as included in the Annual Business Plan adopted by Council at its meeting held on 9<sup>th</sup> July 2014. The loan will be for a fifteen year term at a fixed interest rate to be determined by the Local Government Finance Authority of SA at the time of drawdown;
2. agree the loan is to be repaid by thirty half yearly instalments of both principle and interest;
3. authorise the Mayor and Chief Executive Officer to sign and affix the Common Seal on the Debenture Loan documents to be prepared by the Local Government Finance Authority of SA.

##### **COMMENT**

The Annual Business Plan 2014-15 adopted at Council's meeting held on 9<sup>th</sup> July 2014 provides for borrowings of \$6,000,000 for the upgrade and expansion for the Maitland Council office up to the amount of \$3,000,000 and a further \$3,000,000 to accelerate the road renewal program during 2014/15 (\$1,000,000) and 2015/16 (\$2,000,000).

The Local Government Finance Authority indicated an interest rate as at the 30<sup>th</sup> of July 2014 as 5.5% fixed for fifteen years. Current indicators are that the rate will remain fairly constant in the near future however this rate may vary up or down from day to day.

It is estimated the full amount of \$6,000,000 will be drawn down in December 2014.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act 1999

<b>FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS</b>
---

Interest rates will continue to fluctuate however current fixed interest rates are considered to be extremely low having fluctuated between 4.9% and 5.9% during the 2014 calendar year.

This low fixed rate availability, combined with Council's current low debt level of \$1.587m at 30 June 2014 (excluding community loans) ensures risk to the Community is minimised.

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

### **3. MINLATON COMMUNITY GARDEN – MINLATON AND DISTRICT PROGRESS ASSOCIATION REQUEST** (File Ref: 9.24.1.1)

#### **INTRODUCTION**

To consider a request from the Minlaton and District Progress Association to amend a proposed licence for the Minlaton Community Garden.

#### **RECOMMENDATION A**

That Council agree to alter the proposed Licence Agreement for the Minlaton Community Garden to assist Minlaton and District Progress Association as requested.

or

#### **RECOMMENDATION B**

That Council does not agree to alter the proposed Licence Agreement for the Minlaton Community Garden at this time.

#### **COMMENT**

Council has offered a licence agreement to the Minlaton and District Progress Association for the Minlaton Community Garden which has been established on Council land. A copy of this agreement, which is in standard format for Council licence agreements, is attached for information.

Council has been approached by the Minlaton and District Progress Association requesting amendments be included in the proposed licence agreement for the Minlaton Community Garden which will see:

1. Council be responsible for the Public Liability Insurance,
2. Rubbish bins being provided by Council at no cost, and;
3. Council provide some support with water costs.

A copy of the letter received from the Minlaton and District Progress Association is also attached.

The Yorke Peninsula Council area currently has two other Community Gardens being the Warooka Community Garden and the Marion Bay Community Garden. These gardens are on Council land and are maintained solely by the relative progress associations who bear all associated costs.

Council has, however, from time to time, provided in-kind support to community garden projects as required, including fence erections and provision of water lines to the Minlaton site.

Council has also provided assistance as required to assist with maintenance of the Minlaton Bike Track on a number of occasions and has donated some time and funds to the Harry Butler Statue Committee. Both projects are managed by subcommittees of the Minlaton and District Progress Association.

The only known current exception in regard to progress initiated sites is Council's agreement to pay Public Liability Insurance for the Minlaton Skate Park which is to be located in a public area along with Council maintained reserves and public conveniences.

The proposal from the Minlaton Skate Park Committee, which is also a subcommittee of the Minlaton and District Progress Association, included a request that Council meet the Public Liability Insurance expense for the site which was agreed "in principle" by Council - refer to the minutes of Council meeting held 13<sup>th</sup> February 2013:

DA/CCS/R4

MINLATON SKATE PARK COMMITTEE

*Cr Brundell moved Cr Rich seconded*

*That Council endorse the project "in principle" and authorise the Acting Director Corporate and Community Services to respond, in writing, on behalf of Council.*

*CARRIED 027/2013 (13/02/2013)*

Council also, at the request of the Minlaton Skate Park Committee, provided \$35,000 in the 2013/2014 Budget and \$8,000 in the 2014/2015 Budget to assist with construction of the skate park and agreed to erect public lighting in the area where the skate park is located.

In relation to the request to provide "some support with water costs", Council does assist sporting bodies' throughout the district by provision of a water allowance to ensure sporting grounds are maintained in reasonable condition. All other community projects and their associated water (and other) costs remain the responsibility of the relevant managing committees.

Any other assistance for projects of this kind is provided via the Community Grants Program on application and the annual Progress Association Allowance Program which provides \$1,500 per annum to most Progress Associations to assist with operating costs.

Minlaton and District Progress Association received this allowance in 2013/2014 and remain eligible under the terms of the program for the allowance in 2014/2015.

<b>LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN</b>
--

Local Government Act 1999

Strategic Plan

Key Theme: Community Engagement  
1. Vitality and Connection

Strategic Goal: 1.1 Develop and facilitate ongoing partnerships and relationships with Progress Associations, Tidy Towns and other key community groups

<b>FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS</b>
---

No provision has been made in the 2014/2015 Adopted Budget for this request to assist with costs associated with the Minlaton District Garden. Any resolution by Council to provide assistance will require costing and inclusion in the first quarter Budget Review to be carried out in October 2014.



## **ANDREW B THIELE & CO**

***Lawyers & Conveyancers***

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**Andrew Bowden Thiele LL.B**

Notary Public

Ynoo Pty Ltd

A.C.N. 008 288 819

An Incorporated Practice

A.B.N. 59 008 288 819

Yorke Peninsula Council

Council Agenda

Wednesday 13th August 2014

## **LICENCE AGREEMENT**

**YORKE PENINSULA COUNCIL  
("Council")**

and

**MINLATON & DISTRICT PROGRESS ASSOCIATION INC.  
("the licensee")**

**DATED: 2014**

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Schedule

Annexure - Plan



loss, compensation, reimbursement cost, expense or liability incurred, suffered, brought, made or recovered of whatever nature, howsoever arising and whether presently ascertained, immediate, future or contingent or whether arising at law or in equity or whether of a contractual, proprietary or tortious nature (whether in negligence, other breach of duty, of a strict liability or otherwise);

- 1.3 **“Commencement Date”** means the date specified in **ITEM 5** of the Schedule;
- 1.4 **“Common Areas”** means those parts of the land for common use by the tenants and occupiers of the land including without limitation, entrances, passage ways, stairways, driveways, paths, landscaped areas, car parking areas, toilets, washrooms and other facilities designated by the Council as common areas;
- 1.5 **“End Date”** means the date specified in **ITEM 6** of the Schedule;
- 1.6 **“Land”** means the whole of the land comprised and described in **ITEM 2** of the schedule;
- 1.7 **“Laws”** shall mean and include all present and future legislation (both State and Federal) and all amendments to them and re-enactments of them and all regulations, by-laws and orders made pursuant to them;
- 1.8 **“Licence”** means this licence and includes all schedules;
- 1.9 **“Licence Fee”** means the fee specified in **ITEM 7** of the Schedule as adjusted in accordance with this Licence and payable on the terms set out in the Schedule;
- 1.10 **“Licence Term”** means the term extending from the Commencement Date to the End Date or earlier termination of this Licence;



1.11 **“Licensed Area”** means that portion of the land marked in red on the plan annexed;

1.12 **“Permitted use”** means the purpose for which this Licence is granted as specified in **ITEM 3** of the Schedule.

## 2. **Interpretation**

In this Licence, unless a contrary intention is evident:

2.1 a reference to this Licence is a reference to this Licence as amended, varied, novated or substituted from time to time;

2.2 a word importing the singular includes the plural and vice versa and a gender includes every other gender;

2.3 words denoting individuals includes corporations, unincorporated associations, partnerships, trusts and joint ventures;

2.4 a reference to a party includes that party’s administrators, successors and permitted assigns;

2.5 a reference to two or more persons is a reference to those persons jointly and severally;

2.6 a reference to a clause or schedule is a reference to a clause of, or a schedule to, this Licence;

2.7 a reference to a clause number is a reference to all of its sub-clauses;

2.8 the clause headings are for convenient reference only and they do not form part of this Licence.

## 3. **The Licence Term**

3.1 This Licence shall be for the period commencing on the Commencement Date and expiring on the End Date, or earlier lawful termination of the Licence.

3.2 The Council will, on the written request of the licensee made not less than six (6) months prior to the expiration of the Licence Term, and if there shall not be at the time of such request any existing breach or non observance of any of the obligations of the licensee grant to the licensee an extension of the current term for a further term as set out in **ITEM 8** of the schedule on the same terms and conditions as are contained in this Licence except this right to extend the term.

#### 4. **The Licence**

4.1 The Council grants to the licensee an exclusive licence to use the Licensed Area on the days specified in **ITEM 9** of the schedule (or such other days as the parties mutually agree in writing) for the Permitted Use for the duration of the Licence Term on the terms and conditions set out in this Licence.

4.2 The rights granted by the Council in this Licence are contractual only and shall not create or confer upon the licensee any tenancy, estate or interest in the Licensed Area.

4.3 The licensee acknowledges that it is only entitled to the exclusive use of the Licensed Area for those days as specified in **ITEM 9** of the Schedule and that on the other days the Council may use or permit other parties to use the Licensed Area after consultation with the licensee.

#### 5. **Licence Fee**

5.1 The licensee will pay to the Council the Licence Fee.

5.2 The Licence Fee will be reviewed at the end of each licence period to an amount to be mutually agreed between the parties and failing agreement then as specified in **ITEM 10** of the Schedule.

**6. Outgoings**

The licensee will pay for all services consumed by the licensee in or on the Licensed Area (including without limitation electricity and water) and the licensee will reimburse the Council the proportion of all rates, taxes and statutory charges that the licensee's use of the Licensed Area bears to the total use of the Land.

**7. Goods and Services Tax**

All payments to be made by a party in respect of a supply made under this Licence (including but not limited to the licence fee) are calculated without regard to GST. If a payment by one party to the other under this Licence is for a supply under this Licence on which the supplier must pay GST and the supplier gives the recipient a tax invoice for the amount increased by the GST the recipient must pay the increased amount.

**8. Permitted Use**

8.1 The licensee shall not without the prior written consent of the Council (which consent may be given or withheld in the Council's absolute discretion) use the Licensed Area for any purpose other than the Permitted Use.

8.2 Notwithstanding any other provisions of this Licence, the Council may restrict the use of the Licensed Area where such use will be in the Council's reasonable opinion cause damage to the Licensed Area or will prejudice, cause a nuisance to or an obstruction to other users of the Land.

**9. Maintenance**

The licensee will at its own expense promptly make good any damage caused to the Licensed Area by the licensee or its agents, contractors, workmen or employees.

**10. Cleaning**

The licensee will ensure that the Licensed Area is kept clean, tidy and free from rubbish during the term of the licence after use by the licensee.

**11. Obligations at the end of the Licence Term**

The licensee will, on the expiration or earlier termination of this Licence, deliver up possession of the Licensed Area in such condition as shall be consistent with the obligations contained in this Licence.

**12. Alterations or Additions**

The licensee shall not make any alterations or additions to the Licensed Area, including the erection of signs, during the Licence Term without the prior written consent of the Council (which consent may be given or withheld in the Council's absolute discretion).

**13. No Assignment**

The licensee shall not assign, transfer, sub-let or sub-licence or otherwise part with possession of the Licensed Area without the prior written consent of the Council (which consent may be given or withheld at the Council's absolute discretion).

**14. Release**

The licensee will use and occupy the Licensed Area at its own risk in all things and it will release and discharge, to the extent permitted by law, the Council its officers, agents and employees in the absence of any default or neglect on their part, from Claims of every kind, resulting from any loss of life, accident, injury to persons or loss of or damage to property whatsoever or howsoever occurring in, upon or in any way connected with the use of the Licensed Area by the licensee, its agents, contractors employees and invitees.

## 15. **Indemnity**

The licensee will indemnify and keep indemnified the Council from and against any Claims of any nature whatsoever the Council may suffer or incur in connection with any loss of life, personal injury and/or loss of or damage to property arising from or out of or in connection with the use by the licensee of the Licensed Area or any part of it except where such loss of life, personal injury and/or loss of or damage to property is occasioned by any neglect, default or omission by the Council or its officers, agents and employees.

## 16. **Insurance**

16.1 The licensee shall take out public risk cover for not less than Ten Million Dollars (\$10,000,000.00) at the start of this agreement for any one incident.

16.2 The Council has the right to require the licensee to increase its public risk cover at any time to any figure nominated by the Council.

16.3 The licensee will be required to produce a true copy of the original Public Risk Insurance policy on an annual basis and that copy will be placed on the Council's file at the insurance anniversary date. (A copy of the Policy invoice **will not** suffice).

16.4 The Policy must cover both the Council and the licensee for each party's rights and interest and the Council should be noted on the Policy.

## 17. **Damage or Destruction**

17.1 If the whole or any part of the Licensed Area is damaged or destroyed so that the Licensed Area is unfit for use by the licensee then the Licence Fee or a fair portion according to the nature and extent of the damage will abate until the Licensed Area is fit for occupation and use.

17.2 If part of the Licensed Area is damaged or destroyed, the Council may determine in the Council's absolute discretion whether the Licensed Area will be reinstated and will provide written notice to the licensee of its decision within one (1) month of the damage or destruction occurring.

17.3 If the Council does not notify the licensee pursuant to subclause 17.2 of if the Council fails to re-instate the Licensed Area within a reasonable time then the licensee may terminate this Licence on seven (7) days written notice to the Council.

## **18. Termination**

18.1 In addition to any other rights of termination granted by this Licence, the Council may terminate this Licence immediately by notice in writing to the licensee and re-enter and take possession of the Licensed Area if:

18.1.1 following written notice from the Council requiring a breach to be rectified, the licensee fails to rectify a breach of an obligation under this Licence within a reasonable time having regard to the nature of the breach;

18.1.2 the licensee commits or permits any further breach of an obligation imposed on the licensee by this Licence for which the Council has previously given notice in writing, notwithstanding rectification of the previous breach.

18.2 Termination of this Licence by the Council shall be without prejudice to any rights, remedies or actions that the Council may have or has against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this Licence.

**19. Severance**

19.1 Each word, phrase, sentence, paragraph and clause of this Licence is severable.

19.2 If a court determines that a part of this Licence is unenforceable, invalid, illegal or void that court may sever that part.

19.3 Severance of a part of this Licence will not affect any other part of this Licence.

**20. Entire Licence**

20.1 This Licence incorporates the attached schedules and annexures.

20.2 This Licence contains the entire Licence between the parties with respect to its subject matter.

20.3 This Licence supersedes any prior agreement, understanding or representation of the parties on the subject matter.

**21. Modification**

Any modification of this Licence must be in writing and signed by each party.

**22. Waiver**

22.1 A waiver of any provision of this Licence must both be in writing and be signed by the parties or by a person duly authorised to sign such a document on a party's behalf.

22.2 No waiver by a party of a breach of a term or condition contained in this Licence shall operate as a waiver of any breach of the same or any other term or condition contained in this Licence.

22.3 No forbearance, delay or indulgence by any party in enforcing the provisions of this Licence shall prejudice or restrict the rights of that party.

## 23. Notices

23.1 A “**notice**” means:

23.1.1 a notice in writing; or

23.1.2 a consent, approval or other communication required to be in writing under this Licence.

23.2 A notice must be signed by or on behalf of the sender addressed to the recipient and:

23.2.1 delivered to the recipient’s address;

23.2.2 sent by pre-paid mail to the recipient’s address; or

23.2.3 transmitted by facsimile or email to the recipient’s known facsimile number or email address.

23.3 A notice given to a person in accordance with this clause is treated as having been given and received:

23.3.1 on the day of delivery if delivered before 5.00 pm on a business day, otherwise on the next business day;

23.3.2 if sent by pre-paid mail, on the third business day after posting; or

23.3.3 if transmitted by facsimile and a correct and complete transmission report is received on the day of transmission on that day if the report states that transmission was completed before 5.00 pm on a business day, otherwise on the next business day;

23.3.4 if the recipient receives by facsimile transmission a notice that is illegible, the recipient must notify the sender immediately and the sender must continue, to retransmit the notice until the recipient confirms that it has received a legible notice. The rules in relation to transmission reports as stated above apply;



23.3.5 if transmitted by email and a correct and complete transmission report is received on the day of transmission on that day if the report states that transmission was completed before 5.00 pm on a business day, otherwise on the next business day.

23.4 The address, facsimile number or email address of a person is those set out below that person's name in **ITEM 1** of the Schedule.

23.5 A person may from time to time notify its change of address or facsimile number or email address by written notice to the other party.

**24. Costs and Stamp Duty**

24.1 Subject to clause 24.2 all costs incurred in respect of the preparation, perusal, negotiation and execution of this Licence shall be shared equally between the parties.

24.2 The licensee shall pay the stamp duty (if any) assessed or charged in respect of this Licence.

**25. No Warranty**

The licensee acknowledges that the Council has not given any warranty as to:

25.1 the condition of the Licensed Area; or

25.2 the Licensed Areas structural or other suitability for the Permitted Use (or for any other use).

**26. Special Conditions**

Any special conditions over and above the terms and conditions contained in this Licence Agreement shall be contained in Item 11 of the Schedule. In the event that there is any conflict between the terms and conditions of this agreement and those provisions set out in Item 11 of the Schedule the provisions set out in Item 11 shall prevail.

**EXECUTED** as an Agreement

**THE COMMON SEAL** of )  
**YORKE PENINSULA COUNCIL** )  
was hereunto affixed )  
in the presence of: )

.....  
Mayor

.....  
Chief Executive Officer

**THE COMMON SEAL** of )  
**Minlaton & District Progress** )  
**Association Inc.** )  
was hereunto affixed )  
in the presence of: )

.....  
President

.....  
Secretary

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## **SCHEDULE**

### **Item 1**

**Licensee**

**Name: Minlaton & District Progress Association Inc.**

**Address: PO Box 2007 Minlaton SA 5575**

**Phone: 0458 179 309**

**Email: germaine@internode.on.net**

### **Item 2**

**Description of Land**

West Terrace Minlaton, Part Section of 295 PLN  
131000 CR 5758/42 (Crown land under Council's  
care, control and management)

### **Item 3**

**Permitted Use**

Community Gardens

### **Item 4**

**Name of Building**

Not applicable

### **Item 5**

**Commencement Date**

### **Item 6**

**End Date**

### **Item 7**

**Licence fee**

Ten (\$10) per annum plus GST TOTAL  
\$11 payable annually in advance subject to review  
pursuant to subclause 5.2 and **ITEM 10**.

### **Item 8**

**Extension of Licence Term**

Five (5) Years

### **Item 9**

24 hours per day 7 days per week

#### **Days and hours of Use**

### **Item 10**

#### **Licence fee Review**

The licence fee will be reviewed at the end of the initial term.

If an amount cannot be mutually agreed, the licence fee is to be determined to be the fair market fee for the property.

The "fair market licence fee" means the amount fixed as the fair market licence fee for the property as fixed by a licensed valuer appointed by mutual agreement or failing agreement then by the President of the Australian Institute of Valuers (South Australian Division).

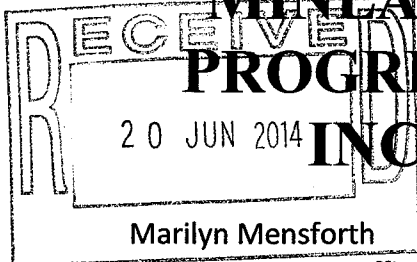
In the event of review to fair market licence fee the valuer is treated as acting as an expert and not as an arbitrator. His or her costs must be paid half each by the parties and the requirements of this Item 10 are not affected just because dates mentioned in this Item 10 have passed.

### **Item 11**

#### **Special Conditions:**

1. Licensee is responsible for –
  - (i) Public Liability insurance
  - (ii) Outgoing costs for water (invoiced by Council).
2. Each party to pay half share for licence preparation
3. Toilets – a key has been issued to the licensee for access to amenities on the western side of Minlaton Oval.
4. Waste / Recycling - if in the future bins are required the licensee will be responsible for associated service charges.

# MINLATON & DISTRICT PROGRESS ASSOCIATION INCORPORATED



Marilyn Mensforth  
Property Tenure Officer  
Yorke Peninsula Council

Dear Marilyn

## Licence Agreement for proposed Community Garden Site at Minlaton.

The Minlaton & District Progress Association and the Community Garden sub committee thank Council for the work done at the Garden Site. It is much appreciated.

We are prepared to sign the Licence Agreement subject to the following request being accepted by Council.

- (1) Council being responsible for Liability Insurance.
- (2) Rubbish bins being provided by Council at no cost.
- (3) Some support with water costs

The reason for this request is as follows: -

The aim of the Garden is to offer another recreational activity for community members. It will be run by Volunteers. This Project is similar in many ways to the Playground upgrade, Bike Track/ Skate Park and Captain Harry Butler Statue. All three projects are on Council land and Progress has not signed a Licence Agreement. None pay ongoing expenses. (Power, water, rubbish collection or liability insurance)

The Progress Association requests that the same situation be approved for the Community Garden Project so that it may be able to proceed to fulfil its Strategic Plan as attached.

Yours Sincerely,

*B.L. Cook*

Bruce Cook  
Chairman

*C Germaine*

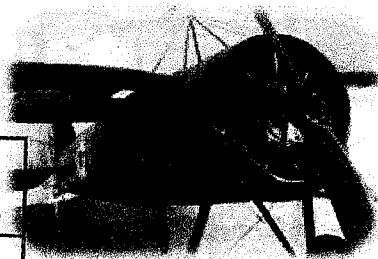
Charlotte Germaine  
Secretary

Yorke Peninsula Council  
Council Agenda  
Wednesday 13th August 2014

Item Number  
3575-2014-3  
COS Number

16.51.2.1

Distribution



**Minlaton & District  
Progress Ass. Inc.**  
Established 2003

ABN NUMBER 62 127 025 518

**Chairperson**  
Bruce Cook  
blafcook@netyp.com.au

**Vice Chair**  
D'Arcy Button  
darcybutton@bigpond.com

**Secretary**  
Charlotte Germaine  
c.germane@internode.on.net

**Public Officer**  
Kerry Hickman  
keyway1@internode.on.net

**Treasurer**  
Gary Belfrage  
garybelfrage@me.com

**GFG Editor**  
Charlotte Germaine  
editor@minlaton.com

**Playground Representative**  
Philippa Coote  
pipcoote@netyp.com.au

**Minlaton Bike Track/Skate Park**  
Janet King  
paul@kingsfashions.com.au

**Captain Harry Butler Statue Committ**  
June Benbow  
info@benbowsofminlaton.com

**Community Garden Group**  
Robyn Schwarz  
Robyn023@hotmail.com

**Correspondence to:**  
**The Secretary**  
**P.O. Box 2007**  
**Minlaton 5575**



## Minlaton & District Progress Assoc. Community Garden Group Strategic Plan 2014

<u>Strategic Direction/Plan</u>	<u>Objectives</u>	<u>Strategies</u>	<u>Finance Availability</u>	<u>Outcomes</u>	<u>Target Dates</u>
Building a Shed With a cement floor.	6 x 6 x 2.5 Cement floor Sliding door	Fundraising Volunteers Donations	Grants Fundraising Donations	Storage	Sept / October
Installing garden plots	Community Plots and Garden Lease Plots	Working Bees	Fundraising Donations and Grants	Plots for lease, And for Community use	Sept / October
Installing water to the Plots	Lay pipes and watering system	Working Bees Involve Council	Fundraising Donations		Sept / October
Obtaining garden soil	Donations from Council	Working Bees	Community Garden funds	Plots ready to plant	Sept / October
Installing signage	Community Competition	Winner of Competition	\$180 available	Community Garden Signage	September 2014
Community Plots	Starting as soon as Licence approved	Donations and Committee Funds	\$600 plus donations	Involving the wider Community	September 2014
Planting Trees	Planting Fruit Trees	Working Bees	Funded from the Committee	Fruit	June / August 2014

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **4. EDITHBURGH PROGRESS ASSOCIATION INC. PROPOSED LEASE**

(File Ref: 9.24.1.1)

##### **INTRODUCTION**

Submissions have been received in response to public consultation on the proposed lease to Edithburgh Progress Association Inc. (Progress) for the purpose of installing a Recreational Vehicle (RV) Dump Point and boat washing facility.

##### **RECOMMENDATION A**

That Council:

1. receive and consider the written submissions in response to the Public Consultation on the proposed lease for Edithburgh Progress Association Inc.
2. grant a five year lease with a five year right of renewal to Edithburgh Progress Association Inc. for the purpose of installing a RV dump point as well as a boat washing facility on a portion of Section 649 Old Honiton Road Edithburgh, Plan 130900 Crown Record Volume 5757 Folio 197.
3. authorise the public consultation process for reclassifying a portion of Section 649 Old Honiton Road Edithburgh, Plan 130900 Crown Record Volume 5757 Folio 197 from Category 1 Reserves to Category 3 Public and Community Facilities on Council's Community Land register.
4. authorise the Mayor and Chief Executive Officer to sign and affix Councils seal to the relevant documents necessary to execute the lease.

or

##### **RECOMMENDATION B**

That Council

1. receive and consider the written submissions in response to the Public Consultation on the proposed lease to Edithburgh Progress Association Inc.
2. decline to grant a five year lease with a five year right of renewal to Edithburgh Progress Association Inc. for the purpose of installing a RV dump point and a boat washing facility on a portion of Section 649 Old Honiton Road Edithburgh, Plan 130900 Crown Record Volume 5757 Folio 197.

##### **COMMENT**

Following approval at the 11<sup>th</sup> June 2014 Council meeting for Council to proceed with the public consultation process, the following steps were taken:

- A public consultation notice was placed in the Yorke Peninsula Country Times.
- An information report was made available to the public on Council's website, at all Council offices and on request to Council.



At the close of the public consultation period on the 9<sup>th</sup> July 2014 five submissions, including one submission with a petition, were received.

Rhonda & Peter Dixon, property owners of 1A George Street Edithburgh are against the proposed location of the lease area and requested in their submission to appear before Council. Attachment 1.

Julie Doyle, property owner of 4 Panfry Terrace Edithburgh also requested in her submission to appear before Council. There was concern raised about why the boat cleaning facility would not be located at the Edithburgh boat ramp as well as the need for keeping Section 649 as a Reserve only. Attachment 2.

A second letter was received from Julie Doyle which also included a petition with twenty eight signatures, opposing the proposed lease to Progress and asking for the reserve to stay as is. Attachment 3.

G. D. & P. J. Hutchins, property owners of 7 Panfry Terrace Edithburgh, had various concerns including use of 'Reserve' grounds for a dump point and boat washing facility and the possibility of the closure of Blanche Street for caravan park expansion in the future. Attachment 4.

Bruce & Bev Scarce, property owners of 1 Sultana Point Road Edithburgh included a request for the proposed installations, with necessary parking space, be screened off with natural vegetation and rubbish not allowed to be left at site. Attachment 5.

An acknowledgement letter was sent to the author of each submission along with a map of the reserve showing the approximate location of the proposed dump point. Attachment 6.

It has been confirmed with Edithburgh Progress that no fee will be charged for the proposed facilities.

It was also noted in the submissions, and omitted from the last report on this matter, that the intended use of the portion of Section 649, being the proposed site for the dump point and boat washing facility, is not in line with the Land Management Plan for Category 1 Reserves on Council's Community Land register. In the event that it is recommended to proceed with the lease it is proposed that Council go back to public consultation for the redesignation of the portion of Section 649, from Category 1 Reserves to Category 3 Public and Community Facilities to accommodate the proposed use of the land.

Any future change to the use of the land other than for a dump point or boat washing facility will also require further public consultation.

#### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Section 201 (2) (a) & Section 194 (3) of the Local Government Act 1999.

Division 3 – Community Land, Local government Act 1999.

PO057 – Public Consultation Policy.


#### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

The lease fee for the proposed lease is \$100 + GST per annum.

The application fee charged for the Consent to lease dedicated Crown land approval will be the responsibility of Edithburgh Progress Association Inc.

The solicitor's \$600.00 lease document preparation fee will be equally shared by Council and the Edithburgh Progress Association Inc.

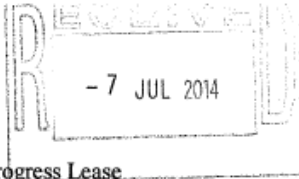
## Attachment 1

RECEIVED - 9 JUL 2014 Rhonda and Peter Dixon 1A George Street Edithburgh SA 5583  Edithburgh Progress Lease Yorke Peninsula Council PO BOX 88 Minlaton SA 5575 8 <sup>th</sup> July, 2014  To Chief Executive Office  We request to appear in person before Council on the 13 <sup>th</sup> August, 2014 in the matter of the Proposal. From the Edithburgh Progress Association INC.  To speak against the Proposed Lease area in adjacent to the Edithburgh Caravan Park. Portion of Section 649. Edithburgh and the actual way the Proposal has been proceeded.  Regards  Rhonda and Peter Dixon	<table border="1"><tr><td>Item Number</td></tr><tr><td>4075-2014-3</td></tr><tr><td>GDS Number</td></tr><tr><td>16.20.2.1</td></tr><tr><td>Distribution</td></tr><tr><td>copy to Jackie</td></tr></table>	Item Number	4075-2014-3	GDS Number	16.20.2.1	Distribution	copy to Jackie
Item Number							
4075-2014-3							
GDS Number							
16.20.2.1							
Distribution							
copy to Jackie							

## Attachment 2

5.7.14

Edithburgh Progress Lease  
Yorke Peninsula Council  
PO Box 88  
Minlaton SA 5575



Item Number
4036-2014-3
SDS Number
16.20.2.1
Distribution

Dear Madam/Sir,

Re: Proposed Lease to Edithburgh Progress Association Volume 5757 Folio 197 Old Honiton Road Edithburgh.

Edithburgh is a beautiful town and I thank the Community for keeping it that way. Living in a town catered for Tourist is fantastic BUT why when some one comes up with "new ideas" the above Land is mentioned and again I oppose to any changes to this Land.

Why do they need all this land for a Dump Stations and Boat Washing. I have seen these facilities located by the Laundry Building at Caravan Parks (Parks smaller then Edithburgh). I envisage this Land may become "eye sore" being used as Caravan Storage as well.

There are Yorke Peninsula Towns which have their Boat Wash by the Boat Ramp, why not have one at Edithburgh Boat Ramp. Tourist/Visitors and Locals pay their Ramp Fees why isn't this facility available for their use


Being a Rates Payer, I propose Council keeps this Land as a Reserve, which will look much better than a Dump Station/Boat Wash Area/ Caravan Storage Area etc. Maybe, Edithburgh Progress should consider using the \$500 in changing this Land into the a Reserve.

Can you please accept this my request to attend the Meeting on the 13<sup>th</sup> August 2014. Please advise time and venue.

Yours faithfully,





Julie Doyle  
PO Box 279  
Edithburgh SA 5583  
Phone: 88229 234

Attachment 3

7/7/14	<div>RECEIVED - 9 JUL 2014</div>	<div>Item Number 4080-2014-3</div> <div>GDS Number 16.20.2.1</div> <div>Distribution</div>
<div>Edithburgh Progress Lease Yorke Peninsula Council PO Box 88 Minlaton SA 5575</div>		
<div>Dear Sir / Madam,</div>		
<div>Re: Proposed Lease to Edithburgh Progress Association - Volume 5757 Folio 197 Old Honiton Road Edithburgh.</div>		
<div>Please find enclosed, copy of Partition signed by Friends and Locals of Edithburgh who were happy to oppose the above Proposed Lease to Edithburgh Progress Association.</div>		
<div>I was very surprised majority of the signatories were unaware of this "Proposal", and were happy to Oppose it. Some suggested the Dumping Station should be located outside the Township not near homes and mentioned if not treated/maintain properly this will attract flies and sewage smell which will not be environmentally friendly. It was also mentioned the "soak age pit" which already exists on this Land, does have a sewage smell particularly in the Summer. As for the Boat Washing, they are happy to keep doing what they always do, wait to they get home, and this facility should be at the Boat Ramp. They also questioned why \$500.00 (\$100.00 a year)! Happy to pay the Council and keep the Land as it is.</div>		
<div>On this occasion, Edithburgh Progress Association Inc. should start thinking outside of the Triangle! And listen to their local community by NOT proceeding with this "Proposed Lease".</div>		
<div>Yours faithfully,  Julie Doyle PO Box 279 Edithburgh SA 5583  Phone: 88229234</div>		

PARTITION:

EDITHBURGH PROGRESS HAVE APPROACHED COUNCIL TO LEASE THE BLOCK OF LAND ON OLD HONITON ROAD / BLANCHE ST EXTENTION/ PANFRY TCE (ACROSS THE ROAD FROM CARAVAN PARK). THEY PROPOSE TO USE THIS LAND FOR DUMP STATION/BOAT WASH AND MAYBE CARAVAN STORAGE AREA. THIS LAND IS A RESERVE AND SHOULD BE LEFT THAT WAY, TREES WOULD BE A BETTER VIEW THAN HAVING A DUMP STATION/BOAT WASH ETC. YOUR SUPPORT BY OPPOSING THIS PROPOSAL WOULD BE APPRECIATED, PLEASE SIGN. THANK YOU.

Name	Sign
ROSS WILLIAMS	
Sonya Williams	
KEN FORREST	
MAX SLATER	
JOHN DOWLE EDITHBURGH	
REY PETERSON	
PAUL DOWLE	
Chris McArthur	
RITA SRY	
SHIRLEY ROLL	
RUDOLF ROLL	
Bruce Scarce	
Bev Scarce	
Doreen Parker	
John Chapman	
DOROTHY CHAPMAN	
JULIE HANCOCK	
PHIL. HANMAN	
M.D. HANMAN MARKO	
MICK HANMAN	
GARRY HUTCHINS	
Pam Hutchins	
Peter Dixon	
Rhonda. Dixon.	
Deb Arnold	
Geoff Arnold	
Nicola TAYLOR.	
JEFF TAYLOR.	

## Attachment 4

<b>RECEIVED</b> - 7 JUL 2014	Item Number
	4037-2014-3
	GDS Number
	16.20.2.1
	Distribution

G.D.& P.J.Hutchins.  
7 Panfry Terrace .  
Edithburgh .  
South Aust 5583.  
Ph 0422306607  
5th July 2014

**RE : Edithburgh Progress proposed Lease**

**Attn : Marilyn Mensforth.**

We are in receipt of the Yorke Peninsula Council public consultation report and wish to comment accordingly prior to the council consideration on the 13th August 2014 and list our comments and concerns detailed in this report and which should noted and read in conjunction with the Council meeting. Whilst we understand that progress may be a priority of some due consideration must be given to others before decisions are made on behalf of the community.

The report clearly states the Progress intentions and this consultation report indicates that given council approval it will be a "carte blanche" go ahead for the Progress to do what they wish without any further consultation and this being the "thin edge of the wedge" for any thing on this land.

Progress should be made to submit planning to the Council for both public comment and approval with this planning made be by a reputable authority.

It is noted that the land in question is Category 1 Reserve Schedule 9 ( Federal ? ) so how can a commercial operation be approved on this land ? As we are sure that there will be fees payable for use of the proposed facilities, Therefore it is a commercial profit making operation.

The proposal is for a " Rec Vehicle Dump Zone " and " Boat Wash " and we comment accordingly.

It is understood that other towns have these facilities , but they are not located in the Caravan Parks but in other areas.

In respect to the " Dump " we cannot see that it will increase the patronage of the town as they will " Dump " and continue on their journey after paying a fee and not contributing to the community.

An area is also being considered for a boat wash and states that a facility is not available in Edithburgh That may be so but if you own or build in Edithburgh surely you have the sense to include this facility in your own home when planning and if people wash in inappropriate areas they should be issued with an expiation notice if detected.

The council is continuing to advise us of the necessity to conserve water in our region as it is a limited resource in this area and this proposal is doing nothing to conserve it , and lets face it what local is going to pay to wash their boat, and in addition what of the effluent run off and pollution of the enviroment from these facilities as the Park only operates on a septic system ( ALL NEW HOUSEHOLDS HAVE TO INSTALL INVIRO STYLE SYSTEMS ) So should the park prior to any new proposals.

The only people that will benefit from these proposals will be the Progress and the Caravan park managers as these proposed facilities will be a profit orientated venture and really we cannot see the town as a whole obtaining a benefit as a result of these proposals.

Whilst on the subject of the Caravan Park expansion we would appreciate advise as to whether the current Blanche St past the park is a gazetted road ( the old O Hallaran Road ran in front of the park did it not ?) and if it is not what is stopping the Progress from closing it and relocating it from its current rout to the new boundary of the park from Anstey to Panfry Terrace without consultation to the public.

( If this is their secret agenda it would be more practical to run from Anstey to meet up with Sultans Pt road at the fish house and would not effect anyone )

This potential rerouting of the road would make traffic in the area of Panfry / Tuna unbearable because it would be the only route to Suitana Pt and these streets are not designed for this type of traffic ( boats & caravans ) it is OK for the progress members as they would not be effected and say it's not my problem as it is not in my back yard and not effecting us.

What is to become of the caravans in storage on Yorketown road are the going to be located here creating an eyesore and DETRACTING from what the council profile states that the Yorke Peninsula is "Agriculturally rich - naturally beautifill "

We think not, it is profit orientated and not in the best interest of the wider community with what appears secrecy in the Progress intentions

In the first instance beautifying the area with trees etc should be the first priority before any decisions are made by the Council together with an appropriate planning programme submitted for approval prior to any proposal approval being granted.

We look forward to you reply and comments to this communication

Without Prejudice



Hutchins

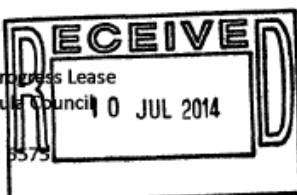
G.D.& P.J. Hutchins



## Attachment 5

July 7<sup>th</sup> 2014

Edithburgh Progress Lease  
Yorke Peninsula Council  
PO Box 88  
Minlaton SA 5575



Dear Sir/Madam

- Re: Edithburgh Progress Association Inc. Proposed Lease. Public Notice 17/6/14.

We would like to inform the Yorke Peninsula Council of our point of view and thoughts regarding the above proposed lease.

We also wish the Edithburgh Progress Association well in regard to their endeavours and benefits outlined in the consultation document, and are mindful that progress will and needs to happen.

**Visitors** to the town will judge it on the first impression of what they see. Reserves have and always will be highly sought after in making a town pretty and attractive. We see some visitors, towing their vans, drive past the Caravan Park, turn around and go out without staying or using the town's facilities or businesses. Maybe they would use the proposed facilities ??

**Residents** in the town who use the town businesses and may put a lot of their time into the town will see these developments/facilities day in and day out instead of the present green and attractive reserve.

**Request** that the granting of any lease of crown land reserve ensures that the following points are covered.

- That the development is screened off with natural vegetation in preference to galvanised or colourbond iron fencing.
- That rubbish is not allowed to be left on or around the property.
- That no smells come from the development.
- That adequate parking on the property within the screened area is provided.

**Personal** We selected our home site and built our retirement home four years ago for the view and ambience of the reserve, which is a lot nicer than a commercial dump and cleaning facility. We also admired the row of pine trees down the western boundary of the Caravan Park. These have mostly been removed, which to us is disappointing as our window looks directly at both above points. We believe our point of view is shared by others!!

**General** The following thoughts have crossed our mind

- District Council of Yorke Peninsula Community Land Register Sec. 49 C.T. 5757/197, does not include Caravan Park, dump point or washing facility.
- Crown land reserves' purpose excludes any commercial activity and the objectives are to strictly exclude any commercial use.
- Edithburgh is a destination. It is not on a major highway with a lot of passing tourists requiring a dump point. There are dump points at Ardrossan and Stansbury. Any dumping may have been done before they arrive or pass through the town.
- There is land available bounded by Yorketown Road, Edith Street and Park Terrace more suited to public commercial use as required in this proposal. More particularly a dump point.

Item Number
4098-2014-3
GDS Number
16.20.2.1
Distribution



- Modern caravans have toilet canisters which they have to empty. Wouldn't it be better that this development be carried out within the Caravan Park. We don't think visitors want to carry their canisters across a public road to empty them. You may find you have less visitors, which is not the purpose intended.
- Good boat ramps have the wash down facility at the ramp. Unfortunately many boaties will be highly critical of this development as proposed.
- Edithburgh boat ramp could easily have a boat washing facility next to the anchor. The water is already there. More practical, sensible and cheaper.
- The Caravan Park has a captive market if the dump point is within the Park and still maintains its boat washing facilities. No doubt that in the dry months the fresh water would be welcome on lawns if recycled.
- Do you require a ten year lease to investigate future expansion of the Edithburgh Caravan Park? It appears to us, being a destination town – it only fills up three times a year at peak holiday times. Maybe other services to the town could be investigated instead , for the greater benefit of all. Would any expansion of cabins affect the established motels? They may lose business and be adversely affected.
- The reserve should and must be kept as a reserve for the highest and best use and benefit of all residents, visitors and future generations, which will add beauty to the town, and visitors are attracted to beautiful towns with parks, gardens and reserves.

**Questions** We understand that the development application for a waste water system has already been approved. Does this mean that Council and Progress are merely going through the motions, as this proposal is a fait accompli?

- Should the public consultation report have been more open and advised that the development application for a waste water system has already been approved? If in fact it has.
- Is there a land management document for this proposal?
- Will there be any fees charged for the proposed facilities?

Yours sincerely  
 Bruce and Bev Scarce.  
 1 Sultana Point Road  
 PO Box 337  
 Edithburgh SA 5583



## Attachment 6



## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **5. PUBLIC LIBRARY SERVICE PILOT PROGRAM**

(File Ref:9.24.1.1)

##### **INTRODUCTION**

To advise that Council have been offered an opportunity to participate in a pilot program by SA Public Libraries Services, with the aim of developing a planned approach toward future provision and improvement of community library services throughout the district.

##### **RECOMMENDATION**

That Council endorse Council's participation in the Public Libraries Service pilot program.

##### **COMMENT**

The Libraries Board of South Australia recently undertook a review of School Community Libraries and subsequently released a report looking at options for future models of service delivery. A series of recommendations were identified for consideration by the Libraries Board of South Australia. One recommendation identified an opportunity for Public Library Services (PLS), on behalf of the Libraries Board of SA, to develop and roll out a Community-lead Business Planning Model for School Community Libraries via a specific Library Management System (LMS) review.

The aim of this recommendation is to ensure that each Council develops a region-specific agreement with the relevant Department for Education and Child Development (DECD) Schools in relation to provision of school based community library services.

PLS have identified that there are a number of developing issues with the current "Joint Use Libraries" arrangement, and in response, have obtained funding to work with 4 local Councils on a pilot project to address and improve some of these issues.

Following the release of this report, and the fact that the current Yorke Peninsula arrangements were established back in the 1980s prior to Council amalgamation, and haven't been reviewed since, the PLS has indicated that the Yorke Peninsula structure should be one of the first reviewed.

Staff from PLS, Geoff Stremple, Associate Director, and Jo Freeman, Change Manager LMS Project, recently visited Council to discuss with key staff and elected members the need to review our current arrangements.

It has been suggested we refine our strategies to ensure our community is receiving the best possible library service, which also makes the most of technology available to us to ensure community library services remain relevant, vibrant and sustainable.

PLS plan to nominate a facilitator to work with Council, relevant DECD staff and our community, to develop an agreed service delivery model which best suits the needs of our region.

All recommended strategies identified in the pilot will be brought back to Council for consideration ahead of any implementation proposal.

## **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act 1999

Libraries Act (1982)

The Libraries Board and the Local Government Association Memorandum of Agreement  
Strategic Plan

Key Theme: Community Engagement

1. Vitality and Connection

Strategic Goal: 1.4 We will continue to support and deliver library services

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Initial involvement in the pilot project will only require staff time, and has minimal associated risk as there will be no community impact until the study has been completed and Council agrees to any implementation strategies.

Further financial and risk management considerations will ultimately be dependent on the nature of the recommendations which are provided at the completion of the project.

Should Council not endorse participation in the project there is a danger that Council may not be achieving potential optimal community service levels, and that there may be duplication of expenditure and confusion between the DECD Schools and Council.

Should Council endorse participation in the project, there are opportunities for services to be streamlined, community focussed and integrated. There is also the opportunity for improved relationships between Council staff and DECD staff.

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **6. PORT VICTORIA CFS** (File Ref:9.24.1.1)

##### **INTRODUCTION**

In the event submissions are received in response to public consultation on the proposed revocation of community land classification for a portion of 36 Main Street Section 282 Port Victoria, the submissions need to be considered by Council.

##### **RECOMMENDATION**

That Council, in relation to a portion of Section 282, Hundred of Wauraltee Port Victoria Crown Record Volume 5757 Folio 278:

1. authorise to seek Ministerial approval for the revocation of the Community Land classification to accommodate the necessary requirements for the Minister for Emergency Services to build a new Country Fire Service station at Port Victoria.
3. authorise the Mayor and Chief Executive Officer to sign and affix Councils seal to the relevant documents necessary to execute the lease.

##### **COMMENT**

A resolution to proceed with the public consultation process for the revocation of community land status was carried at the 9<sup>th</sup> July 2014 Council meeting.

The public consultation notice was advertised in the 15<sup>th</sup> July 2014 edition of the YP Country Times and on Council's website with a report made available to the public at Council offices and on Council's website.

Council received no submissions by the closing date of the public consultation, being 5<sup>th</sup> August 2014.

In the event Council agree to continue with the revocation process, Council is required to consider passing a resolution to proceed with seeking Ministerial approval for the revocation of the community land classification in accordance with Section 194 (3) (a) of the Local Government Act 1999.

An application will be prepared for submission to the Minister for State / Local Government seeking approval for the revocation of this land and will outline details of the steps taken by Council regarding consultation with the community on the revocation proposal.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Section 194 (2)(a) Local Government Act 1999

PO057 Public Consultation Policy

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

There is no financial burden on Council to proceed with the revocation and rededication of the community land as all costs will be the responsibility of the Minister for Emergency Services.

Council however are required to adhere to the legislative requirements of rededicating the land to the Minister for Emergency Services which includes the revocation of the community land.

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **7. REQUEST FOR EXEMPTION FROM WASTE AND RECYCLING SERVICE CHARGES – GARY HART** (File Ref: 9.24.1.1)

##### **INTRODUCTION**

Mr Gary Hart has written to Council requesting he be exempted from charges for the Waste and Recycling Service on the rates account applicable to his properties at Warooka, (Assessment 101550 and Assessment 101568) in accordance with Council's Policy PO125 – Waste and Recycling Service.

##### **RECOMMENDATION A**

That Council does not agree to provide an exemption for the Waste and Recycling Service Charge for Assessment Numbers 101550 and 101568;

or

##### **RECOMMENDATION B**

That Council agrees to provide an exemption for the Waste and Recycling Service Charge from 1 July 2014 for Assessment Number 101550 and 101568.

##### **COMMENT**

A copy of the written request received from Mr Hart is attached.

Staff contacted Mr Hart and he has confirmed that he requests exemption for Assessment Numbers 101550 and 101568 which together represent the property from which his firm, Hart Bros, operates at Main Street, Warooka.

Mr Hart's request is made on the grounds that he is capable of providing this service to himself as a fully insured, EPA accredited provider. Mr Hart advises that he has been conducting a waste and recycling service in the Yorke Peninsula Council area for several years and that his firm, Hart Bros, has extensive local knowledge and experience in this industry.

Mr Hart also cites increased business cost pressures and market competition as key reasons that he should not be required to pay for services that he independently and successfully provides via his company.

Mr Hart has been charged an annual fee for services to these properties for the 2014/2015 financial year totalling \$765.00.

## **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act 1999 – Section 155

PO125 – Waste and Recycling Service

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

The Waste and Recycling Service charge was introduced in 2008 and Mr Hart is seeking an exemption from annual service fees which have been set for his assessments as follows:

- Assessment 101550, 91-93 Main Street, Warooka, which is charged as a dual 3 bin service at \$255.00 each (Total charge \$510.00) for the 2014/2015 financial year and;
- Assessment 101568, 95 Main Street, Warooka, which is charged as a single 3 bin service at \$255.00 for the 2014/2015 financial year.

Charges for these services are reviewed by Council annually.

The only exemptions provided to date by Council for this service charge are for properties which are uninhabited and therefore not capable of producing waste. (copy of the Waste and Recycling Policy is attached).





PO BOX 193  
WAROOKA  
SA 5577

PHONE: (08) 8854 5092  
FAX: (08) 8854 5249

28 MAY 2014  
ABN: 30 007 652 780  
Building Licence No: BLD37323  
EPA Licence No: 14042

Item Number  
3015-2014-3  
GDS Number  
7.36.1.2  
EMAIL: hartbros@internode.on.net  
Backhoes \* Excavator \* Rockbreaker \* Rocksaw \* Small Excavator \* Tip Trucks \* Bobcat  
Earthmoving \* Bulk Cartage \* Water Cartage \* Rubbish Removal \* Septic Tank Installation \* Site Preparation

16<sup>th</sup> May 2014

Mr Andrew Cameron  
CEO  
Yorke Peninsula Council  
PO Box 88  
MINLATON SA 5575

Dear Andrew,

**Re: Request for Waste & Recycling Service Charge Exemption**

As you would know, I conduct a Rubbish Collection business based in Warooka, servicing the Yorke Peninsula from Port Clinton to Marion Bay. My business is fully accredited with the EPA, fully insured, and has been conducted over several years now, providing Hart Bros with extensive local knowledge and experience in the industry.

Since the introduction of Council's waste and recycling service conducted by SITA some time back, it has concerned me that I am paying for a service which I am able to provide for myself.

Increased costs of conducting business have steadily increased the pressure of 'making ends meet' therefore I request an exemption from the Waste & Recycling Service Charge levied by Council on my properties at Warooka.

Council rates have risen dramatically over the last few years, and future Council borrowings are likely to increase the imposts on local businesses and residents like myself. I think it proper therefore, that ratepayers are able to negotiate alternative arrangements with Council, given that we live in market-driven economy, where monopolies are undesirable and competition is encouraged.

Given the prevailing conditions, I expect Council will give my request proper consideration, and hope that we may negotiate a genuine solution, whereby I am not required to pay for a service which I successfully operate independently.

Yours faithfully,

Gary J Hart  
(Director)

## **DIRECTOR ASSETS AND INFRASTRUCTURE SERVICES**

### **DA/ITEM 6.3**

#### **1. FEES AND CHARGES REGISTER – MEMORIAL BENCH FEE INCLUSION**

(File Ref: 9.24.1.1)

##### **INTRODUCTION**

The purpose of this report is to seek endorsement for the inclusion of a standard memorial bench fee on the Fees and Charges Register.

##### **RECOMMENDATION**

That Council endorse the inclusion and adoption of a standard Memorial Bench Fee of \$320 + GST (to be reviewed annually) onto the Fees and Charges Register.

##### **COMMENT**

It has been identified that the fee for memorial bench seats has never been included within the Fees and Charges Register.

Staff have determined that a fee of \$320 + GST is appropriate based on the supply and delivery cost of a bench with concrete ends and wooden slats (standard model). The cost of any plaque affixed to a memorial bench seat is additional to the seat infrastructure and will be charged accordingly.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Strategic Plan

Key Theme: Corporate Governance and Leadership

2. Organisational Efficiency and Resource Management

Strategic Goal 2.5 Provide services and facilities that meet the needs of our community

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

If endorsed, this fee will be inserted into the Fees and Charges Register and reviewed annually as per usual process.

## **DIRECTOR ASSETS AND INFRASTRUCTURE SERVICES**

### **DA/ITEM 6.3**

#### **2. CWMS OWNERSHIP** (File Ref:9.24.1.1)

##### **INTRODUCTION**

To seek final approval from Council for the transfer of land in relation to the CWMS at both Balgowan and Port Julia.

##### **RECOMMENDATION**

That Council:

1. accept the transfer of the ownership of the land where the Balgowan and Port Julia CWMS are located.
2. authorise the CEO and Mayor to sign and seal all necessary documentation to give effect to this resolution.

##### **COMMENT**

Elected Members may recall that the transfer of land, ownership and ongoing responsibility for the CWMS schemes at both Balgowan and Port Julia has been a matter before Council for some time.

Council previously agreed to assume ownership of the CWMS schemes at both locations with the following resolution being endorsed by Council in June 2013:

***Cr Cook moved Cr Greenslade seconded***

*That Council assume ownership and ongoing maintenance responsibilities of the Balgowan and Port Julia CWMS subject to the completion of capital works and upgrades by the current owners, as identified by audit, to the satisfaction of Council.*

***CARRIED 126/2013 (12/06/2013)***

The Infrastructure Manager Grant Smith has closely monitored the completion of the necessary capital works and upgrades by the current owners to enable Council to finally take ownership of the schemes.

All of the required work has now been completed and it is time for the Transfer of the Land on which the CWMS is located to occur.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Local Government Act 1999

Strategic Plan

Key Theme: Sustainable Communities  
1. Sustainable Infrastructure

Strategic Goal: 1.3 Provide Community Waste Management Systems to our community

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Ongoing operation costs to be absorbed within the Infrastructure Budget and all properties have been levied the service charge for 2014/2015 financial year.

## **DIRECTOR DEVELOPMENT SERVICES**

### **DA/ITEM 6.4**

#### **1. PROPOSED STANSBURY DRY AREA ON NEW YEAR'S EVE** (File Ref:9.24.1.1)

##### **INTRODUCTION**

A dry area has been in place for the past two New Year's Eve celebrations in Stansbury. The dry area was introduced to reduce the unruly behaviour and vandalism that occurred at a previous event. A request has been received to implement a dry area again in Stansbury for the 2014 New Year's Eve celebrations.

##### **RECOMMENDATION**

That Council makes an application to the Liquor and Gambling Commissioner requesting a Dry Area be implemented at the Stansbury foreshore area and oval precinct as shown in Attachment C1, from 10.00pm on Wednesday the 31st December 2014 to 8am on Thursday 1st January 2015.

##### **COMMENT**

As a result of unruly behaviour and vandalism in the Stansbury foreshore area on New Year's Eve in 2011, an application from SAPOL was received to declare the area a dry area on New Year's Eve for 2012. The consultation somewhat split the community in that SAPOL and the Alcohol Management Working Party indicated their preference of having a dry area from 6pm on 31 December to 8am the following morning, whilst the Stansbury Progress Association and several local residents were concerned that any dry area would have a detrimental effect on their popular sea side markets event. After much deliberation, Council endorsed the dry area from 10.00pm on 31 December 2012 to 8.00am on 1 January 2013. Due to the success of this dry area in that no unruly behaviour or vandalism was reported at this event and that the introduction did not have a detrimental impact on the sea side markets, it was again implemented at last year's event.

Anthony Hoy, Brevet Sergeant of Stansbury Police advised Council that no calls or specific taskings were received in relation to the behaviour of patrons on New Year's Eve in Stansbury since the introduction of the dry area and he requests the dry area again be implemented at this year's event.

Council has not received any negative responses in relation to the introduction of the dry area in Stansbury on New Year's Eve. The majority of popular seaside destinations throughout the state now have dry areas put in place for New Year's Eve.

Council's Senior Compliance Officer recently attended the Stansbury Progress Association monthly meeting where the matter was discussed. No objection was raised regarding the introduction of the dry area as has been implemented the previous two years.

The event concludes with a fireworks display which commences at 10.00pm, which lasts for approximately 10 minutes. At the conclusion of the fireworks, the majority of the family orientated crowd leave the area.

The Liquor and Gambling Commissioner will not approve a further request for a short term dry area for New Year's Eve unless there is support from the local member as well as SAPOL. A letter of support for the implementation of the dry area has been received from Mr Steven Griffiths, MP, Member for Goyder and SAPOL.

#### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Section 131 of the Liquor Licencing Act 1977

Strategic Plan

Key Theme: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management

Strategic Goal: 2.3 Meet all legislative and compliance responsibilities

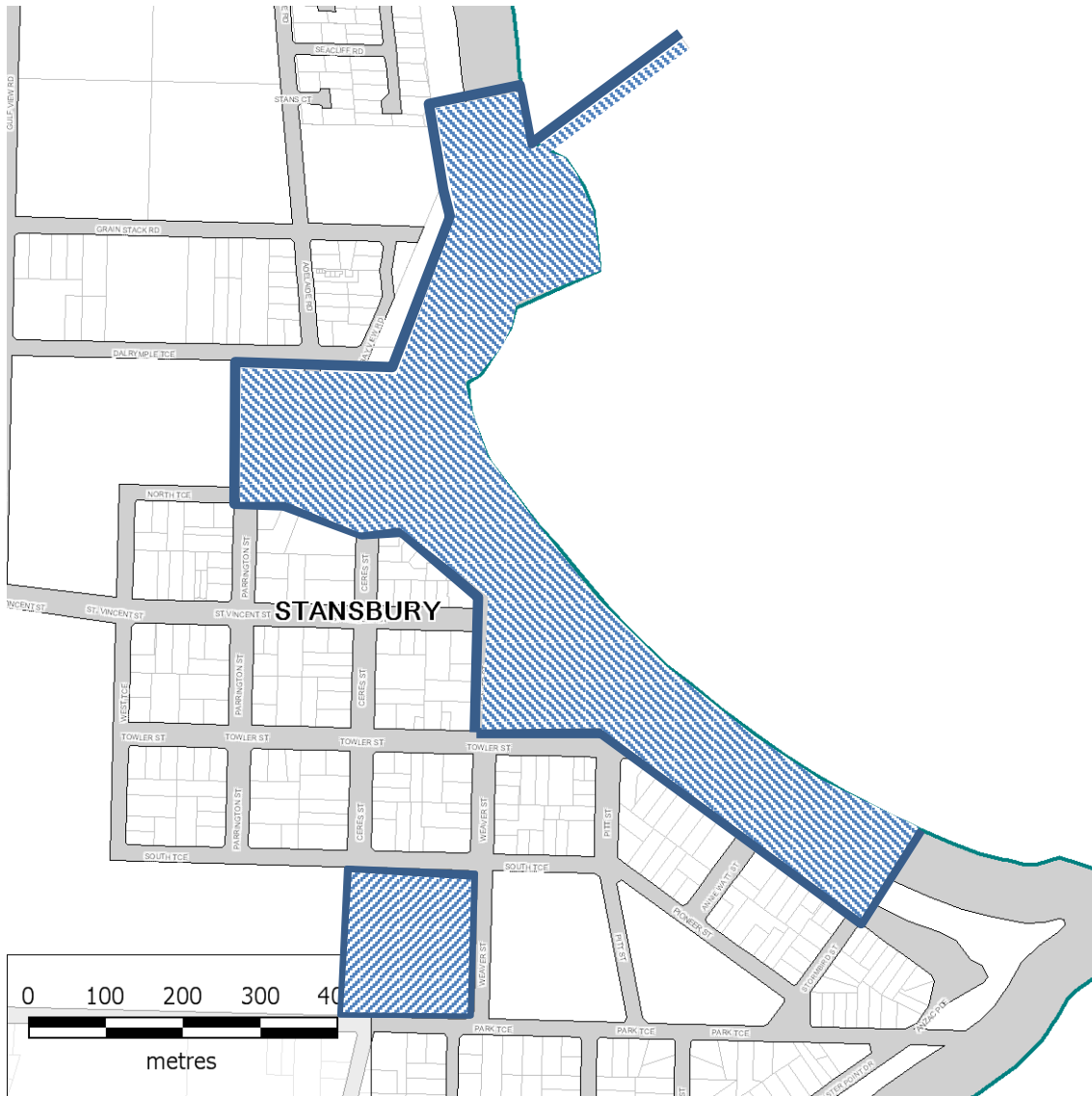
#### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

By introducing a dry area at the Stansbury foreshore it is anticipated that the risk of injury to persons and damage to property, due to disorderly behaviour, will be significantly reduced during the New Year's Eve Celebrations.

If no changes are made to the times of the dry area that is enforced, Council has sufficient "Dry Area" signage to erect on New Year's Eve prior to the commencement of the Dry Area. The signs would need to be removed again the following day.

## Attachment C1

**Dry Area Stansbury New Year's Eve from:  
10pm 31 December 2014 to 8am 1 January 2015**



## **DIRECTOR DEVELOPMENT SERVICES**

### **DA/ITEM 6.4**

#### **2. ACCESS ADVISORY COMMITTEE MEETING MINUTES**

(File Ref:9.24.1.1)

##### **INTRODUCTION**

The purpose of the report is to receive the Minutes of Council's Access Advisory Committee held 25 July, 2014.

##### **RECOMMENDATION**

That Council:

1. receive the Minutes of the Access Advisory Committee held on 25 July, 2014.
2. endorse the recommendations by the Access Advisory Committee.

##### **COMMENT**

Attached are the Minutes of the Access Advisory Committee meeting held on 25 July, 2014.

Item 3.2 of the Minutes recommends the following motions be adopted:-

##### **Alan Headon moved D'Arcy Button seconded**

It is recommended that the grab rail at Minlaton Post Office be installed to the value of approximately \$100

**CARRIED**

##### **Beth Fairlie moved D'Arcy Button seconded**

It is recommended that 2 footpath access ramps on Charles Street, Yorketown, be installed to the value of approximately \$1,000

**CARRIED**

##### **Cr Sendy moved Victor Brown seconded**

It is recommended that 6 footpath access ramps on Fourth and Fifth Street, Ardrossan, be installed to the value of approximately \$3,000

**CARRIED**

##### **John Edwards moved Cr Sendy seconded**

It is recommended that the disabled parking and ramp access project at the Point Turton Hall be completed to the value of approximately \$2,590

**CARRIED**

##### **Victor Brown moved Cr Sendy seconded**

It is recommended that Nick Hoskin liaise with Sharon Godleman and install 2 footpath access ramps to the value of approximately \$1,000

**CARRIED**

##### **Cr Sendy moved Carlene Cook seconded**

It is recommended that a footpath access ramp and further line marking be carried out at the side of the Minlaton Hall to create a disabled car-park bay to the value of approximately \$600

**CARRIED**

These allocations totalled \$8,290 leaving \$11,710 for future projects during the 2014/2015 financial year..

#### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Strategic Plan

Key Theme: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management

Strategic Goal: Continue to implement Council's Disability Action Plan

#### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Consistent with the 2014/2015 budget allocation.





## *Yorke Peninsula Council*

### **Minutes of the Meeting of the Access Advisory Committee**

held on Friday 25 July 2014,  
in the Council Chambers  
57 Main Street Minlaton commencing at 1.30pm  
(Subject to confirmation)

---

#### **ITEM 1 WELCOME**

Deputy Mayor Brenda Bowman welcomed everyone to the meeting declared the meeting open at 1.30pm.

#### **PRESENT**

Deputy Mayor Brenda Bowman (YPC), Victor Brown (Ardrossan Progress Assoc), John Edwards (Edithburgh Progress Assoc), Cr John Sendy (YPC), Nancy Newbold (Wauraltee Progress Assoc), Cr Dean Butler (YPC), Alan Headon (Port Clinton Progress Assoc), D'Arcy Button (Minlaton Progress Assoc), Beth Fairlie (Port Vincent Progress Assoc) & Carlene Cook (Bluff Beach Community Group)

#### **IN ATTENDANCE**

Michael Cartwright	Manager Development Services
Nick Hoskin	Operations Coordinator
Shona Emery	Minute Secretary

#### **LEAVE OF ABSENCE**

NIL

#### **APOLOGIES**

Jane Lavery (Warooka Progress Assoc), Jill Huntley (Hardwicke Bay Progress Assoc), Kym Osterstock (Stansbury Progress Assoc), Janet Firth (YPC – Leisure Options), Keryn Dawes (Edithburgh Progress Assoc) & Mayor Ray Agnew (YPC) Roger Brooks (Director Development Services)

## **MINUTES OF THE PREVIOUS MEETING**

### **Cr Sendy moved Alan Headon seconded**

That the minutes of the Access Advisory Committee meeting held on Friday 4 April 2014, as circulated, be confirmed as a true record.

**CARRIED**

## **MATTERS ARISING FROM MINUTES**

### **1. Step into the Minlaton Post Office**

Council staff have been working on plans for a disabled ramp into the Minlaton Post Office to assist those with mobility issues. Unfortunately there is insufficient room to accommodate the disability ramp and maintain a minimum clearance for other footpath users. It has been suggested that a grab rail may assist those in need.

### **D'Arcy Button moved Alan Headon seconded**

It is recommended that a grab rail be installed at the front of the Minlaton Post Office at a cost of approximately \$100.

**CARRIED**

### **2. Footpath Access on the east and west side of Charles Street from disabled car-parks – Yorketown**

Mr Nick Hoskin advised the Committee that the installation of footpath access ramps is not an easy task however can be done for approximately \$500 each side totalling \$1,000 for both ramps requested. Consideration of the cost be deferred until later in the meeting where items for budget allocation will be considered.

### **3. Hand rails on boardwalks – Port Rickaby**

Mr Nick Hoskin has inspected the boardwalks and as they currently comply with Australian Standards no further work is warranted.

### **4. Items to be considered in the 2014/2015 budget**

#### **1. Footpath ramps on kerbs along Fourth and Fifth Streets – Ardrossan**

Mr Nick Hoskin has costed this project at \$500 each ramp at a total cost of \$3,000 (6 ramps). Consideration of the cost be deferred until later in the meeting where items for budget allocation will be considered.

#### **2. Point Turton Disabled Parking & Ramp Access**

Mr Nick Hoskin has costed this project at \$2,590. Consideration of the cost be deferred until later in the meeting where items for budget allocation will be considered.

## **PRESIDING MEMBER'S REPORT**

Cr Bowman reported that the ramp at Ardrossan School Library has been completed and after a couple of minor modifications it has been very well received by the community.

## **ITEM 2 REPORTS**

### **2.1 Porter Building Ramps – Minlaton**

Council staff have been working on plans for disabled ramps into the Porter Building to assist those with mobility issues. Unfortunately there is insufficient room to accommodate the disability ramps and maintain minimum clearances for other footpath users. Another suggestion is to remove the current concrete ramp and install a hand rail and step to the shop entrance. Mr Nick Hoskin will investigate and inform the Committee at the next meeting if this is viable and what the cost will be.

## **2.2 Wauraltee Hall Access Path**

Ms Nancy Newbold requested that a footpath be built from the entrance of the hall to the toilets. Mr Nick Hoskin has inspected the area and explained the path could be constructed out of concrete and would be approximately 40m long and 1m wide. He advised the cost of the materials would be \$2,000 and the labour \$2,000 making the total project cost \$4,000. He advised that the Committee would need to allocate \$2,000 for materials as the labour could be completed through footpath maintenance. It was suggested that the Wauraltee Hall Committee apply for a community grant through Council. If they are unsuccessful with this they are invited to return to the Access Advisory Committee for further consideration.

### **Victor Brown moved John Edwards seconded**

That the this item be deferred to next meeting whilst the Waruraltee Hall Committee apply for a community grant but are invited to approach the Access Committee if their grant application is unsuccessful.

**CARRIED**

## **2.3 Yorketown Hospital Access/Egress**

Mr Nick Hoskin has met with Ms Sharon Godleman at the Yorketown Hospital to discuss the access/egress issues for patients getting in and out of their car and onto the footpath. There is an old access ramp there but as its current position is not helpful, it needs to be moved in between the two "No parking" signs. Cr Sendy suggested that two ramps be put in place either side of the existing car-parks. Mr Nick Hoskin will discuss with Ms Sharon Godleman.

### **Cr Sendy moved D'Arcy Button seconded**

That this item be considered later in the agenda with other budget considerations.

**CARRIED**

## **2.4 Yorketown Community Library Access Ramp**

Mr Nick Hoskin advised that an access ramp could be installed for approximately \$4,450. Mr Michael Cartwright suggested this item be deferred to allow for further investigation.

## **ITEM 3 GENERAL BUSINESS**

### **3.1 Disabled Car-parking at Minlaton Hall**

Cr Sendy questioned why the disabled parking bay for the Minlaton Hall is at the front of the hall when the disabled access is at the rear. The Committee investigated and considered it appropriate that a disabled car-park be defined on the road adjacent to the rear entry point and a disabled access ramp be provided from the car-park onto the footpath.

Mr Nick Hoskin advised an approximate cost of \$600 would need to be allocated to complete this project. Was decided to refer this item to later in the meeting where items for budget allocations will be considered.

### **3.2 Items for Budget Consideration**

The following is a list of projects for budget consideration

• Grab rail at the Minlaton Post Office	\$ 100
• 2 Footpath access ramps on Charles Street, Yorketown	\$ 1,000
• 6 Footpath access ramps on Fourth & Fifth Street, Ardrossan	\$ 3,000
• Disabled parking and ramp access to Point Turton Hall	\$ 2,590
• 2 Footpath ramps at Yorketown Hospital	\$ 1,000
• Disabled parking bay at Minlaton Town Hall	\$ 600
• Wauraltee Hall footpath	\$ 2,000
• Yorketown Library Ramp upgrade	<u>\$ 4,450</u>
Total	<u>\$14,740</u>

After some discussion the following motions were passed

**Alan Headon moved D’Arcy Button seconded**

It is recommended that the grab rail at Minlaton Post Office be installed to the value of approximately \$100

**CARRIED**

**Beth Fairlie moved D’Arcy Button seconded**

It is recommended that 2 footpath access ramps on Charles Street, Yorketown, be installed to the value of approximately \$1,000

**CARRIED**

**Cr Sandy moved Victor Brown seconded**

It is recommended that 6 footpath access ramps on Fourth and Fifth Street, Ardrossan, be installed to the value of approximately \$3,000

**CARRIED**

**John Edwards moved Cr Sandy seconded**

It is recommended that the disabled parking and ramp access project at the Point Turton Hall be completed to the value of approximately \$2,590

**CARRIED**

**Victor Brown moved Cr Sandy seconded**

It is recommended that Nick Hoskin liaise with Sharon Godleman and install 2 footpath access ramps to the value of approximately \$1,000

**CARRIED**

**Cr Sandy moved Carlene Cook seconded**

It is recommended that a footpath access ramp and further line marking be carried out at the side of the Minlaton Hall to create a disabled car-park bay to the value of approximately \$600

**CARRIED**

These allocations totalled \$8,290 leaving \$11,710 for future projects.

The Yorketown Library access ramp and the Wauraltee Hall footpath be deferred until further information can be presented to the next Committee meeting.

**3.3 Follow up on Charlotte Germaine’s Visit**

Cr Butler asked Mr Nick Hoskin for an update on the progress of the items identified by Miss Charlotte Germaine. Mr Hoskin advised he was waiting on an email from Miss Germaine listing the issues. Mr Michael Cartwright suggested that a letter be written to Miss Germaine to thank her for her attendance at the last meeting.

**3.4 Pedestrian Crossing with Traffic Lights in Main Street, Minlaton**

Mr D’Arcy Button reported that the Minlaton Progress Association had been requested to investigate the option of a pedestrian crossing controlled by Traffic Lights across Main Street, Minlaton. Mr Button was advised that Main Street is a DPTI road and any such requests should go directly to the DPTI.

**ITEM 4 NEXT MEETING**

Friday 24<sup>th</sup> October 2014 commencing at 1.30pm.

## **ITEM 10 CLOSURE**

The Meeting closed at 2.39pm.

.....  
**Deputy Mayor Brenda Bowman**

**24<sup>th</sup> October 2014**

# CONFIDENTIAL

# AGENDA

## **CHIEF EXECUTIVE OFFICER**

### **ITEM 8 – CONFIDENTIAL**

#### **1. WASTE AND RECYCLING SERVICE CHARGE – LEGAL ACTION**(File Ref: 9.24.1.1)

##### **INTRODUCTION**

For Elected Members to re-consider the Waste and Recycling Service Charge and subsequent legal action.

##### **RECOMMENDATION**

###### **Section 90(3)(i) Order**

1. That pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Executive Assistant to the CEO and Mayor, Director Corporate and Community Services, Director Development Services and Acting Director Assets and Infrastructure Services.

The Council is satisfied that, pursuant to section 90(3)(i) of the Act, the information to be received, discussed or considered in relation to agenda item 8 As the report is in relation to current legal action, disclosure of which –

- (1) information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council.

Accordingly, the Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.

###### **Section 91(7) Order**

2. That having considered agenda item 8 Waste and Recycling Charge Legal Action in confidence under section 90 (2) and (3) (i) of the Local Government Act 1999, the Council, pursuant to section 91 (7) of that Act orders that the agenda report relevant to agenda item 8 titled Waste and Recycling Charge Legal Action be retained in confidence for a period of 12 months.

##### **COMMENT**

It is recommended that the public be excluded for consideration of this item to enable consideration in confidence under Section 90(3) (i) of the Local Government Act.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Sections 90 & 91 - Local Government Act 1999

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Not applicable.

## **CHIEF EXECUTIVE OFFICER**

### **ITEM 8 – CONFIDENTIAL**

#### **2. ACQUISITION OF LAND**(File Ref: 9.24.1.1)

##### **INTRODUCTION**

For Elected Members to consider the acquisition of Council property.

##### **RECOMMENDATION**

###### **Section 90(3)(d) Order**

1. That pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Executive Assistant to the CEO and Mayor, Director Corporate and Community Services, Director Development Services and Acting Director Assets and Infrastructure Services.

The Council is satisfied that, pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to agenda item 8 As the report is for the acquisition of private property, disclosure –

(1) “could reasonably be expected to prejudice the commercial position of the person who supplied the information or to confer a commercial advantage on a third party: and

(2) would, on balance, be contrary to the public interest.”

Accordingly, the Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.

###### **Section 91(7) Order**

2. That having considered agenda item 8 Acquisition of Land in confidence under section 90 (2) and (3) (d) of the Local Government Act 1999, the Council, pursuant to section 91 (7) of that Act orders that the agenda report and minutes relevant to agenda item 8 titled Acquisition of Land be retained in confidence until the contracts have been executed or for a period of 6 months.

##### **COMMENT**

It is recommended that the public be excluded for consideration of this item to enable consideration in confidence under Section 90(3) (d) of the Local Government Act.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Sections 90 & 91 - Local Government Act 1999

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Not applicable.



## **MAYOR**

### **ITEM 8 - CONFIDENTIAL**

#### **3. CHIEF EXECUTIVE OFFICER'S PERFORMANCE APPRAISAL**

(File Ref: 9.24.1.1)

##### **INTRODUCTION**

To provide Elected Members with a copy of the final CEO Performance Appraisal report from the Performance Review Panel.

##### **RECOMMENDATION**

###### **Section 90(3)(a) Order**

1. That pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that the public be excluded from the meeting and with the CEO excluded from the meeting the Mayor is responsible to ensure that the minutes are recorded.

The Council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to agenda item 8 Chief Executive Officer's Performance Appraisal is information concerning matters that must be considered in confidence as it relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

This agenda item requires Council to receive the final report from the Chief Executive Officer's Performance Appraisal and accordingly, the Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.

###### **Section 91(7) Order**

2. That having considered agenda item 8 Chief Executive Officer's Performance Appraisal in confidence under section 90(2) and (3)(a) of the Local Government Act 1999, the Council, pursuant to section 91(7) of that Act orders that the minutes relevant to agenda item 8 titled Chief Executive Officer's Performance Appraisal and the report be retained in confidence for a period of 12 months.

## **COMMENT**

It is recommended that the public be excluded for consideration of this item to enable consideration in confidence under Section 90(3)(a) of the Local Government Act and as the report relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

## **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Sections 90 & 91 - Local Government Act 1999.

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

The Chief Executive Officer's successful performance directly impacts the organisation's financial and risk management outcomes.